

**VILLAGE OF HINSDALE  
VILLAGE BOARD OF TRUSTEES  
MINUTES OF THE MEETING  
May 18, 2010**

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, May 18, 2010 at 7:30 p.m.

Present: President Tom Cauley, Trustees J. Kimberley Angelo, Bob Saigh, Laura LaPlaca, Cindy Williams, Doug Geoga and Bob Schultz

Absent: None

Also Present: Village Attorney Ken Florey, Village Manager Dave Cook, Assistant Village Manager/Director of Finance Darrell Langlois, Police Chief Brad Bloom, Fire Chief Mike Kelly, Director of Community Development Robb McGinnis, and Deputy Village Clerk Christine Bruton

Also Present: Amy Deis representing The Doings, Ken Knudson with The Hinsdalean and Don Grigus, Suburban Life

**PLEDGE OF ALLEGIANCE**

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

**APPROVAL OF MINUTES**

President Cauley and Trustee Geoga provided the Clerk with corrections to the minutes. Trustee LaPlaca moved **to approve the minutes of the Regular Meeting of April 20, 2010, as amended.** Trustee Saigh seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

**EMERGENCY MEDICAL SERVICES WEEK PROCLAMATION**

President Cauley read the proclamation; Emergency Medical Services Week is May 16<sup>th</sup> through May 22<sup>nd</sup>.

## CITIZENS' PETITIONS

**Karl Weber of 219 E. First Street** referenced the recent change to the Zoning Code regarding the height in the B-2 code and the text amendment before the Board that will address grandfathering existing buildings that do not meet the new code specifications. Mr. Weber is concerned that if any existing building is destroyed, it can be rebuilt with same code inconsistencies; this is like a blanket amnesty. He believes it is a safer course to only grandfather buildings that are pre-code or built before 1900.

## APPOINTMENTS TO BOARDS AND COMMISSIONS

President Cauley read the appointments as follows and provided the qualifications for the persons who are new appointments.

Design Review Commission: Charles Landefeld reappointed as Chairman for a three-year term through April 30, 2013 and Laurel Haarlow reappointed for a three-year term through April 30, 2013

Economic Development Commission: Jan Grisemer reappointed for a three-year term through April 30, 2013 (Resident Member), Molly Hughes appointed for a three-year term through April 30, 2013 (Resident Member) and Luis Alvarez appointed for a three-year term through April 30, 2013 (Retail Member)

Finance Commission: Richard M. Burrige, Sr. appointed as Chairman for a three-year term through April 30, 2013 (Replacing Kevin Kane) and Matt Posthuma reappointed to a three-year term through April 30, 2013

Park & Recreation Commission: Diane Griffin reappointed for a three-year term through April 30, 2013, Edward McCarthy reappointed for a three-year term through April 30, 2013 and William Otto reappointed for a three-year term through April 30, 2013

Plan Commission: Neale Brynes reappointed as Chairman for a three-year term through April 30, 2013, Julie Crnovich reappointed for a three-year term through April 30, 2013 and Luke Stifflear reappointed for a three-year term through April 30, 2013

Zoning Board of Appeals: Keith Giltner reappointed for a five-year term through April 30, 2015 and Gary Moberly reappointed for a five-year term through April 30, 2105

Board of Fire and Police Commission: Margaret Arens reappointed to a two-year term through April 30, 2012

Police Pension Board: Donald Klink reappointed for a two-year term through April 30, 2012

Electrical Commission: Lee Stapel reappointed for a three-year term through April 30, 2013

Trustee Saigh moved to **approve the list of appointments to the various Boards and Commissions, as recommended by the Village President.** Trustee Angelo seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

## VILLAGE PRESIDENT'S REPORT

No report.

## CONSENT AGENDA

President Cauley read the Consent Agenda as follows:

### Items Recommended by Environment & Public Services Committee

Item A: **Permit for a Temporary Use to Operate a Dry Cleaner, without a Plant on Premise, at 722-728 N. York Road for the period of 5/20/10 thru 11/20/10** (Omnibus vote)

Item B: **Ordinance Amending Title 7 (Public Ways and Properties), Chapter 1 (Streets and Sidewalks), Section 7-1-5.1 (Commercial Use of Sidewalk Space) of the Village Code of Hinsdale** (Omnibus vote) (O2010-26)

Item C: **Request from Joel Kennedy Construction to Change the Early Start Time of the Clarendon Hills Sewer Improvements Project, as it Relates to Directional Boring Operations only, from 8:00 a.m. to 7:00 a.m., said Change Subject to Revocation by the Village at any time** (Omnibus vote)

Item D: **Award Bid #1472 (IDOT Sec. No. 10-00000-00 GM), the 50/50 sidewalk program, to D'Land Construction in the amount of \$61,837.80** (Omnibus vote)

Item E: **Ordinance Approving an Intergovernmental Agreement Between the Village of Hinsdale and the County of DuPage, Illinois for the Implementation of the Illicit Discharge Detection and Elimination Program** (Omnibus vote) (O2010-27)

Item F: **Ordinance Adding a New Article I (Illicit Discharge Detection and Elimination) to Chapter 4 (Waterworks and Sewerage System), Title 7 (Public Ways and Properties) of the Village Code of Hinsdale** (Omnibus vote) (O2010-28)

Item G: **Ordinance Authorizing the Sale by Auction of Personal Property Owned by the Village of Hinsdale** (Omnibus vote) (O2010-29)

Item H: **Resolution for the 2010 Resurfacing Project Engineering Services Contract Change Order Number 1 in the amount of \$3,815.00 to SEC Group, Inc. an HR Green Company** (Omnibus vote) (R2010-14)

Item I: **Referral to Plan Commission for Review and Consideration of Case A-09-2010 for a Text Amendment to Section 5-110G, as it Relates to Existing**

**Non-conforming Structures in the B-2 Central Business District (Item taken separately)**

Items Recommended by Zoning & Public Safety Committee

**Item J: Request from the Chamber of Commerce to close Chicago Avenue from Garfield to Washington Beginning at 10:00 a.m. on Friday June 11, 2010 (Omnibus vote)**

**Item K: Extension of a Temporary Use Permit for 26 E. First Street through 10/31/2010 (Omnibus vote)**

**Item L: Waiver of Competitive Bid Process and Approve the Purchase of Six Hand Held Parking Computers from T2 Systems for \$29,781 (Item taken separately)**

**Item M: Ordinances to Declare Village Personal Property as Surplus and to be Sold at Competitive Auction (Omnibus vote) (O2010-30) (O2010-31)**

**Item N: Resolution Approving Release of Sewer or Ditch Grant (Omnibus vote) (R2010-15)**

Items Recommended by Administration & Community Affairs Committee

**Item O: Fiscal Year 2010-2011 Blanket Purchase Orders in the amount of \$1,184,250 (Omnibus vote)**

**Item P: Request from Hinsdale American Legion Post #250 to conduct the Annual Memorial Day Parade with Village Services provided Village of Hinsdale Social Media Policy for an experimental six month trial period (Omnibus vote)**

**Item Q: Agreement with AYSO for Special Use of Robbins Park on June 12, 2010 with the understanding AYSO will have secured adequate parking (Omnibus vote)**

President Cauley removed Items I & L from the Consent Agenda for separate consideration. Trustee LaPlaca moved **to approve the Consent Agenda, as amended**. Trustee Saigh seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

**Referral to Plan Commission for Review and Consideration of Case A-09-2010 for a Text Amendment to Section 5-110G, as it Relates to Existing Non-conforming Structures in the B-2 Central Business District**

At the last meeting of the Village Board an amendment to the code was approved regarding height and number of stories in the B-2 business district; there currently

exist buildings that have height in excess and this text amendment will address that issue. Trustee Angelo said he has similar reservations as those expressed by Mr. Weber and is not sure this text amendment was written to reflect Board intent. Further, if a building no longer exists, how then would its height be determined? Village Manager Cook said that in order to insure a building can be rebuilt to current specifications, the landlord or property owner should have a survey on file; the onus is on the owner to verify a pre-existing non-conforming height. Trustee Angelo stated this is much broader, he thinks the Plan Commission should be given some guidance so that when they discuss this matter, they will be able to bring it into focus. Trustee LaPlaca explained that she and Village Attorney Florey drafted this document; the intent being to protect buildings that are over 30' feet at the present time. Additionally, only if the height and/or story requirement is met, would other code issues such as setbacks and lot coverage, be included. Further, staff and public input would happen at the Plan Commission for vetting and discussion of specifics. She would like it moved on, not lost in the shuffle and to get the process started at the Plan Commission. Trustee Geoga noted this is a referral not an approval of language; the Plan Commission will certainly be aware of issues raised. President Cauley commented that some of these concerns are matters of implementation, not intent of the ordinance. Trustee Saigh pointed out that there are other attractive buildings that would not fall under the height and story criteria that we might want to preserve, sublevel entries for example, certain decorations—maybe this language is too narrow.

Trustee Schultz moved **Referral to Plan Commission for Review and Consideration of Case A-09-2010 for a Text Amendment to Section 5-110G, as it Relates to Existing Non-conforming Structures in the B-2 Central Business District.** Trustee LaPlaca seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

**Waiver of Competitive Bid Process and Approve the Purchase of Six Hand Held Parking Computers from T2 Systems for \$29,781**

Trustee Williams commented that she always votes against these because she feels enough tickets are already being issued. No further discussion followed.

Trustee Schultz moved to approve a **Waiver of Competitive Bid Process and Approve the Purchase of Six Hand Held Parking Computers from T2 Systems for \$29,781.** Trustee LaPlaca seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Geoga, Schultz

**NAYS:** Trustee Williams

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

## **ADMINISTRATION AND COMMUNITY AFFAIRS**

### **Accounts Payable**

Trustee Angelo asked for confirmation regarding a particular item in the warrant and upon verification he moved **Approval and Payment of the Accounts Payable for the period of April 17, 2010 through May 14, 2010 in the aggregate amount of \$2,026,333.28 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Laplaca seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

## **ENVIRONMENT AND PUBLIC SERVICES**

### **Discussion of Façade Repairs to Continental Classic Motors, Inc., 420 East Ogden Avenue**

President Cauley introduced the item explaining there is an issue with the awning pulling away from roof at this location. Trustee LaPlaca provided background on the matter explaining EPS approved a code amendment to allow the special use, but it was never brought to the Village Board for approval, therefore the application process would have to start over. Mr. Doug Capocci of LaMantia Construction addressed the Board and outlined the currently proposed project which will remedy the irregularities of the façade as well as correct the safety issue of the existing awning. Mr. Cook explained that the Board approved the change in definition of the PUD, the code was amended, but it was not applied to Continental Motors. President Cauley, on behalf of the Board, assured Mr. Capocci that he did not foresee any objections to this project moving forward.

## **ZONING AND PUBLIC SAFETY**

No report.

### **REPORTS FROM ADVISORY BOARDS AND COMMISSIONS**

#### **Economic Development Commission Update**

Mr. John Karstrand, Chair of the Economic Development Commission addressed the Board to update them on EDC activities. The successful Who, What, Where advertising campaign is complete with over 40 participants. Two signs have been installed to Village Place, the website is progressing and they are moving forward with a social media policy. The next big initiative is outreach to landlords in hopes to remedy the vacancies in town and correct out of touch rents; they will try to educate and offer EDC resources. The EDC is collaborating with the Chamber of Commerce again for Uniquely Thursdays which start June 17<sup>th</sup> for a ten week series, a new addition is bingo to benefit various local charities. Mr. Karstrand thanked the Board for their help to streamline things for businesses such as the outdoor seating ordinance. Moving forward, they will try to develop procedures to streamline the signage approval process. In response to Trustee Angelo's question, he stated that he does not know the percentage of absentee landlords in town, but should have a handle on that shortly. The billboard advertising southbound on Lemont Road was also noted.

Trustee LaPlaca thanked Public Services, the arborist and the horticulturalist for the recent acquisition at no cost to the Village of a substantial quantity of Du Page County Forest Preserve plants and trees.

### **STAFF REPORTS**

No reports.

### **CITIZENS' PETITIONS**

No reports.

### **TRUSTEE COMMENTS**

Trustee Schultz commented on the tree preservation ordinance stating that he thinks this should be handled like a text amendment and should come to the Board. Trustee LaPlaca offered that the Beautification Task Force had analyzed a number of other ordinances of this nature and this draft is based on the Glenview model. At the next meeting of the EPS Committee there will be a report from staff regarding administration and implementation. President Cauley remarked there is the fundamental issue of regulating trees on private property.

Trustee Schultz recommended that other commissions and task forces be reviewed moving forward, such as Design Review and the Electrical Commission. President Cauley said he would talk to the Chairpersons and get a report. Discussion followed regarding the Design Review Task Force, Trustee Saigh commented that their work product could include some commonsense guidelines.

President Cauley thanked Chief Bloom and his force for the seamless conversion to Southwest Central Dispatch and he thanked Chief Kelly and his force for their help with the middle school electrical line issue that could have been a disaster.

### **ADJOURNMENT**

There being no further business before the Village Board of Trustees, Trustee LaPlaca **moved to adjourn the meeting of April 20, 2010 into closed session under 4 ILCS 120/2)(1) appointment, employment, compensation, discipline, performance or dismissal of specific employees or legal counsel, and 5 ILCS 120/2)(11) litigation, filed or pending before a court or administrative tribunal or when an action is probable or imminent, not to reconvene into Open Session.** Trustee Saigh seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

Motion carried.

Meeting adjourned at 8:27 p.m.

**ATTEST:** \_\_\_\_\_  
Christine M. Bruton, Deputy Village Clerk