

**VILLAGE BOARD OF TRUSTEES
MINUTES OF THE MEETING
December 11, 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 Monday, December 11, 2017 at 7:30 p.m., roll call was taken.

Present: President Tom Cauley and Trustees Christopher Elder, Michael Ripani, Luke Stifflear, Gerald J. Hughes, Matt Posthuma and Neale Byrnes

Absent: None

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Finance Director Darrell Langlois, Assistant Village Manager/Director of Public Safety Brad Bloom, Police Chief Brian King, Fire Chief John Giannelli, Director of Community Development/Building Commissioner Robb McGinnis, Director of Public Services George Peluso, Village Engineer Dan Deeter, Village Planner Chan Yu, Village Engineer Dan Deeter, 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

a) **Regular Meeting of November 21, 2017**

There being no changes to the draft minutes, Trustee Elder moved to **approve the draft minutes from the Regular Meeting of November 21, 2017, as presented.** Trustee Byrnes seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

CITIZENS' PETITIONS

None.

APPOINTMENTS TO BOARDS & COMMISSIONS

President Cauley asked for a motion to appoint former Village Trustee Scott Banke to the Board of Fire and Police Commissioners (BOFPC) to fill the unexpired term of Ms. Donna Flynn through

April 2020. Trustee Elder moved to **approve the appointment as recommended by the Village President**. Trustee Ripani seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

VILLAGE PRESIDENT'S REPORT

No report.

FIRST READINGS – INTRODUCTION

Administration & Community Affairs (Chair Hughes)

a) **Approve a Resolution Adopting a Policy Prohibiting Sexual Harassment for the Village of Hinsdale**

Trustee Hughes introduced the item which will update our current policy to conform to a State statute recently passed. He explained the changes largely elaborate and clarify definitions that were already contained in the document.

The Board agreed to move this item to the Consent Agenda of their next meeting.

b) **Approve a First Amendment to the Land Rover Hinsdale, LLC Economic Development and Sales Tax Revenue Sharing Agreement**

Trustee Hughes introduced the item which is an amendment to the existing sales tax revenue sharing agreement with Land Rover, to move the construction start date. The date is being pushed back due to the need to continue discussion regarding zoning issues with the neighbors. The date for opening remains the same.

President Cauley clarified this item has nothing to do with resident issues, just the commencement of construction.

Trustee Hughes moved to **Waive the Second Reading and Approve a First Amendment to the Land Rover Hinsdale, LLC Economic Development and Sales Tax Revenue Sharing Agreement**. Trustee Elder seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

c) Approve an Intergovernmental Agreement (IGA) between the Village of Hinsdale and the Hinsdale Public Library regarding License of Premises and Sharing of Expenses

Trustee Hughes introduced the item and explained the Village has an existing intergovernmental agreement with the library regarding the use of Memorial Hall and service support systems. The new agreement contains some minor housekeeping changes.

The Board agreed to move this item to the Consent Agenda of their next meeting.

Environment & Public Services (Chair Byrnes)

d) Waive the formal bidding process and award the proposal for the scheduled SCADA System upgrades to Automatic Systems Company in an amount not to exceed \$78,296

Trustee Byrnes introduced the item and explained that the water system software should be updated every five years. This expense is just under the budgeted amount. He pointed out there was a lower bid, but there were problems with the bid as some portions were not comparable.

The Board agreed to move this item to the Consent Agenda of their next meeting.

e) Waive the competitive bidding requirement in favor of the National Joint Powers Alliance (NJPA) Purchasing Agreement with Atlas Bobcat and approve the purchase of a new mini excavator not to exceed \$49,878

Trustee Byrnes introduced the item and explained Public Services staff originally budgeted for a van that would store equipment and shelter crews, however, staff has looked into that purchase and determined the proposed mini-excavator is a better use of money. This will allow staff to have a second back hoe if there is a water main break, and if the break is in tight quarters this is a better option. Director of Public Services George Peluso explained that instead of \$115,000 for the van, the bobcat and future purchase of a trailer are much more economical. The trailer will store and shelter crews, and there is room to park the equipment in the shop.

The Board agreed to move this item to the Consent Agenda of their next meeting.

Zoning & Public Safety (Chair Stifflear)

f) Approve an Ordinance Amending Section 6-12-4 of the Village Code of Hinsdale to allow for installation of Yield Signs for East & West Seventh Street at Bruner

Trustee Stifflear introduced the item which is a recommendation in response to a resident who requested stop signs at the intersection of Seventh Street & Bruner Street. After a formal study, traffic at the intersection did not meet the standards governed by the Manual on Uniform Traffic Control Devices (MUTCD) that lists warrants or requirements that must be met prior to the installation of any traffic controlling device or signage. The study did, however, indicate that yield signs should be used.

President Cauley commented that in his experience people seem less inclined to obey a yield sign, making these intersections more dangerous than those with no signage at all. Police Chief Brian King agreed, but added the unusual situation in this neighborhood is the existing grid pattern of signage. This is the only intersection without any traffic signs north of Eighth Street which contributes to the confusion of motorists. Following discussion, the Board advised Mr. Peluso to move forward with the installation of the signs in advance of a final approval. Mr. Peluso stated they could be installed by the end of the year.

The Board agreed to move this item to the Consent Agenda of their next meeting.

g) Approve a Referral to Plan Commission for review and consideration of a Map Amendment and concurrent Plat of Subdivision at 540 W. Ogden Avenue, to subdivide and rezone approximately 1.85 acres to an O-2 Limited Office District lot and subdivide approximately 2.15 acres into six R-4 Single Family District lots

Trustee Stifflear introduced the item which is a proposal for the former Amlings site; a four acre site that has been vacant for approximately ten years. The property is currently zoned R4. The Village has received an application from Mr. Charles Marlas, owner of the Kensington Schools, for a map amendment and concurrent plat of subdivision. He would like to rezone the 1.8 acres on the north side of the property to an O-2 Limited Office district, and subdivide the remaining 2.15 acres on the south side of the property into six code compliant R4 single family lots. Mr. Marlas wants to build a single-story child day care school on the north side of the property.

The matter before the Board at this time is a first reading for a referral to the Plan Commission for a public hearing for a map amendment to change the north part of the property from an R4 to an O-2 district. He noted the matter before the Board is not a final decision; this will come back to the Board following public input and a recommendation from the Plan Commission.

Mr. Charles Marlas addressed the Board stating the south portion of the lot will maintain the existing R4 zoning. This will allow for six code compliant home sites. Trustee Stifflear mentioned that a year ago this applicant was before the Board to build on the north side of Ogden Avenue, but believes this is a better site. Mr. Marlas said the school would operate Monday through Friday, from 6:30 a.m. to 6:30 p.m., depending on community need. He anticipates the students will largely be from Hinsdale, therefore access on Monroe Street for Hinsdale families will be convenient. Some students may come from Westmont or Clarendon Hills as the other closest school is in the Wheaton Naperville area. He pointed out that all but two of the currently operating Kensington Schools are located in residential neighborhoods. He believes this is a good transition use for the property as there are no weekend or evening hours, and it is a quiet business during the day. He would like to partner with a local builder for the six residential properties. Trustee Ripani expressed safety concerns because of the proximity to Ogden Avenue. Mr. Marlas says great care is taken on a daily basis to ensure the safety of the children, and conversely the busy road is a benefit to parents. Trustee Stifflear recommended that should this matter move forward to the Plan Commission, the applicant should outline drop off and pick up areas. In terms of process, Trustee Stifflear explained the map amendment is first step, followed by site plan and exterior review. It remains to be seen if Zoning Board of Appeals review will be required.

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

CONSENT AGENDA

Administration & Community Affairs (Chair Hughes)

- a) Trustee Elder moved **Approval and payment of the accounts payable for the period of November 22, 2017 to December 11, 2017, in the aggregate amount of \$2,652,953.34 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.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

The following item was approved by omnibus vote:

- b) **Approve an agreement with W-T Engineering Services to review the proposed Illinois State Toll Highway Authority (Tollway) design and the development of an alternate design at an hourly rate of \$200 plus expenses (First Reading – November 21, 2017)**

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

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA - ADOPTION

Administration & Community Affairs (Chair Hughes)

- a) **Approve an Ordinance Levying Taxes for Corporate Purposes for the Fiscal Year of the Village of Hinsdale, Illinois Commencing on May 1, 2017 and Ending on April 30, 2018 in the aggregate amount of \$12,090,836 (First Reading – November 21, 2017)**

Trustee Hughes introduced the items relating to the annual levy of taxes, and added there is nothing new to add on these items since the Board discussion at their previous meeting. It was noted that Items A-H can be approved with one motion.

Trustee Hughes **moved to approve tax levy Items 9 A-H.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

- b) **Approve a Resolution abating the tax hereto levied for the year 2017 to pay the principal of and interest on \$3,500,000 General Obligation Bonds (Waterworks and**

Sewerage System Alternate Revenue Source), Series 2008C, of the Village of Hinsdale, DuPage and Cook Counties, Illinois (*First Reading – November 21, 2017*)

- c) **Approve a Resolution abating the tax hereto levied for the year 2017 to pay the principal of and interest on \$5,000,000 General Obligation Bonds (Alternate Revenue Source), Series 2012A, of the Village of Hinsdale, DuPage and Cook Counties, Illinois** (*First Reading – November 21, 2017*)
- d) **Approve a Resolution abating the tax hereto levied for the year 2017 to pay the principal of and interest on \$2,710,000 General Obligation Refunding Bonds (Library Fund Tax Alternate Revenue Source), Series 2013A, of the Village of Hinsdale, DuPage and Cook Counties, Illinois** (*First Reading – November 21, 2017*)
- e) **Approve a Resolution abating the tax hereto levied for the year 2017 to pay the principal of and interest on \$2,025,000 General Obligation Bonds (Waterworks and Sewerage System Alternate Revenue Source), Series 2014A, of the Village of Hinsdale, DuPage and Cook Counties, Illinois** (*First Reading – November 21, 2017*)
- f) **Approve a Resolution abating the tax hereto levied for the year 2017 to pay the principal of and interest on \$5,000,000 General Obligation Bonds (Alternate Revenue Source), Series 2014B, of the Village of Hinsdale, DuPage and Cook Counties, Illinois** (*First Reading – November 21, 2017*)
- g) **Approve a Resolution abating the tax hereto levied for the year 2017 to pay the principal of and interest on \$9,775,000 General Obligation Bonds (Alternate Revenue Source), Series 2017A, of the Village of Hinsdale, DuPage and Cook Counties, Illinois** (*First Reading – November 21, 2017*)
- h) **Approve an Ordinance Levying Taxes for Special Service Area (SSA) Number 9 for the amount of \$5,155** (*First Reading – November 21, 2017*)

Environment & Public Services (Chair Byrnes)

- i) **Approve a Resolution Approving the 2018 South Street Program Engineering Design Contract Change Order Number 2 in an amount not to exceed \$78,125 to GSG Consultants, Inc.**

Trustee Byrnes introduced the item for additional engineering work to be added in 2018. Following staff evaluation, some scheduled resurfacing improvements can be advanced from 2019 to 2018. He highlighted some of the changes which include reconstructing instead of patching Hinsdale Avenue between Madison and Grant, although discussion continues as to whether or not to use concrete. Concrete would be a \$400,000 expense, asphalt would be \$300,000. He noted the vendor is only doing the engineering work at this point, material costs will be clarified following the engineering work. Trustee Byrnes also noted proposed Chicago Avenue reconstruction will include storm sewer work, and noted it will not alleviate all the flooding in the area, particularly if there is a 100 year event, but will improve the situation in the specified areas. He recapped planned work for 2018 which will complete all scheduled resurfacing projects.

President Cauley commented that the most benefit for residents is repaving roads; all poor to average roads that don't need to be torn up will be finished next year. Roads that need sewer work to relieve flooding are a priority, so some of the sewer separation work will be delayed for the work that will address the flooding. He suggested the Board think about using concrete vs. asphalt for certain roads; discussion followed regarding costs and benefits and determining a metric to approach this decision.

Trustee Byrnes moved to **Approve a Resolution Approving the 2018 South Street Program Engineering Design Contract Change Order Number 2 in an amount not to exceed \$78,125 to GSG Consultants, Inc.** Trustee Posthuma seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Zoning & Public Safety (Chair Stifflear)

- j) **Approve an Ordinance Approving a Detailed Plan for a Planned Development, Associated Waivers and Variations, and other Related Documents, and Approving and Authorizing Execution of a Redevelopment Agreement – Hinsdale Meadows (Southeast Corner of 55th Street and County Line Road) – Edward R. James Partners, LLC; and**
- k) **Approve an Ordinance Approving a Plat of Subdivision - Hinsdale Meadows (Southeast Corner of 55th Street and County Line Road) (First Reading – November 21, 2017)**

Trustee Stifflear introduced these items and recapped the process and steps taken to get to this approval, which have included previous Board reviews and recommendations to the concept plan and the detailed plan, as well as public hearings by the Plan Commission.

He reviewed the matters discussed by the Board at the first reading of this item, and noted that the applicant has withdrawn their request for a reduction in the front-yard setback for homes on Hannah Lane. All other requested modifications and changes to the detailed plan provided by the Plan Commission and Village Board are included in the final approval before the Board this evening, but are conditioned by staff's final review and confirmation of the final plan submittal. Trustee Stifflear asked for any additional resident input, but heard none. Trustee Posthuma noted that two of the duets were changed to side loading garages, but a third property could not be changed because of a grading issue. There were no further comments or questions from the Board.

Mr. Jerry James, representing Edward R. James Partners, LLC, on behalf of his father Mr. Edward James and Mr. Mike Balas, thanked the Plan Commission, Village Board, staff and citizens for their input and interest in this project. President Cauley thanked Mr. James for his patience regarding the lengthy process.

Trustee Stifflear moved **Approve an Ordinance Approving a Detailed Plan for a Planned Development, Associated Waivers and Variations, and other Related Documents, and Approving and Authorizing Execution of a Redevelopment Agreement – Hinsdale Meadows (Southeast Corner of 55th Street and County Line Road) – Edward R. James Partners, LLC; and Approve an Ordinance Approving a Plat of Subdivision - Hinsdale Meadows (Southeast Corner of 55th Street and County Line Road).** Trustee Elder seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes
NAYS: None
ABSTAIN: None
ABSENT: None

Motion carried.

DISCUSSION ITEMS

a) Update on proposed I-294 Tollway expansion

President Cauley reported the engineer hired by the Village designed a tollway solution that leaves the existing sound walls where they are on the Hinsdale and Western Springs sides. This plan was presented to the Tollway Authority, and the Village continues to work with them for a solution.

DEPARTMENT AND STAFF REPORTS

- a) Fire
- b) Parks & Recreation
- c) Economic Development
- d) Community Development
- e) Public Services
- f) Police

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

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

No reports.

OTHER BUSINESS

None.

NEW BUSINESS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

Trustee Byrnes remarked that the extended liquor service hours on the Wednesday before Thanksgiving seemed uneventful. Chief King confirmed there had been no negative feedback.

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 December 11, 2017**. Trustee Hughes seconded the motion.

AYES: Trustees Elder, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned at 8:21 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk