

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE SPECIAL MEETING
Tuesday, April 4, 2017**

The specially scheduled meeting of the Hinsdale Village Board of Trustees was called to order by Village President Tom Cauley in Memorial Hall of the Memorial Building on Tuesday, April 4, 2017 at 6:05 p.m., roll call was taken.

Present: President Tom Cauley and Trustees Christopher Elder, Neale Byrnes, Luke Stifflear, Laura LaPlaca and Scott Banke

Absent: Trustee Gerald J. Hughes

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Director of Public Safety Brad Bloom, Police Chief Kevin Simpson, Deputy Police Chief Tom Lillie, Fire Chief John Giannelli, Firefighter/Paramedic Doug Neimeyer, Director of Community Development/Building Commissioner Robb McGinnis, Director of Public Services George Peluso, Village Planner Chan Yu, Interim Manager of Parks & Recreation Heather Bereckis, Administration Manager Emily Wagner, Management Analyst Jean Bueche, and Village Clerk Christine Bruton

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES

March 22, 2017

There being no changes or corrections to the draft minutes, Trustee Elder moved to **approve the minutes of the special meeting of March 22, 2017, as presented.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear and Banke

NAYS: None

ABSTAIN: Trustee LaPlaca

ABSENT: Trustee Hughes

Motion carried.

Closed Session Minutes

There being no changes or corrections to the closed session draft minutes, Trustee Elder moved to **approve the minutes of the closed sessions of November 1, 2016, February 21, 2017, and March 22, 2017, as presented.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

CITIZENS' PETITIONS

District 181, Madison School 5th Graders

In conjunction with a school project, 5th grade students Ms. Adele Groom, Ms. Anya Raman, Ms. Lola Tortorello, Ms. Sophia Giannini, Ms. Maya Menon, Ms. Olivia Farah, Ms. Naomi Cook, and Ms. Taylor Gomez, addressed the Board regarding their concerns about the condition of Hinsdale roads. They took a survey of roads and found them bumpy, with many cracks and potholes. They have reviewed the Master Infrastructure Plan, and disagree with which roads are scheduled first. They suggested the Village focus on Seventh Street, between Madison and Stough. Streets in this condition are particularly dangerous in the area of schools.

The Board thanked the students for their input, and will look into their suggestions.

VILLAGE PRESIDENT'S REPORT

President Cauley announced the death of former Village President Bill Moore, who died on March 28th at the age of 100 years old. President Cauley said he had met Mr. Moore several times, and noted he was fond of telling jokes, and was a special person.

Appointments to Boards and Commissions

President Cauley introduced an item to appoint Ms. Debra Braselton to a three year term on the Plan Commission to replace Ms. Mary Ryan, whose term is expiring April 30th. He noted that Ms. Braselton has previously served as Chair of the Zoning Board of Appeals. Trustee Elder moved **to approve the appointment as recommended by the Village President.** Trustee Banke seconded the motion.

Trustee LaPlaca voiced an objection to making an appointment at this time, because the term of the person being replaced is not officially over. She would prefer to wait until the new Board is seated.

AYES: Trustees Elder, Byrnes, Stifflear and Banke

NAYS: LaPlaca

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

FIRST READINGS - INTRODUCTION

Administration & Community Affairs (Chair Hughes)

- a) **Approve a street closure on Chicago Avenue and Burlington Drive from Washington Street to Garfield Street on Sunday, August 20, 2017, and Sunday, October 1, 2017, for a FuelFed coffee and classics car event**

President Cauley introduced the item which is a request for street closures on August 20th and October 1st for a car show. He said this organization has held the same event in Winnetka successfully since 2010. He noted the Village has approved these types of events in the past when they are offered by a non-profit group.

Mr. Andy Blankenburg of 420 Eighth Place, addressed the Board, and explained the group is looking for another location with the kind of aesthetics and amenities as Hinsdale. He believes it would be advantageous to Hinsdale restaurants and merchants to have the event in town. He said there are about 50 vehicle owners; the event is geared toward families.

Ms. Lorraine Hughes, Vice President of FuelFed, Inc. explained that FuelFed is technically a for-profit organization, because that structure is more affordable and there are fewer rules and regulations, however, they operate as a non-profit.

Mr. Bloom added the Village is in receipt of the appropriate insurance for this type of event. Discussion followed regarding advertising the event.

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

- b) **Approve FY2017-2018 Pay Scales**

President Cauley introduced the item and reminded the Board this matter had been discussed at the joint meeting between the Committee of the Whole and the Finance Commission. He noted the 2% increase across the board.

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

Zoning & Public Safety (Chair Stifflear)

- c) **Approve the purchase of one new Emergency Medical Ambulance from North Central Emergency Vehicles located at 12249 S. Rhea Drive, Plainfield, and whose manufacturing plant is at 1170 Production Dr. Van Wert, Ohio, in an amount not to exceed \$212,556**

Trustee Stifflear introduced the item, explaining this purchase would replace the current back up ambulance; he described the age and equivalent wear and tear on the vehicle. This item is in the budget for \$260,000, and the purchase adheres to the replacement policy. The Village received three qualified bids; this is the lowest qualified bidder. The lead time for a vehicle like this is 10-11 months; therefore the ambulance will not be in service until February 2018.

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

- d) **Approve an Ordinance Amending Section 6-106(B)(7), of the Hinsdale Zoning code to allow Tutoring and Educational Curriculum Development as a Special Use in the O-2 Limited Office District (O-2);**

Trustee Stifflear introduced the item, and asked the text amendment be discussed separately from the associated special use permit. The text amendment would allow

tutoring services and educational curriculum development services as a special use in the O-2 limited office district. The request is being driven by uses which are currently not captured in our code, but are in demand. These types of uses will be categorized as special uses, so each request can be reviewed independently for intensity of use. The Board agreed to move this item forward for a second reading at their next meeting.

e) **Approve an Ordinance Approving a concurrent Special Use Permit for Tutoring and Educational Curriculum Development by TinkRWorks LLC in the O-2 Limited Office District at 21 W. Second Street**

Trustee Stifflear introduced the item and explained this is a request for a 3,000' square foot space on the third floor of the US bank building. The property borders an O-2 zoning district to the west and north B-1 to the south, and B-2 to the east. Residential properties are located directly southwest of the property. The applicant expects 25 students per hour with staff up to five. The Board referred this to the Plan Commission on February 7th with directions to evaluate the intensity of use and parking. The Plan Commission found parking to be sufficient due to the fact that the primary hours of operation are after 5:00 p.m., and the bank is closed. They did ask that the special use permit restrict the use of power tools.

Mr. Anu Mahajan, CEO of TinkRworks, addressed the Board and described the anticipated student activity and times of operation at the location. He noted the property is surrounded by permit parking, and there is public parking half a block away. Trustee LaPlaca confirmed the business is already in operation. Staff confirmed there have been no complaints regarding this operation, and no residents were present at the Plan Commission meeting. Discussion followed regarding the number of students in each class; the Board instructed the documents be changed to specify class size be limited to no more than 18 students per class. Mr. Mahajan agreed to this limitation.

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

f) **Approve an Ordinance Approving a concurrent Special Use Permit for Tutoring and Educational Curriculum Development by Stec Educational Group LLC in the O-2 Limited Office District at 534 Chestnut Street**

Trustee Stifflear introduced the item and explained Stec Educational Group will occupy 1,000' square feet of space in an 2-story office building, will conduct one on one tutoring, and classes of up to eight students. Parking is code compliant in the R-4 zoning district. The Plan Commission unanimously recommended approval of this request.

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

g) **Approve annual request from Casa Margarita for outdoor seating**

Trustee Stifflear introduced the item and noted this is the same request as last year except for the addition of lights to be strung along the interior of the fence. There are 28 chairs and 14 tables in the outdoor seating area; hours of operation are 6:00 a.m. to 11:00 p.m. on weekdays, and to midnight on weekends.

Mr. Chase Lotfi, owner, addressed the Board. Trustee LaPlaca noted the cement planters that were installed. Mr. Lotfi said he purchased three, and when planted provide sufficient height. Trustee Stifflear noted they are in the public right-of-way; Mr. Lotfi said it would be no problem to move them.

Trustee Elder asked about coffee and breakfast service. Mr. Lotfi said they tried it, but it did not go well. It was noted this service is specified in the lease. Discussion followed regarding breakfast service. Trustee Stifflear noted the contract issue is different than the permit issue before the Board. Village Manager Gargano asked the Board to clarify the hours of breakfast; the lease specifies breakfast is to be served during the rush hour. Trustee Stifflear suggested using the train schedule to determine when rush hour is. Mr. Bloom noted breakfast is defined in the lease. Trustee Stifflear suggested staff meet with Mr. Lotfi prior to a second reading to iron out the contract issues. Mr. Lotfi said he would be happy to meet with staff on this matter. With respect to the outdoor seating, the Board is okay with the lighting as long as it is like what was installed last year.

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

h) **Approve an Ordinance approving an Exterior Appearance Plan for new windows and roof solar panels on building at 17 W. Maple Street**

Trustee Stifflear introduced the item which is a request to replace aluminum windows with bronze colored new ones at the Unitarian Church located on the corner of Maple Street and Lincoln Avenue. There is no change to the structure of the building or the number of windows. The applicant is also requesting the addition of new solar panels to the roof of the building. The Plan Commission unanimously approved the requests. Trustee Stifflear described the installation of the solar panels in terms of their location, height and visibility; the panels will basically raise the roof about 16" inches.

Mr. Benjamin Van Horne, authorized agent for the applicant, distributed additional photos of the proposed installation. While the panels seem unobtrusive, it was noted that one resident to the north would be able to see the panels from their second story. Also, they would be visible from Maple, but not Lincoln. Village Planner Chan Yu referenced a line of sight diagram included in the packet.

Trustee Banke expressed some concern about whether the roof will support the weight of the panels. Mr. Van Horne stated the building has a pre-stressed concrete roof, but an engineering study has not been done. Mr. McGinnis said sign-off from an architect on the additional dead load created by the panels would be part of the permit process. He added the panels are fairly light, resulting in a minor weight increase per square foot. Mr. Van Horne added these panels are designed to withstand 90 mile per hour winds.

Discussion followed regarding potential future proliferation of solar panels. Trustee Stifflear noted that our Village code does not regulate solar panels; a code change would be a possible future discussion, however, he does not believe the weather in this area is conducive to this option. However, it was noted that as technology and efficiency improve, there could be more demand. Trustee LaPlaca pointed out there would not be this kind of a review for a residential property. President Cauley recommended reaching out to the neighbor most affected and report back to the Board.

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

CONSENT AGENDA

Administration & Community Affairs (Chair Hughes)

Accounts Payable

(Item taken out of order)

The following warrant was reviewed by Trustee Hughes. He was unavailable for this meeting, but had informed Assistant Village Manager/Finance Director Darrell Langlois that everything was in order.

- a) Trustee Elder moved **Approval and payment of the accounts payable for the period of March 8, 2017 through March 21, 2017, in the aggregate amount of \$753,098.68 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

- a) Trustee Byrnes moved **Approval and payment of the accounts payable for the period of March 22, 2017 through April 4, 2017, in the aggregate amount of \$308,223.28 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

The following items were approved by omnibus vote:

Environment & Public Services (Chair LaPlaca)

- b) **Award the contract construction of the 2017 Watermain Project to J. Condon Sewer Service in an amount not to exceed \$345,679** *(First Reading – March 22, 2017)*
- c) **Approve the Public Services staffing reorganization plan** *(First Reading – March 22, 2017)*
- d) **Approve Year 2 of Bid #1602 to Alpha Maintenance Services in an amount not to exceed \$61,657**
- e) **Approve Bid No. 1625 to Al Warren Oil at the rate of OPIS + \$.0225 for purchase of gasoline and diesel**

- f) **To award Trees R Us, Inc. the elm inoculation contact for Fiscal Year 2017-2018 in the bid comparison amount of \$10.45 per inch not to exceed the proposed budgeted amount of \$137,181**
- g) **To award Trees R Us, Inc. the tree pruning contract for Fiscal Year 2017-2018 in the extended price comparison amount of \$35,293.88 not to exceed the proposed budgeted amount of \$65,740**

Zoning & Public Safety (Chair Stifflear)

- h) **Approve an Ordinance Amending Section 9-1-7 of the Village Code of Hinsdale Related to Building Permit Extensions** *(First Reading – March 22, 2017)*
- i) **Approve an Ordinance Amending Title 6 (“Motor Vehicles and Traffic”) of the Village Code of Hinsdale in Relation to Size, Weight and Load Limitations for Motor Vehicles** *First Reading – March 22, 2017)*
- j) **Approve a permit for a temporary use at 336 E. Ogden Avenue for the period of April 1, 2017 to October 31, 2017, subject to conditions to be set forth by the Building Commissioner** *(First Reading – March 22, 2017)*
- k) **Approve the purchase of one new 2017 Ford Explorer from Curry Motors in Frankfort, Illinois, in the amount of \$27,603**

Trustee Elder moved to **approve the Consent Agenda, as presented.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA - ADOPTION

Administration & Community Affairs (Chair Hughes)

- a) **Approve the FY 2017-18 Annual Performance Budget** *(First Reading – March 22, 2017)*
Trustee Elder moved to **Approve the FY 2017-18 Annual Performance Budget.** Trustee Banke seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

Zoning & Public Safety (Chair Stifflear)

- b) **Approve a Referral to Plan Commission for Review and Consideration of a Text Amendment to Section 5-105(C), to allow Educational Services with a Special Use permit in the B-2 Central Business District (but not on the first floor of any structure in the B-2) and B-3 General Business District** (*First Reading – March 22, 2017*)

Trustee Elder moved to **Approve a Referral to Plan Commission for Review and Consideration of a Text Amendment to Section 5-105(C), to allow Educational Services with a Special Use permit in the B-2 Central Business District (but not on the first floor of any structure in the B-2) and B-3 General Business District.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

- c) **Approve a Referral to Plan Commission for Review and Consideration of a Text Amendment to Section 9-104 of the Hinsdale Zoning Code as it relates to Regulation of the Location of Secondary Access Drives to Commercial Properties** (*First Reading – March 22, 2017*)

Trustee Stifflear introduced the item and reminded everyone of the issues and the past opposition; this will prohibit any new requests of this type. Trustee Banke moved to **Approve a Referral to Plan Commission for Review and Consideration of a Text Amendment to Section 9-104 of the Hinsdale Zoning Code as it relates to Regulation of the Location of Secondary Access Drives to Commercial Properties.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

- d) **Approve an Ordinance for a Second Major Adjustment to a Site Plan and Exterior Appearance Plan for the Addition of New Telecommunication Associated Equipment at 339 W. 57th Street** (*First Reading – March 22, 2017*)

Trustee Stifflear introduced the item which requests the addition of three additional remote radio units. Trustee Byrnes moved to **Approve an Ordinance for a Second Major Adjustment to a Site Plan and Exterior Appearance Plan for the Addition of New Telecommunication Associated Equipment at 339 W. 57th Street.** Trustee Banke seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

DISCUSSION ITEMS

Update on proposed I-294 Tollway expansion

Mr. Bloom reported the Village has received documents from the Tollway as requested through the Freedom of Information Act. (FOIA) These documents are being reviewed, and date back to 2014. Traffic data has not been received. The Village has heard informally that the tollway plans will be discussed at their Customer Service and Planning meeting rescheduled to April 17th at 10:30 a.m. This would be a first review prior to any design work. Trustee Byrnes noted the reports are complex, and include information that indicates the condition of the mile long bridge is not good, and will need to be replaced. Other information found in the report indicated they anticipate a 3-4 year construction timeframe, and they do not have all the monies for the whole project. They anticipate the project to cost between \$2.7 and \$3.5 billion. If there is a shortage, they will go to the State. Trustee LaPlaca noted \$1.7 billion would pay for the basic plan, but with the bridges they would need additional financing. Trustee Byrnes mentioned that air quality and noise studies have been glossed over; there was reference to endangered species in the Bemis woods. President Cauley reiterated there is no traffic study to indicate the necessity of the work. Trustee LaPlaca is not sure that study exists, their information comes from annual reports, but it was never indicated there was a special report.

President Cauley added he and Mr. Bloom met with Governor Rauner's Policy Director for Infrastructure and the Executive Director from the tollway last week; he and Mr. Bloom voiced Village concerns, and they listened.

DEPARTMENT AND STAFF REPORTS

- a) Treasurer's Report
- b) Economic Development
- c) Community Development
- d) Parks & Recreation

The report(s) listed above were provided to the Board. There were no additional questions regarding the contents of the department and staff reports.

Director of Public Services George Peluso informed the Board that NICOR has hit another AT&T duct, and traffic has been redirected. He described the traffic access. He noted that businesses have been patient; a third crew has been added, and the project seems to be on schedule.

Ms. Gargano reminded the Board that the Police Department is participating in the CALEA assessment and accreditation process, which will finish tomorrow. She commented this is a great opportunity for an outside agenda to take a look at our operations.

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

OTHER BUSINESS

None.

NEW BUSINESS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

Trustee Stifflear mentioned with regard to Hinsdale Meadows, the concept plan was approved, but the detailed plan has yet to be submitted. When that is received, the review process will begin.

ADJOURNMENT

There being no further business before the Board, President Cauley asked for a motion to adjourn. Trustee Elder **moved to adjourn the specially scheduled meeting of the Hinsdale Village Board of Trustees of April 4, 2017.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Byrnes, Stifflear, LaPlaca and Banke

NAYS: None

ABSTAIN: None

ABSENT: Trustee Hughes

Motion carried.

Meeting adjourned at 7:13 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk