

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE SPECIAL MEETING
April 23, 2019**

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 23, 2019 at 7:30 p.m., roll call was taken.

Present: Trustees Christopher Elder, Michael Ripani, Luke Stifflear, Gerald J. Hughes, *present by telephone*, Matthew Posthuma, Neale Byrnes and President Tom Cauley

Absent: None

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Director of Public Safety Brad Bloom, Assistant Village Manager Emily Wagner, Finance Director Darrell Langlois, Police Chief Brian King, Deputy Fire Chief Tim McElroy, Director of Community Development/Building Commissioner Robb McGinnis, Director of Public Services George Peluso, Village Engineer Dan Deeter, Recreation Supervisor Sammie Hanzel, 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 April 2, 2019**

Following changes to the draft minutes, Trustee Elder moved to **approve the draft minutes of the regular meeting of April 2, 2019, as amended.** 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.

PROCLAMATION – ARBOR DAY

President Cauley read the Arbor Day Proclamation.

VILLAGE PRESIDENT'S REPORT

President Cauley reported good news on the financial front for the period of May 1, 2018 through February 28, 2019. Although budget numbers ebb and flow, revenues are higher and expenses are lower. Including unspent contingency funds, the Village is \$780,000 better than budgeted.

President Cauley explained the Board needed to adjourn for a ten minutes closed session. Trustee Stifflear moved **to adjourn the meeting into Closed Session under 5 ILCS 120/2(C)(6), setting of a price for sale or lease of property owned by the public body, and 5 ILCS 120/2(c)(11) Litigation, filed or pending before a court or administrative tribunal or when an action is probable or imminent.** Trustee Elder seconded the motion.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned to closed session at 7:36 p.m., and reconvened in open session at 7:56 p.m.

FIRST READINGS – INTRODUCTION

Administration & Community Affairs (Chair Hughes)

a) **Approve an Agreement and Grant a Recreation License to the Hinsdale Platform Tennis Association (HPTA)**

Trustee Hughes introduced the item explaining that since August 2018, the Board has been discussing the situation with paddle tennis, and ongoing efforts for a new agreement. A new operating model and agreement is ready for discussion tonight. The old agreement was unsatisfactory to both parties, and did not anticipate many issues; a clear division of responsibility for maintenance of facilities, no agreement of cost sharing for major repairs, competition from other clubs, or planning for the investment needs of the facilities. The Board has had to make urgent unbudgeted repairs. Therefore, a goal of the new agreement is to make clear the financial commitment of the Village. The new agreement will transition responsibilities to the HPTA. The Village will contribute 10% up to \$40,000 to the new hut, and share the costs of major repairs equally. Hinsdale residents will benefit from preferred membership rates. The annual investment is capped at \$30,000, which puts the Village in a more reasonable and attractive position. The hard cost to the Village has been a \$21,000 average per year since 2005, with soft costs of staff time between \$20,000 - \$30,000 per year. He thanked staff, the Parks & Recreation Commission and the HPTA team for their hard work on this agreement.

Ms. Alice Waverley, Chair of the Parks & Recreation Commission, addressed the Board stating the Commission reviewed the agreement at their April 19 meeting and gave a unanimous vote of support. This is simpler more straightforward agreement. She believes it is a win/win; it gives Hinsdale a premier public program again, and HPTA will be able to expand membership when new facilities are in place.

Mr. Marty Brennan, President of the Hinsdale Platform Tennis Association, addressed the Board and stated he echoed Ms. Waverley's remarks. He added this is a very strong agreement for the Village, HPTA and the community.

Trustee Stifflear referenced the \$7,500 maintenance reserve, an amount that is matched by HPTA. He described it as an escrow fund that HPTA will control, but invoices are required by the Village. Mr. Brennan said notification will be given to staff for withdrawals. Finance Director Darrell Langlois said we will segregate the money, and the \$7,500 is due by April 1 of each year. Trustee Posthuma has some concerns, but will work through these before the second reading. Trustee Byrnes asked why our courts are the most used in Chicago despite the need for updating. Mr. Brennan explained that with a public court, the barrier for entry is very low.

President Cauley likes the agreement, because it gives the Village budgetary certainty for planning purposes.

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

b) Approve the FY 2019-2020 Village Pay Plan

Trustee Hughes introduced the item and explained it is an annual housekeeping item regarding salaries and wages specified for different roles in the Village. The cost of living adjustment (COLA) is an increase of 2.25% across the board. President Cauley pointed out the State of Illinois has raised the minimum wage. This will apply primarily to seasonal, summer help. There is no impact this year, but will result in about a \$70,000 increase in payroll costs next year.

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

c) Approve a policy and guidelines for requests to name newly acquired parkland, park amenities and buildings (*Discussion – March 19, 2019*)

Trustee Hughes introduced the item and noted the Board began review of the draft policy in March 2019. The policy deals with the naming of parks, park facilities and amenities. The Board provided feedback to the Parks & Recreation Commission, and this version is simpler and easier in terms of petitions and Commission discretion.

Ms. Waverley pointed out this is a method based on broad public support, and is addressing current unnamed assets, not parkland. She described the process, the required public notice and the petition. President Cauley is concerned that this may be too time-consuming. Ms. Waverley feels this will actually be less so, because there is no grey area, and clear guidelines. Discussion followed regarding the process and specifically what can be named, and qualifying standards for naming. The Board agreed not to name fields within a park. Staff will adjust the language of the policy for the second reading.

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

Environment & Public Services (Chair Byrnes)

d) Approve awarding Bid Group 1 for excavation and storm water management for the parking deck project to Lima Excavating in an amount not to exceed \$1,789,900

Trustee Byrnes introduced the item and explained this is the first money to be spent for excavation, storm water detention and necessary plumbing for the parking deck project. When this matter appears for a second reading, staff will have additional Group 2 bids for the project, and that information will be available for Board review. The Lima Excavating bid was received in December 2018, and cautioned to keep this pricing, the item should be

approved. Village Manager Kathleen Gargano pointed out the contractor has extended the bid multiple times.

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

CONSENT AGENDA

Administration & Community Affairs (Chair Hughes)

- a) Trustee Posthuma moved **Approval and payment of the accounts payable for the period of April 3, 2019 to April 23, 2019, in the aggregate amount of \$1,034,754.65 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, Ripani, Stifflear, Hughes, Posthuma and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

The following items were approved by omnibus vote:

Environment & Public Services (Chair Byrnes)

- b) **Award the contract for engineering services for construction observation of the 2019 Infrastructure Project to HR Green, Inc. in the amount not to exceed \$211,985 (First Reading – April 2, 2019)**
- c) **Award year two of the two year contract #1639 with Eco-Clean Maintenance, Inc. for custodial services within Village facilities, in the amount not to exceed \$74,184**
- d) **Award year three of the three year contract with Clark Environmental Mosquito Management, Inc. for annual mosquito abatement services in an amount not to exceed \$55,496**
- e) **Award renewal of contract #1625 to Al Warren Oil at the rate of the Oil Price Information Service plus \$0.0225 for the purchase of gasoline and diesel**
- f) **Award year two of the two year contract #1640 to Trees R Us, Inc. for elm inoculation in the amount of \$12.05/per inch not to exceed the proposed budgeted amount of \$157,662**
- g) **Award year two of the two year contract #1641 to Steve Piper and Sons, Inc. for tree maintenance in the amount not to exceed \$74,436**

Trustee Elder moved **to approve the Consent Agenda, as presented.** Trustee Posthuma 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 the FY 2019-20 Annual Performance Budget** (*First Reading – April 2, 2019*)
Trustee Hughes introduced the item, noting the budget has been thoroughly reviewed, and there have been no changes.
Trustee Hughes moved to **Approve the FY 2019-20 Annual Performance Budget**.
Trustee Elder seconded the motion.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Environment & Public Services (Chair Byrnes)

- b) **Award the contract for construction of the 2019 Infrastructure Project to G & M Cement Construction in the amount not to exceed \$5,899,965.90** (*First Reading – April 2, 2019*)
Trustee Byrnes referenced the comments made at the first reading of this item, and reiterated that this vendor has worked for the Village in the past and done a good job.
Trustee Byrnes moved to **Award the contract for construction of the 2019 Infrastructure Project to G & M Cement Construction in the amount not to exceed \$5,899,965.90**. Trustee Posthuma seconded the motion.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

- c) **Waive the First Reading and Approve an Ordinance Amending Section 7-4G-17 (Right to Connect) of the Village Code of Hinsdale Relative to the Use of the Village's Waterworks System**
Trustee Byrnes introduced the item which is a housekeeping item regarding new construction and connection to the Village water system.
Trustee Byrnes moved to **Waive the First Reading and Approve an Ordinance Amending Section 7-4G-17 (Right to Connect) of the Village Code of Hinsdale Relative to the Use of the Village's Waterworks System**. Trustee Elder seconded the motion.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Zoning and Public Safety (Chair Stifflear)

- d) **Approve an Ordinance approving a special use permit for the provision of Automobile Driving Instruction Services in the O-2 Limited Office Zoning District at 111 W. Chicago Avenue – Responsible Driver** (*First Reading – April 2, 2019*)

Trustee Stifflear introduced the item from an applicant that was before the Village Board for the same request in February 2018 and was approved. This is a text amendment to allow driving schools in the O-2 zoning district. The business is moving from 7 N. Grant to 111 W. Chicago, to take advantage of a smaller office space and a longer lease. The Plan Commission heard this on March 11 and unanimously approved the request.

Trustee Stifflear moved to **Approve an Ordinance approving a special use permit for the provision of Automobile Driving Instruction Services in the O-2 Limited Office Zoning District at 111 W. Chicago Avenue – Responsible Driver.** Trustee Elder seconded the motion.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

- e) **Approve a Referral to Plan Commission for Review and Consideration of an Ordinance Amending Section 11-603 (Planned Developments), and to Section 11-604 (Site Plan Review) of the Hinsdale Zoning Code Relative to Adjustments to Planned Developments and Site Plans** (*Appeared on Non-Consent Agenda – March 19, 2019*)

Trustee Stifflear introduced the item which is for an ordinance for changes to planned developments and site plan reviews that would provide staff with more flexibility to approve minor adjustments and would decrease the administrative burden for applicants and builders when making small changes. Our code narrowly defines minor adjustment, which requires that all other changes go the Board of Trustees and the Plan Commission. At the Board's direction, staff and Village counsel has drafted the ordinance to define what constitutes a major adjustment. He noted that minor adjustments approved by the Village Manager need the consent of both the chair of the Plan Commission and the chair of the Zoning & Public Safety (ZPS) Committee. All minor adjustments would be reported to the full Board via Manager's Notes.

At the first reading of this item, Trustee Byrnes requested lighting changes be included and President Cauley requested more specific language on certain items and the removal of all 'materiality clauses'.

Trustee Stifflear would like to postpone a vote on this item so as to include some additional changes to the document regarding increasing density or height, altering the location of a structure, alteration of the circulation element, or altering open space. He believes this is a more conservative approach.

Discussion followed regarding these recommendations, and additionally changes in grade. The Board agreed to move this matter forward for another second reading to include recommendations made this evening.

f) **Approve a Resolution of the Village of Hinsdale Approving and Authorizing Execution of an Intergovernmental Agreement with the Illinois State Toll Highway Authority**

President Cauley introduced the item which is the approval of a resolution authorizing the Village President to execute an agreement with the Tollway Authority. The Village has been negotiating with the tollway for a year, but the tollway will likely be widened starting in 2021, despite Village opposition. They have the power under State law to quick-take Village property for their expansion and to rebuild the BNSF bridge, so long as they give the Village fair compensation. The Village has been working on an agreement in exchange for property and easements that would provide certain things to the Village, including installation of the new sound walls prior to removal of the old ones to minimize impact of tollway exposure and to accommodate sports schedules at Veeck and Peirce Parks. Once the project is completed, they will provide landscaping around BNSF railroad, noise testing and mitigation, expansion of Peirce Park, fix localized drainage problems contiguous to tollway, keep the revenue from the Oasis, and take dirt from the parking deck excavation to use for roadwork. These are tangible benefits to the Village, and help make the best of a bad situation. Trustee Stifflear moved to **Approve a Resolution of the Village of Hinsdale Approving and Authorizing Execution of an Intergovernmental Agreement with the Illinois State Toll Highway Authority.** Trustee Elder seconded the motion.

President Cauley noted the Parks & Recreation Commission has reviewed the changes to Veeck Park for the shoe fly, and there will be improvements, including the reduction of overflow to the treatment facility, some expedited sewer separation, and covering the open culvert resulting in 53' feet more parkland to the south. Some land will be lost at Peirce Park on the east side, but all existing fields will still be functional. Ms. Gargano stated the bridgework will begin in 2019, the widening of the roadway in 2021, and the tollway will have to get permission to use local roads, there will be limited access to local streets, and any damage will be reimbursed.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

DISCUSSION ITEMS

a) **Chamber of Commerce Hinsdale Wine Walk**

Ms. Eva Field, President of the Chamber of Commerce, and Ms. Ingrid Wittwers, Membership Director, addressed the Board regarding a new event organized by marketing and the membership to bring something downtown for the restaurants and retailers. While researching new event opportunities, they found several other communities have successfully

hosted events of this type, and there is a lot of local interest. This will encourage a lot of traffic in the central business district.

They anticipate 20 locations participating; participants will pay for their liquor license, and provide one (1) one ounce pour per customer. Shoppers will be provided special glasses, and a lanyard to track servings. They will be checked in and identified at the Hinsdale Wine Shop. No more than 350 tickets will be sold. Only 12 tastings will be allowed per person. The event is scheduled for October 17, from 5:00 p.m. to 7:30 p.m. Fall Fest is the following Saturday, and this is a good tie in.

It was suggested that additional parking might be required; however, Ms. Wittwers is hoping to reach people from the train and to encourage local foot traffic. Police Chief Brian King has no objections to the event; Assistant Village Manager/Director of Public Safety Brad has concerns about open alcohol in public right of way, but if it is consumed on premises there shouldn't be a problem. There were no objections raised by the Board.

DEPARTMENT AND STAFF REPORTS

- a) Treasurer's
- b) Fire
- c) Public Services

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

None.

OTHER BUSINESS

None.

NEW BUSINESS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

None.

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 23, 2019**. Trustee Posthuma seconded the motion.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned at 9:01 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk