

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE MEETING
January 5, 2016**

The regularly scheduled meeting of the Hinsdale Village Board of Trustees was called to order by President Tom Cauley in Memorial Hall of the Memorial Building on Tuesday, January 5, 2016, at 7:33 p.m.

Present: President Tom Cauley, Trustees Christopher Elder, J. Kimberley Angelo, Luke Stifflear, Gerald J. Hughes, Laura LaPlaca and Bob Saigh

Absent: None

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Finance Director Darrell Langlois, Police Chief Brad Bloom, Fire Chief Rick Ronovsky, Director of Public Services George Peluso, Director of Parks & Recreation Gina Hassett, Director of Community Development Robb McGinnis, Village Engineer Dan Deeter, Village Planner Chan Yu, Economic Development Coordinator/Human Resources Administrator Emily Wagner, Management Analyst Suzanne Ostrovsky and Village Clerk Christine Bruton

PLEDGE OF ALLEGIANCE

President Cauley led those in attendance in the Pledge of Allegiance.

APPROVAL OF MINUTES

Trustee Saigh suggested a change to the language of the draft minutes as presented. Trustee Elder moved to **approve the draft minutes of the specially scheduled meeting of December 8, 2015, as amended.** Trustee LaPlaca seconded the motion.

AYES: Trustees Elder, Angelo, LaPlaca and Saigh

NAYS: None

ABSTAIN: Trustees Stifflear and Hughes

ABSENT: None

Motion carried.

CITIZENS' PETITIONS

Ms. Nancy Burhop, Burhop Seafood, addressed the Board regarding the 'remarkable increase' in their liquor license. The fee has more than doubled. They have already paid for their State license and insurance. She explained that wine sales are only a small part of their business, an add-on for their customers. Ms. Burhop outlined their expenses and said they have told customers they have to stop selling wine. She said she would have liked more notice of the fee increase.

President Cauley responded, stating he believes Ms. Burhop has a legitimate complaint as her business is added to the classification that includes the local wine sellers. These businesses have a much larger volume of wine sales. President Cauley said he believes

we can get this resolved quickly; gourmet food is a unique category. Trustee LaPlaca commented it was expected there would be some cases such as this with the complete re-write of the liquor code, and agreed this needs to be revisited.

VILLAGE PRESIDENT'S REPORT

President Cauley thanked the Public Services department for their fine snow removal work for both weather incidents this season. The Village has, however, received complaints from residents regarding snow on the sidewalks, resulting in a problem for pedestrian traffic. This is a problem that has come up in the past. Some Trustees have suggested a fine, but he feels there may be an intermediate step. Staff is looking at suggestions and will add this matter as a discussion item at the next meeting of the Board. Trustee LaPlaca pointed out that some builders are considerate at their construction areas, but some are not. In addition to the lack of snow shoveling of sidewalks, it was noted that sump pump discharge is creating ice spots on sidewalks. Director of Community Development Robb McGinnis pointed out that for a decade or more, the former Village engineer directed that when there was no other place to go with the discharge, particularly when it was causing a problem for a neighbor, the water should go to the street. Engineering is monitoring this problem and finding other solutions whenever possible. Police Chief Brad Bloom said he will make a thorough search of the vehicle code as it may address the sidewalk shoveling problem. Trustee Saigh also noted another problem to consider are the mounds of snow at corners left by snow plow services, which block sidewalks and vehicular visibility.

FIRST READINGS - INTRODUCTION

Administration & Community Affairs (Chair Hughes)

- a) **Approve an Ordinance Amending Subsection 3-3-13A of the Village Code of Hinsdale Related to the Number of Liquor Licenses (Casa Margarita)**

President Cauley explained this item increases the number of Class B2 restaurants from 10 to 11 to accommodate Casa Margarita.

The Board agreed to put this item on the consent agenda of their next meeting.

- b) **Extend the current license agreement with Hinsdale Platform Tennis Association (HPTA) through July 31, 2016**

President Cauley explained this is an extension of the existing agreement to allow staff and the Parks & Recreation Commission sufficient time to negotiate a new license. Trustee Hughes suggested that a new license agreement should expire in July, as the platform tennis season is completed at that time of the year.

The Board agreed to put this item on the consent agenda of their next meeting.

- c) **Authorize Village staff to negotiate a building lease with Children's Montessori Language Academy, Inc. for the building that formerly housed the Hinsdale Center for the Performing Arts at KLM**

President Cauley introduced the item stating this school was formerly housed at the Community House, but they need more space. The KLM building has been vacant for several years; this is the first opportunity to rent the building. The Village Attorney has confirmed that this use is consistent with the restrictive covenants of

KLM. Some work needs to be done to the building, such as a fire suppression system, but approval of this item will authorize Finance Director Darrell Langlois to negotiate a firm lease agreement. Mr. Langlois stated the economic terms are firm, but there are other items to figure out, such as snow removal.

Ms. Rosalynn Turner, Director of the Montessori Language Academy, Inc. addressed the Board, stating they have been at the Community House location for 16 years. In terms of parking, she said staff parking is about 8 or 9 vehicles, and there is parent drop off and pick up. Trustee Elder expressed concern about parking during paddle tennis or soccer season. Ms. Turner said they will educate their parents, but noted the Community House has much more limited parking than KLM and there has never been a parking problem. Director of Parks & Recreation Gina Hassett said usage has been monitored and she doesn't anticipate parking issues. Discussion followed regarding the timing of snow removal. While the Village would routinely plow the KLM property, it is not a first priority relative to main streets. Ms. Turner agreed it would need to be plowed in a more timely manner for the benefit of their students. She said if they need to arrange for the plowing, they will. Procedurally, it was decided that when this comes back to the Board for a second reading it will be for approval of the lease agreement.

The Board agreed to move this matter forward for a second reading at their next meeting.

Environment & Public Services (Chair LaPlaca)

- d) **Approve an Ordinance Authorizing the Vacation of a Certain Portion of an Unimproved Alley Situated South of and Adjoining 810 W. Hinsdale Street in the Village of Hinsdale, DuPage and Cook Counties, Illinois at a Purchase Price of \$7,500**

President Cauley introduced the item stating this alley vacation is a little different because no portion of the alley has been previously vacated, but it is not a through alley. With respect to the somewhat lower purchase price, Village Engineer Dan Deeter explained the cost depends on what part of the Village the alley is located; in this case Hinsdale Avenue is beside the railroad tracks.

The Board agreed to put this item on the consent agenda of their next meeting.

Zoning & Public Safety (Chair Saigh)

- e) **Approve an Ordinance Amending Chapter 6 ("Office Districts"), Section 6-106 ("Special Uses"), of the Hinsdale Zoning Code as it Relates to Interior Design, Remodeling and Decorating Service Businesses and Related Showrooms; and**
- f) **Approve an Ordinance Approving a Special Use Permit for an Interior Design, Remodeling and Decorating Service Business with a Showroom in the O-2 Limited Office Zoning District at 20 E. Ogden Avenue – LaMantia Design & Construction Company**

President Cauley began discussion by noting the Plan Commission voted unanimously 7-0 to approve the two issues before them, but he feels the special use language is unclear. Discussion between Village Planner Chan Yu and the Board followed regarding the language of the ordinance. Trustee LaPlaca clarified that there are really two special uses; one for the remodeling and one for the

showroom. Mr. McGinnis said the ordinance will be revised to include this clarification.

The Board agreed to move this matter forward for a second reading at their next meeting.

g) **Approve an Ordinance Approving a Major Adjustment to a Site Plan and Exterior Appearance Plan for the Construction of a new Clubhouse on the Property Located at 830 N. Madison - Salt Creek Club**

President Cauley said these requests come to the Board after site plan approval because not all the details of a project are worked through at that time. The Board has the authority to approve minor adjustments.

Mr. Vince Caprio, architect on the project, addressed the Board. He outlined each of the changes included in this request and provided illustrations for the Board. The masonry on the chimney has been reduced, bi-fold exterior doors have been changed to sliders, an additional door is added to the south elevation to meet the clients' needs, the mechanical system requires additional venting which will be constructed out of cedar to blend with the building, transoms have been added to the two required exit doors, and the dormer windows have been enlarged. The client requested a backup generator, which will have to be located in the front of the building, however, arborvitae will be planted to hide it. And, finally, the parking spaces were relocated because of the existing flood plain, and moved to the east and center of the property. It was confirmed, with respect to the parking, this is the same number of spaces, the grade is much higher at this location, the spaces are located about 100' feet from lot line located within the setback requirements and will be landscaped with arborvitae. Regarding the generator on the front elevation, Mr. McGinnis confirmed the building is well beyond the front yard area and is considered buildable area.

President Cauley stated that if the Board thinks this substantially complies with what was approved in March 2015, they can move this forward without additional Plan Commission review. Trustees Elder and LaPlaca do not feel further Plan Commission review is necessary. Trustee Stifflear agreed, but wants it memorialized that the generator is within the buildable area. Trustee Saigh asked for and received confirmation that lighting is not an issue for the neighbors. Mr. Caprio stated that, with Mr. Deeter's help, DuPage County has been notified about compliance with wetland issues.

The Board agreed to move this matter forward for a second reading at their next meeting.

CONSENT AGENDA

Administration & Community Affairs (Chair Hughes)

- a) Trustee Stifflear moved **Approval and payment of the accounts payable for the period of December 9, 2015 through January 5, 2016 in the aggregate amount of \$1,554,810.54 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Hughes seconded the motion.

The following items were approved by omnibus vote:

Environment & Public Services (Chair LaPlaca)

- b) **Award Bid #1595 to Municipal Well & Pump for the inspection and repair of Well #2 in the amount of \$67,860** (*First Reading – December 8, 2015*)
- c) **Award the engineering services for the design of the 2017 Reconstruction Project to K-Plus Engineering, LLC in the amount not to exceed \$32,670** (*First Reading – December 8, 2015*)

Zoning & Public Safety (Chair Saigh)

- d) **Approve the Issuance of a Blanket Purchase Order to TPI Building Code Consultants, Inc. in the amount of \$40,000 to Provide Contract Plumbing Inspection and Code Enforcement Services** (*First Reading – December 8, 2015*)

Trustee Hughes moved to **approve the Consent Agenda, as presented.**
Trustee Stifflear seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear, Hughes, LaPlaca and Saigh

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA - ADOPTION

Environment & Public Services (Chair LaPlaca)

- a) **Waive the First Reading and Approve a Resolution Authorizing Waiver of Construction Noise Hours Limitations Pursuant to Section 9-12-2 of the Village Code of the Village of Hinsdale – Oak Street Bridge Construction Process******

President Cauley explained the purpose of the request and noted the specific dates necessary will be determined. Trustee LaPlaca moved to **Waive the First Reading and Approve a Resolution Authorizing Waiver of Construction Noise Hours Limitations Pursuant to Section 9-12-2 of the Village Code of the Village of Hinsdale – Oak Street Bridge Construction Process.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear, Hughes, LaPlaca and Saigh

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Zoning & Public Safety (Chair Saigh)

- b) **Approve an Ordinance Approving a Site Plan and Exterior Appearance Plan for a Restaurant at 25 E. Hinsdale Avenue – Casa Margarita** (*First Reading – December 8, 2015*)

Trustee LaPlaca reported she met with Mr. Chase Lofti, owner of Casa Margarita, and went through the direction she felt the Board had given regarding the awnings. Mr. Lofti felt very strongly about the stripes and wanted to come back to the Board to make his case.

Mr. Lofti showed the Board a new awning sample which is a darker red with a different color stripe. He explained this stripe color is deeper and richer, more appropriate to the building and was chosen by a designer. Discussion followed regarding the awnings in general and the new colors. Trustee LaPlaca said she is fine with this iteration, but Trustee Stifflear sides with the Plan Commission recommendation and feels they should be one color only. Trustee Saigh does not feel awnings are necessary or appropriate for this iconic building. Trustee Hughes commented that since this is not a permanent change to the building, he is okay with the awnings. Trustee Elder said weighing the benefit to the business versus any detriment to community, he can will err on the side of the tenant and be okay with the new awnings. Trustee Angelo feels the colors are somewhat garish and pointed out that there are no other stations along the BNSF line that have awnings; he doesn't believe the awnings are necessary on the north face of the building. President Cauley agrees the awnings aren't necessary, but if the tenant thinks they are, he would reluctantly say okay.

Trustee LaPlaca moved to approve **an Ordinance Approving a Site Plan and Exterior Appearance Plan for a Restaurant at 25 E. Hinsdale Avenue – Casa Margarita to include awning colors of Crimson and Tangerine.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Hughes, LaPlaca and President Cauley

NAYS: Trustees Angelo, Stifflear and Saigh

ABSTAIN: None

ABSENT: None

Motion carried.

- c) **Approve an Ordinance Approving a Second Major Adjustment to a Site Plan/Exterior Appearance Plan at 125 W. Second Street – Kolbrook Design, Inc.** (*First Reading – December 8, 2015*)

President Cauley reminded the Board that this request was reviewed by the Board at their last meeting, and the proposed changes are all code compliant. Trustee Saigh moved to **Approve an Ordinance Approving a Second Major Adjustment to a Site Plan/Exterior Appearance Plan at 125 W. Second Street – Kolbrook Design, Inc.** Trustee LaPlaca seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear, Hughes, LaPlaca and Saigh

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

DISCUSSION ITEMS

None.

DEPARTMENT AND STAFF REPORTS

- a) Treasurer's Report
- b) Parks & Recreation
- c) Public Services
- d) Police
- e) Fire

Trustee Hughes asked Chief Bloom about the 9th and County Line crosswalk, because he wondered if the Village monitors the crosswalks on a regular basis. Chief Bloom explained that Public Services maintains the crosswalks according to a schedule, but he could have the Community Service Officer (CSO) keep an eye on them, too. Director of Public Services George Peluso said crosswalks are prioritized and repainted before school; this one was either overlooked or faded very quickly.

Trustee Hughes also noted a table in the Police report that indicates a notable increase in traffic stops. Chief Bloom explained this is due to a difference in recording between Southwest Dispatch and DuComm. The Stop Means Stop program is still in place, and will continue in an effort to change drivers' habits. Discussion followed regarding the benefits of this type of program from an educational standpoint, but Chief Bloom said at some point they may have to start to issue citations instead of warnings.

Trustee LaPlaca noticed that parking spaces are being shifted around to try to meet area parking needs, and asked about certain areas that change the parking restrictions depending on time. Chief Bloom said it depends on the lot, but generally restrictions remain in place until 5:00 p.m. She asked about the parking spots by the middle school and whether it made sense to change these times as they are often empty. Chief Bloom said he could look in that area, but thinks those spots are in high demand, particularly for the teachers since their parking was reduced because of the mobile classroom. He noted some possible parking availability in the area of Hinsdale Avenue and Grant Street, but they have waiting for the pay box implementation to see if there is increased demand for those spaces.

There were no additional questions regarding the contents of the department and staff reports.

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

OTHER BUSINESS

None.

NEW BUSINESS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

Trustee Saigh commended Mr. Peluso and staff with Christmas lighting; it was beautiful again this year. Also, in his neighborhood the tree trimming is underway; the amount of wood being removed and shaping of the trees for their health is impressive. Some trees have not been tended to in decades. It was noted that pink ribbons tied to the trees indicate to the contractor which trees to trim.

Trustee Hughes would like the Annual Meeting schedule to reflect practice and indicate one meeting date per month in July and August and December for planning purposes. Dates will be submitted and the Clerk will republish the calendar.

ADJOURNMENT

There being no further business before the Board, President Cauley asked for a motion to adjourn. Trustee Elder **moved to adjourn the regularly scheduled meeting of the Hinsdale Village Board of Trustees of January 5, 2016.** Trustee Hughes seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear, Hughes, LaPlaca and Saigh

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned at 8:53 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk