



MINUTES
President and Board of Trustees
Village of Arlington Heights
Board Room
Arlington Heights Village Hall
33 S. Arlington Heights Road
Arlington Heights, IL 60005
February 2, 2015
8:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

- A. Presentation of the Colors by Cub Scout Pack #129 from Dryden School

III. ROLL CALL OF MEMBERS

The Deputy Village Clerk called the roll with President Hayes and the following Trustees responding: Farwell, Glasgow, Scaletta, Rosenberg, LaBedz, Sidor, Blackwood, and Tinaglia.

Also present were Randy Recklaus, Diana MIkula, Robin Ward, Tom Kuehne, Charles Perkins, Pam Wilkiel

IV. APPROVAL OF MINUTES

- A. Joint Village Board and Library Board Meeting Minutes from 1/10/15 Approved

Trustee Thomas Glasgow moved to approve. Trustee Joe Farwell Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Scaletta, Sidor, Tinaglia.

Abstain: Rosenberg.

- B. Committee of the Whole Minutes 1/12/2015 Approved

Trustee Carol Blackwood moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Hayes, LaBedz, Rosenberg, Sidor, Tinaglia.

Abstain: Glasgow, Scaletta.

C. Committee-of-the-Whole Minutes 1/20/2015 Approved

Trustee John Scaletta moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

Abstain: Farwell.

D. Village Board Minutes 1/20/15 Approved

Trustee Thomas Glasgow moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

Abstain: Farwell.

V. APPROVAL OF ACCOUNTS PAYABLE

A. Warrant Register of 1/30/2015 Approved

Trustee Joe Farwell moved to approve the Warrant Register dated 1/30/2015 in the amount of \$1,731,857.02. Trustee Thomas Glasgow Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

VI. RECOGNITIONS AND PRESENTATIONS

VII. PUBLIC HEARINGS

VIII. CITIZENS TO BE HEARD

Marc Adelman a 22-year resident of Arlington Heights stated that he is back before the Village Board to address the lack of flood control since the flood of 2011. He voiced his frustration of what he thought was inadequate response and lack of urgency and information coming from the Village. He said that the Village allocated \$60,000 for a study of seven areas outside the combined sewer system, \$200,000 to extend storm sewers to eight neighborhoods currently not connected to the system, and voted to increase water and sewer rates by more than 40% over the next five years, saying that none of those actions will directly address the flooding that occurred within the combined sewer system on July 23, 2011.

Mr. Adelman also said that in May 2013 the Village contracted a \$300,000 study of the combined sewer area that was most severely impacted by the flood which should have taken six month to complete. He asked how much has been paid to the firm to conduct the study year-to-date, how much longer the residents will have to wait for the report, and why the Village hasn't kept the residents informed. Mr. Adelman felt that the Village is managed by crisis rather than a planning and thoughtful way.

Mayor Hayes disagreed and said that the Village and the Village Board has been diligent in terms of putting plans in place to address flooding within Arlington Heights and with the aging infrastructure. He added that the Board is not prepared to address those issues tonight and told Mr. Adelman that someone will get back to him with response to his specific questions. Mayor Hayes asked Mr. Recklaus if he can explain the timing of the flood control studies.

Mr. Recklaus said that the flood studies is very much an active project and that the Storm Water Committee gives him regular reports. He explained that the first step in a storm water study is that a model on how the storm water system works has to be created and stated that reason the delay occurred is due to the Village having extreme drought conditions over the last couple of years. He added that rather than come up with a model that the committee felt would be flawed, they wanted to develop a fine tuned model that would be predictive of the impact of the different improvements that would be discussed. Mr. Recklaus said that the Committee has given their feedback to the consultant this past week on wanted changes to the model. He continued by saying that after those changes are made we will get to the point of projecting what the impact of various improvements are going to be and then the cost of those improvements can be figured out. Mr. Recklaus stated that the Village is looking at having substantial public discussion, a presentation of the findings, as well as potential improvements and their costs sometime this spring. Mr. Recklaus finished by saying that flooding is a big and difficult issue that the Village is taking seriously and is looking at in a comprehensive manner in order to make the best improvements that we can.

Mr. Adelman said it would be appreciated if Village residents could be kept better informed.

IX. OLD BUSINESS

X. CONSENT AGENDA

CONSENT OLD BUSINESS

CONSENT APPROVAL OF BIDS

- A. Landscape Restoration - Contractual Services Approved

Trustee Jim Tinaglia moved to extend the current landscape restoration contract with Olive Grove Landscaping of Carol Stream, Illinois for an additional year at bid unit pricing, with an estimated total expenditure of \$95,000. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

- B. Asphalt Roadway Maintenance Material - 2015 Approved

Trustee Jim Tinaglia moved to award a contract for temporary asphalt roadway patching material to the lowest responsible bidder, Arrow Road Construction of Mount Prospect, Illinois for asphalt patching materials at a unit delivered price of \$137.50 per ton. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

- C. Cargo Van Replacement - Joint Purchase - National Joint Powers Alliance Approved

Trustee Jim Tinaglia moved to award the bid to National Auto Fleet Group of Watsonville, California in the amount of \$46,013.66 for the purchase of two cargo vans for the Utilities Division of the Public Works Department. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

CONSENT LEGAL

- A. A Resolution Approving Certain Property to Participate in Approved the Cook county Class 6b Assessment Incentive Program
(3803-15 N. Ventura Drive LLC (Tru-Grind, Inc.), 3815 N. Ventura Drive)

Trustee Jim Tinaglia moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

CONSENT REPORT OF THE VILLAGE MANAGER

XI. APPROVAL OF BIDS

XII. NEW BUSINESS

XIII. LEGAL

- A. An Ordinance Amending Chapter 12 of the Municipal Code of the Village of Arlington Heights (proposed regulations for garage sales) Approved

Mr. Recklaus reminded the Board that this past fall some residents from the Cedar Glen neighborhood expressed concern that there were some individuals of the community that had ongoing, never ending garage sales. He explained that staff went about the task of determining what would be reasonable regulations to put in effect without overregulating them for a typical resident that wants to have an occasional garage sale, but wanted to find ways to regulate those who take advantage of the lack of regulations. He noted that 7 of the 8 communities that staff spoke with had consistent regulations; three garage sales per year with a limit of up to three consecutive days each and be limited from 9:00 A.M. until 6:00 P.M.

Mr. Recklaus stated that staff doesn't feel garage sales are a widespread problem and would be manageable on a complaint basis, explaining that when a complaint

comes in it would create a record and said the police would then have interaction reminding the individuals that there is a limit of three. He added that if there are subsequent violations, fines can be issued.

Trustee Rosenberg asked if there would be a specific fine or penalty. Ms. Ward stated that the violator would be cited based on the complaints that are documented and that the fine or penalty would be up to the court to decide. Mr. Recklaus felt that the more likely scenario would be that the violator would cease after receiving a warning from a police officer.

Trustee Scaletta asked if there was going to be a permit process. Mr. Recklaus explained that discussions took place regarding the potential of a permit process but it was determined that most residents would be unaware of the need for a permit and that staff felt that a complaint based system allowed a neighbor who was bothered by multiple garage sales a mechanism for them to lodge a complaint. Trustee Farwell felt that if this system doesn't work, he would welcome the idea of putting a permitting process in place if needed. Board members agreed that if there are issues in the future the topic can be revisited for further changes.

Trustee Scaletta was concerned how judges would view these types of citations. Trustee Glasgow explained that housing court judges are diligent in listening to the evidence, are sensitive to the fact that home rule communities set up their own needs for their citizens, and that they enforce their laws. Trustee Scaletta asked how the residents would be informed of these new rules. Mr. Recklaus answered that it will be put on the Village's website, that a press release could be done, and that it will be shared with anyone that has expressed an interest in this issue.

Board members agreed that this issue needed to be addressed and voiced some concern with violations being complaint based. They also agreed that it doesn't need to be over regulated and liked the way the ordinance was written. Discussion then took place regarding what types of merchandise is allowed to be sold at garage sales and on other types of sales known to have occurred from residential properties.

Bill Greaney from the Cedars Glen neighborhood in Arlington Heights voiced his concern with the safety in his neighborhood, saying that there has been a sexual assault and numerous burglaries. He went on to say that a few of his neighbors have many garage sales, with one having three of them a month which brings in a lot of strangers walking around the neighborhood.

Mr. Greaney stated that the Police Department met with twenty of his neighbors in Cedar Glen to address their concerns with the crime in that neighborhood and to explain how they can better prevent crime. He said he and other neighbors believe that strangers are casing the neighborhood and that having a high amount of garage sales could be the cause of the crime issue. He also said there are parking issues on his block when these they are being held. Mr. Greaney asked the Board to limit the number of garage sales allowed.

Mayor Hayes explained that this ordinance will limit garage sales to three per calendar year and thanked Mr. Greaney for his comments.

Trustee Thomas Glasgow moved to approve. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.

XIV. APPOINTMENTS

XV. PETITIONS AND COMMUNICATIONS

Mayor Hayes stated that the Village's Public Works, Police and Fire Departments did a great job in responding to the 19" snow storm we just experienced noting how difficult it was to manage.

Mayor Hayes asked Mr. Recklaus to address the reason why some areas appear to be better plowed than others. Mr. Recklaus said there were questions on why a stretch of Central Road was not maintained as well as other parts. He explained that there are a number of areas in the community that are not plowed by the Village of Arlington Heights and that are maintained by Cook County or the Illinois Department of Transportation (IDOT). He continued by saying that he did communicate with both entities and forwarded their phone numbers to residents who also want to communicate with them as well. He said that the Village does its best to work with the other agencies that plow some of the roads in Arlington Heights, and said we do the best we can with the roads we have to manage ourselves.

XVI. REPORT OF THE VILLAGE MANAGER

- A. Request for Closed Session per 5 ILCS 120/2(c)(21):
Discussion of minutes lawfully closed, whether for purposes of approval of the minutes or the semi-annual review of the minutes

- and -

5 ILCS 120/2(c)(11): litigation, when an action against, affecting or on behalf of the Village has been filed and is pending before a court or administrative tribunal, or when the Board finds that an action is probable or imminent.

XVII. ADJOURNMENT

Trustee Joe Farwell moved to Adjourn to Closed Session at 8:45 P.M.. Trustee Thomas Glasgow Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia.