



## 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

September 8, 2015

8:00 PM

### VIDEO I. CALL TO ORDER

### VIDEO II. PLEDGE OF ALLEGIANCE

### VIDEO III. ROLL CALL OF MEMBERS

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

Also in attendance were: Randy Recklaus, Tom Kuehne, Robin Ward, Charles Perkins, Diana Mikula, Scott Shirley, Nick Pecora, Matt Norton of Holland & Knight and Becky Hume.

### VIDEO IV. APPROVAL OF MINUTES

VIDEO A. Village Board Minutes 08/17/2015 Approved

Trustee Thomas Glasgow moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

### VIDEO V. APPROVAL OF ACCOUNTS PAYABLE

VIDEO A. Warrant Register of 8/30/2015 Approved

Trustee Joe Farwell moved to approve the Warrant Register dated 8/30/2015 in the amount of \$1,979,854.70. Trustee Thomas Glasgow Seconded the Motion.

The Motion: Passed

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

VIDEO **VI. RECOGNITIONS AND PRESENTATIONS**

VIDEO **VII. PUBLIC HEARINGS**

VIDEO **VIII. CITIZENS TO BE HEARD**

Jim Valencia asked the Village to take down the fence on Davis Street which is dilapidated and full of weeds as it crosses from expensive homes which are well maintained. He asked for it to be replaced with a continuation of the black fence near the Village Hall.

Mr. Recklaus said that staff has been working with Mr. Valencia and his neighbors. Staff is in contact with Union Pacific Railroad to discern if the fence is the railroad's or the Village's. Union Pacific has cleaned up some of the weeds and debris since the concern was brought forward. The Village is still working on the issue and it is a topic for the staff meeting Wednesday.

Diane Mullins said she would like the Village to adopt a rescue only retail pet ordinance. Many businesses in the Village which are pet based and do not sell pets are successful. She said she supports local businesses which provide crucial tax dollars to the Village and would like all local businesses to be ethical and non-exploitative. Currently customers are over paying for pets at pet stores who source from puppy mills. The name of the breeder on a cage does not inform the consumer in any meaningful way as the buyer would have to research the breeder independently. Also, enforcement is difficult. A rescue only policy would be very easy to enforce. She urged the Board to consider input from residents.

President Hayes said residents will have input on any draft pet ordinance. When an ordinance is drafted, there will be a formal opportunity to voice concerns. The Village is waiting on the exhaustion of appeals on the Cook County Ordinance so that the courts have ruled before the Board decides what an appropriate ordinance is. Mr. Recklaus said it was important to see what tools the Village will have before it is determined what tools we want to use.

Navraaz K. Basati said neighbors on Vail and Dunton were visited by a ComEd representative regarding the replacement of wood utility poles and power lines in their back yards. The agent was asking for signatures to

install new poles. Then workers came with poles and started work in the back yards. After reviewing what was signed, the document was a Grant of Easement. On this contract, residents were to receive \$10 for a 10 foot easement meaning they had lost rights to 10 feet of their property. This contract allows ComEd to do maintenance, tree work and no where are they held liable for damage to property. No resident who signed the document has been reimbursed their \$10. ComEd has refused to answer questions. Ms. Basati contacted the ICC and they did not know of any projects. She has also contacted ComEd, with no response. She has filed a complaint. The document required a notarized signature, and there was no Notary present when the residents signed their documents. ComEd said the agent soliciting signatures was a Notary, but these documents were not notarized in the residents' presence. The residents received a blank copy, not a signed copy. The residents have hired an attorney. The Secretary of State has been contacted but there has been no response as of yet. Ms. Basati said it is okay for a new pole to be erected, but she is not okay with the loss of property rights as it alters their plat, their property value, and the well-being of children and pets. Landscaping will be lost. She asked for the Village to share any knowledge of the project and to please help the residents.

Ms. Mikula said the Village was informed that there was a situation and that ComEd was trying to improve reliability in the area. She said staff had a meeting with ComEd last week. ComEd did not have details at the meeting. The Village will host a meeting with ComEd and the residents so concerns can be heard. The Village has asked ComEd to explore other options like new technology and to present these other options to the Village. Ms. Mikula asked for the residents to share copies of their letters and she will share information as well.

**VIDEO IX. OLD BUSINESS**

- VIDEO        A.        Report of the Committee-of-the-Whole Meeting of Approved  
September 8, 2015  
Consideration of recommending to the Liquor  
Commissioner the issuance of a Class "B" Liquor  
License to Jaffry's Inc., dba 7-Eleven #33876C,  
located at 1418 E. Hintz Road

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.

- VIDEO        B.        Report of the Committee-of-the-Whole Meeting of Approved  
September 8, 2015

Interview of Tom Drake for Appointment to the  
Zoning Board of Appeals

President Hayes administered the Oath of Office to Mr. Drake.

Trustee Thomas Glasgow moved to concur with the Mayor's appointment of Tom Drake to the Zoning Board of Appeals with a term ending 4/30/20.

Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

- VIDEO C. Report of the Committee-of-the-Whole Meeting of Approved  
September 8, 2015  
Interview of Frank Appleby for Appointment to the  
Arlington Economic Alliance

President Hayes administered the Oath of Office to Mr. Appleby.

Trustee John Scaletta moved to concur with the Mayor's appointment of Frank Appleby to the Arlington Economic Alliance with a term ending 4/30/18. Trustee Carol Blackwood Seconded the Motion.

The Motion: Passed

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

- VIDEO D. Report of the Committee-of-the-Whole Meeting of Approved  
September 8, 2015  
Interview of Jackie Lewis for Appointment to the  
Arlington Economic Alliance

President Hayes administered the Oath of Office to Ms. Lewis.

Trustee Joe Farwell moved to concur with the Mayor's appointment of Jackie Lewis to the Arlington Economic Alliance with a term ending 4/30/16. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Abstain: Tinaglia.

- VIDEO E. Report of the Committee-of-the-Whole Meeting of Approved  
September 8, 2015  
Interview of Mike Kalway for Appointment to the  
Arlington Economic Alliance

President Hayes administered the Oath of Office to Mr. Kalway.

Trustee Robin LaBedz moved to concur with the Mayor's appointment of Mike Kalway to the Arlington Economic Alliance with a term ending 4/30/16. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

- VIDEO      F.      Report of the Committee-of-the-Whole Meeting of Approved August 31, 2015  
Status Report - Expiration of Single-Family Solid Waste Contract on March 31, 2016  
Trustee Glasgow moved, seconded by Trustee Farwell, that the Committee-of-the-Whole recommend to the Village Board to begin the process of issuing a Request for Proposals for refuse collection.  
The motion passed, with Trustees Blackwood, Farwell, Glasgow, Rosenberg, and Scaletta voting aye and Trustees LaBedz, Sidor, Tinaglia, and Mayor Hayes voting no.

Trustee Glasgow said he moved to direct staff to request bids on the waste contract to see if there was a lower cost provider for residents. He said he thought it was his responsibility as a Trustee. He said he did not want to confuse the issue of the number of pick-ups, versus the provider as they are two separate issues.

Trustee Farwell said he seconded that motion, not as a vote against Groot, but because he did not want to have a provider for 20 years without a request for proposal (RFP). He said it was responsible to look for the lowest price and he wanted the process to be transparent. He said he hoped that Groot would be the successful bidder as they have been a good partner.

President Hayes said he was voting no because Groot has performed admirably and the citizens like them. Staff negotiated different options and appealing choices with a known high-quality provider. He said there may be a somewhat lower price presented through an RFP, but he didn't think that the Village would get better quality. He said he would prefer to stay with a known quantity and save the time and energy a transition requires.

Trustee Sidor concurred with Mayor Hayes. He said the negotiation was a rigorous process. Staff did a good job of vetting the current vendor and negotiated hard for options and savings. SWANCC said it is not sure anything better will come.

Trustee Scaletta agreed that staff did great job and Groot is one of the best contractors in the Village. However, the Village can't have people thinking that the Board agreed to a new contract because it was easier. It is important to be transparent and he didn't see a down side to going to RFP. Groot has done a fantastic job and he said he won't switch for \$1 a month savings, when they have been so good.

Trustee Tinaglia said he is voting against the proposal because he didn't see the need to spend money, staff energy and legal time to find \$.50 or \$1 in savings. He said he did not want to run the risk of changing the program to 1 day a week and have a new provider at the same time. If the Village is going to change to 1 day a week, it should be with a known provider. He said the staff will be putting in a lot of time and effort to get to a result that is already known.

Trustee Scaletta asked how much staff time and money will be spent. Mr. Recklaus explained the process and said that most of the people working on the project are salaried.

Trustee Glasgow said there are 18,200 users served by this contract. If \$1 a month is saved, it would be \$1.1 million over a 5 year contract. It is the Board's duty to make sure the decision is right.

Trustee Rosenberg said he wanted to ensure that the RFP included all of the services that the Village gets today; that missed pick-ups and extra bags did not incur residents extra costs.

Mr. Recklaus said the RFP includes three service alternatives and the prospective firms will have to bid all three. It also includes the services Groot had provided in terms of Village facilities. There may be small differences and intangibles which are difficult to quantify, but staff will do its best to make sure proposers will provide same level of service that residents receive today.

Trustee Rosenberg said that he agreed that the Village should go out to RFP. The laborious process merits the results. Maybe Groot can come up with a better number. Regardless, the Board is obligated to know what else is out there.

Trustee Labeledz said she would prefer to stay with Groot and thinks the Village would be better served to extend the contract with the intent to go to bid in 5 years. She said there are a lot of other things staff is projected to spend time on the next several months.

Trustee Blackwood said she was disappointed that the Village did not go out for RFP earlier. She said that would have allowed the Village time to negotiate with strongest vendors. It is best practice to go to RFP.

Paul Culhane of the Cool Cities Coalition said he supports once a week pick up because it reduces energy, pollution and impact on roadways. It will also save residents \$100 a year. Everyone agrees that going out to bid is a good practice. It would have been better to do so several months ago. Now, there is a tight time frame which sets up confusion. He said it would be sensible to go to once a week pick up with Groot and then get competitive bids after the glitches are worked out. If one bidder put all their cards on the table it is unfair to that bidder. SWANCC has put the cost models together, so it is known that Groot pricing is very competitive. Once a week pick up at a savings of \$100 a year is big dollars.

Trustee Farwell said he is a strong proponent of once a week pick-up, but cannot promote that above transparency. He said that although it is a tight time frame, it is doable.

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

The Motion: Passed

Ayes: Blackwood, Farwell, Glasgow, Rosenberg, Scaletta.

Nays: Sidor, Tinaglia, LaBedz, Hayes.

G. Report of the Committee of the Whole Meeting of August 31, 2015 Approved

Trustee Scaletta moved, seconded by Trustee Glasgow, that the Committee-of-the-Whole recommend to the Village Board to reduce the current monthly Solid Waste Agency of Northern Cook County (SWANCC) fee charged to single-family homeowners from \$7.69/month to \$6.00/month and use available SWANCC funds for street purposes through the following annual transfers: \$200,000 transfer to the General Fund to cover the annual cost of the street patching program; and \$300,000 transfer to the Capital Projects Fund for additional street resurfacing work. The motion passed unanimously.

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

The Motion: Passed

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

VIDEO

H. T-Mobile - 1000 S. Arlington Heights Rd. - Approved  
PC#15-003

## Special Use Permit for a Wireless Antenna Tower

Ms. Ward said at the presentation on August 3, the Petitioner withdrew their request for a height variation five minutes prior to the meeting citing an FCC regulation that allowed the pole to exceed the 75 foot height by 20 feet if there is a co-locator. Today, A Special Use and a Variation of the fence height are being requested. There have also been changes to the landscaping plan and the changes have been agreed to by the petitioner.

Richard Riley of APC Towers said they have withdrawn request for the height variance. They will be in concurrence with the Building Code Review Board.

Trustee Scaletta asked for an explanation of what has occurred since the initial presentation. Ms. Ward said that at that meeting, there was confusion because the petitioner withdrew their request for a 100 foot pole saying that because of FCC regulations, by matter of right, they could build the pole 20 feet higher than the Village Code limit of 75 feet if there is co-location on the pole. Staff was concerned that the pole might go up to 120 and therefore recommended that it be put over. Since then, the petitioner has agreed to build a pole that will not exceed 95 feet, a 20 foot increase over the Code limit. Staff confirmed that the FCC does mandate an additional 20 feet if there is a co-locator.

Trustee Scaletta said this is a Federal Government mandate without notification and the Village had to research the topic independently. He said he was glad the Village didn't rush through and now knows what the regulations are. He said he was not thrilled with a 95' pole near homes. Ms. Ward said that by this order, the FCC has put forth that cell service is of the utmost of importance to residents, therefore co-location is a matter of right.

Mr. Riley said they agree to all terms and conditions specifically landscaping.

Trustee Rosenberg questioned if the fencing and landscaping protected the equipment sufficiently. Mr. Riley said there is no security or public safety issue; it's just the matter of aesthetics.

Trustee Scaletta asked if the pole could be made more appealing. Mr. Riley said there are already two 55 foot power poles nearby with cross bucks on top; he said this area doesn't merit a stealth tower. Trustee Scaletta said he thought poles would end up in residential neighborhoods.

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

The Motion: Passed

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



VIDEO **X. CONSENT AGENDA**

**CONSENT OLD BUSINESS**

VIDEO **CONSENT APPROVAL OF BIDS**

- VIDEO A. Replacement of 3/4-Ton Utility Truck - Public Works Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

- VIDEO B. Sodium Chloride (Road Salt) - State Contract Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

VIDEO **CONSENT LEGAL**

- VIDEO A. An Ordinance Authorizing the Sale of Surplus Personal Property Owned by the Village of Arlington Heights (Vehicles/Equipment) Approved

Trustee Robin LaBedz moved to approve 15-030. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

- VIDEO B. Resolution - 4th Amendment to Agreement - Approved

Nokia Siemens

Trustee Robin LaBedz moved to approve R15-034/A15-040. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

- VIDEO C. An Ordinance Granting Variations from Chapter 30 Approved of the Arlington Heights Municipal Code (Westgate Park & Shop, 1531-1711 W. Campbell Street)

Trustee Robin LaBedz moved to approve 15-031. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

Nays: Scaletta, Blackwood, Glasgow, Rosenberg.

- VIDEO D. An Ordinance Amending Chapter 13 of the Arlington Heights Municipal Code (Surrender of a Class"BB" liquor license and making available a Class "B" liquor license) Approved

Trustee Robin LaBedz moved to approve 15-032. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

VIDEO **CONSENT PETITIONS AND COMMUNICATIONS**

- VIDEO A. Permit Fee Waiver - Arlington Heights Park District Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

VIDEO            B.        Permit Fee Waiver - Arlington Heights Memorial Library        Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

VIDEO            C.        Bond Fee Waiver - St. Edna Craft Fair                                Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor 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**

### **VIDEO XIII.LEGAL**

VIDEO            A.        An Ordinance Granting a Special Use Permit for a Wireless Antenna Tower and a Variation from Chapter 28 of the Arlington Heights Municipal Code        Approved  
(T-Mobile wireless antenna tower at 1000 S. Arlington Heights Road)

Trustee John Scaletta moved to approve 15-033. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

#### **XIV. APPOINTMENTS**

#### VIDEO **XV. PETITIONS AND COMMUNICATIONS**

President Hayes said that the Arlington Heights Crime Stoppers organization approved a \$1,000 reward pledge to any information leading to the capture of the individuals to the killing of Lt. Joe Gliniewicz of Fox Lake. Four Arlington Heights Police Officers participated in the search.

President Hayes wished happy birthday to Melissa Silverberg of the Daily Herald.

Trustee Farwell said a recycling event is occurring Saturday September 12 from 9-noon. For details go to [www.senatormattmurphy.com](http://www.senatormattmurphy.com).

#### VIDEO **XVI. REPORT OF THE VILLAGE MANAGER**

##### VIDEO A. Police Station Feasibility Study Final Report

Mr. Recklaus said the Arlington Heights Police Department Feasibility Study being presented codifies all the decisions made, information gathered and direction given by the Board regarding a new police station. This report studied whether or not the station could be built on the existing campus. The interdisciplinary team looked at operational, financial and physical aspects of project simultaneously and with equal weight.

Mr. Ray Lee and Ms. Louise Kowalczyk presented the report.

Trustee Glasgow said the study brought forth a lot of good ideas which will save the Village money. He thanked all those involved. He said the flow of each floor was discussed and the team worked hard to use existing Village assets in order to spend the least amount of money and make the space work on this site.

Trustee Tinaglia said he believed the study will allow the Village to save money without compromising anything and the Police Department will be well suited.

President Hayes asked what the cost will be. President Hayes asked with the cost would be. Mr. Recklaus said the construction costs are currently projected to be approximately \$27 Million. The figure is based on future dollars.

Trustee Rosenberg asked how the gate to the squad parking garage will work. Ms. Kowalczyk explained the gate that will secure unauthorized vehicles from entering from the back. It's the exit from the garage. Trustee Rosenberg asked how the Community Training Room would be used. Captain Pecora said that the space will allow the Department to host police training classes taught by Northwestern University among other things. The department will receive free tuition by providing space for the courses. The

space will also allow for community/neighborhood meetings, a major case situation room, and other regional training and meeting space for officers. Ms. Kowalczyk said the space will allow the Department to be highly functional because of its flexibility.

Trustee Blackwood asked if the evidentiary rooms were for immediate use. Mr. Lee said detention requirements have gotten longer; the basement evidence space is for immediate access. The 4th floor storage is for long term cases, like homicides and closed cases. Mr. Lee explained that they were able to cut space in this area from the 2009 proposal by using high density storage units to gain efficiency. Long term evidence storage is allotted 880 square feet and another 350 square feet for long term records. Trustee Blackwood asked if there was consideration of shared services opportunities with the Fire Department.

Trustee Glasgow said that confidentiality issues do not allow for much shared service opportunity. Legislative mandates require municipalities to keep information and evidence for longer periods. There is a premium on conference room space and areas to discuss confidential cases. The Community Training Room is in the middle of the building to provide security for confidential cases.

Trustee Scaletta asked how specific were building material and mechanical selections for cost purposes. Mr. Lee said they assumed for a brick exterior, central heating and cooling versus rooftop, and then used a huge database of Police Station costs to determine the cost estimate. The estimate is not specific to exact brands and materials. Trustee Scaletta said he wanted to find ways to reduce the cost of the building, but needed to see what the costs are. He said it sounded like the cost could be under or over. Mr. Lee said usually not.

Trustee Tinaglia said the cost estimate is based on a certain level of finish. A good estimate is based on countless examples. All the cost nuances will be exposed as the project goes on. At that point the Board can trim costs, ask for alternates or better options, and better pricing.

Trustee Scaletta asked if a high level of finish was being presented. Mr. Lee said no, some strong materials are assumed as they last longer, however they did not present top of the line finishes in this cost assumption. Trustee Scaletta asked if the consultants addressed everything the Village asked for in their study. Mr. Recklaus said they did.

Trustee Rosenberg said the Village should try to optimize the timing of construction with the weather.

Trustee Glasgow moved to approve the Police Station Feasibility Study Final Report.

Trustee Tinaglia seconded the motion.

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

Farwell, Hayes  
The Motion: Passed.

VIDEO **XVIIADJOURNMENT**

Trustee Jim Tinaglia moved to adjourn. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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