



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 20, 2017

8:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

- A. Presentation of the Colors by Cub Scout Pack
#169 from Olive Mary Stitt School

III. ROLL CALL OF MEMBERS

President Hayes and the following Trustees responded to roll: Scaletta, Blackwood, Tinaglia, Rosenberg, LaBedz, Sidor, Farwell.

Trustee Glasgow was absent.

Also in attendance were: Randy Recklaus, Tom Kuehne, Scott Shirley, Diana Mikula, Charles Perkins, Mark Burkland, Robin Ward and Becky Hume.

IV. APPROVAL OF MINUTES

- A. Village Board 02/06/2017 Approved

Trustee Carol Blackwood moved to approve. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

V. APPROVAL OF ACCOUNTS PAYABLE

A. Warrant Register 2/15/17

Approved

Trustee Joe Farwell moved to approve the Warrant Register of 2/15/17 in the amount of \$1,333.066.58. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

VI. RECOGNITIONS AND PRESENTATIONS

VII. PUBLIC HEARINGS

VIII. CITIZENS TO BE HEARD

IX. OLD BUSINESS

A. Report of the Committee-of-the-Whole Meeting of February 13, 2017 Approved

Class 6b Tax Abatement Program

Trustee Scaletta moved, seconded by Trustee Glasgow, that the Committee-of-the-Whole recommend to the Village Board continued use of this program and continued funding from Class 6b applicants, subject to the following modifications:

- Modify the Village's criteria to eliminate the requirement for 10 Arlington Heights employees and include in the application that "the applicant should outline efforts to reach out to Arlington Heights residents, regarding future employment opportunities."
- Modify the Class 6b remittance agreement (10% of the tax savings annually to the Village during the first 5 years of the tax abatement) as follows: the Village will place these funds into the zero interest loan program or other economic development activities as may be approved by the Village. The motion passed with Trustees Blackwood, Glasgow, LaBedz, Scaletta,

Sidor, and Mayor Hayes voting aye and
Trustee Rosenberg voting no.

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

The Motion: Passed

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

Absent: Glasgow

- B. Report of the Committee-of-the-Whole Meeting of February 13, 2017 Approved

Proposed Modifications to the Small Business
Tax Rebate Program

Trustee Scaletta moved, seconded by Trustee LaBedz, that the Committee-of-the-Whole recommend to the Village Board approval of the proposed modifications to the Small Business Sales Tax Rebate Program:

- Increasing the rebate amount that the business receives to 50% of local sales tax generated throughout the duration of the incentive period.
- Increasing the maximum duration of the incentive period to five years, not to exceed the length of the lease.
- Reducing the expansion requirement to 25% of floor area for existing businesses. The base year requirement will remain in effect.
- Allowing the business to propose store hours, as long as it is open at least 40 hours per week and at least one weekend evening until 8:00 p.m. between April 1 and October 31, which the Village can take into account when considering the application. The application will recommend the business hours that were previously a requirement.
- Requiring a minimum three-year lease. However, the incentive period may not

exceed the duration of the lease.

- Removing language referencing that the business must "make an investment in their business or physical facilities," as this is already assumed by a tenant's commitment to a particular space. The motion passed unanimously.

Trustee John Scaletta moved to approve with a change to modification #4 which should read: Allowing the business to propose store hours, as long as it is open at least 40 hours per week and at least one evening per week until 8:00 p.m. between April 1 and October 31, which the Village can take into account when considering the application. The application will recommend the business hours that were previously a requirement. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

X. CONSENT AGENDA

CONSENT OLD BUSINESS

CONSENT APPROVAL OF BIDS

- A. Parking Garage Rehabilitation - Phase 3 Contract Approved Award

Trustee Robin LaBedz moved to approve. Trustee Joe Farwell Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

CONSENT NEW BUSINESS

- A. 2017 Budget Encumbrance Approved

Trustee Robin LaBedz moved to approve. Trustee Joe Farwell Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

CONSENT LEGAL

- A. An Ordinance Dissolving Redevelopment Project Approved
Area No. 2 of the Village of Arlington Heights,
Illinois and Related Matters

Trustee Robin LaBedz moved to approve 17-007. Trustee Joe Farwell
Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

- B. An Ordinance Dissolving Redevelopment Project Approved
Area No. 1 of the Village of Arlington Heights,
Illinois and Related Matters

Trustee Robin LaBedz moved to approve 17-008. Trustee Joe Farwell
Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

- C. An Ordinance Amending Chapter 3 of the Approved
Arlington Heights Municipal Code (Section 3-
102h Powers and Duties of the Village Manager
related to Disposition of Personal Property)

Trustee Robin LaBedz moved to approve 17-009. Trustee Joe Farwell
Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

CONSENT REPORT OF THE VILLAGE MANAGER

- A. Budget Amendment - Arlington Knolls Storm Sewer at Highland and Maude Project Approved

Trustee Robin LaBedz moved to approve. Trustee Joe Farwell Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

CONSENT PETITIONS AND COMMUNICATIONS

- A. Bond Waiver - St. Edna Bingo Approved

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

The Motion: Passed

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

Absent: Glasgow

XI. APPROVAL OF BIDS

XII. NEW BUSINESS

- A. Southpoint Shopping Center - 630-720 E. Rand Rd. - PC#16-025 Preliminary and Final Plat of Resubdivision Approved

Mr. Perkins said the petitioner wishes to subdivide the out lots (Olive Garden, Chili's and a multi-tenant building) so they can be sold to new property owners. This would facilitate redevelopment opportunities for the remaining portions of the shopping center owned by the petitioner. There are conditions to keep the reciprocal easement agreement, and to ensure the long term plan for redevelopment.

Steve Bauer, Attorney for the petitioner, said there are no modifications to the physical structures that are there today. They anticipate a two phased process. This subdivision is the first step; the second will be the redevelopment of the remaining 7 + acres.

Trustee Scaletta asked if the subdivision would have a negative impact on annual maintenance like snow removal or landscaping. Mr. Perkins said it shouldn't be more complicated than it is right now as the reciprocal easement agreement would require mutual compliance.

President Hayes noted the recommendation from the Plan Commission was unanimous.

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

The Motion: Passed

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

Absent: Glasgow

- B. Windsor School - 1315 E. Miner St. - PC#16-026 Approved
Amendment to Special Use Ordinance #90-082

Dr. Lori Bein, Superintendent of School District 25, said they proposing an expansion to Windsor School as enrollment is increasing. They are proposing 6 new classrooms, doubling the size of the gym and expanding the commons/cafeteria area.

President Hayes said an area of concern is the traffic management plan. It is difficult to negotiate this issue in a Board Meeting so it is not the intention that the traffic management plan will be negotiated this evening. This critical concern will be addressed at a public meeting on March 2nd.

Mr. Recklaus said that a new State Law says that a municipality exercising its zoning power should do so "in a reasonable manner that neither regulates educational activities...nor frustrates a school district's statutory duties." The Village is also required to hear the petition within 90 days of receiving it. The District's application was received 81 days ago. The Village's Engineering and Police Departments regularly meet with all 23 elementary schools on traffic issues and the situations are always changing. These are not easy issues and generally involve experimentation with different concepts and the coordination of volunteers, school staff and Village staff.

The formality of a Village Board meeting does not provide an appropriate forum for resolving the types of issues parents often have. Therefore, a public meeting has been scheduled for March 2nd at 9:45 a.m. at Village Hall. If another meeting is necessary, one will be scheduled. That time of day was chosen by the parents who have been in contact with the Village who said this time has the most success in getting people to come as there is not a conflict with kid activities.

Ryan Schulz, Director of Facilities of SD25, outlined the proposed expansion. To improve the traffic situation, the District plan includes:

- 12 new parking spaces.
- 19 land banked parking spots

- Additional parking capacity in the Miner School parking lot
- Additional Drop-off/Pick-up within the West Parking lot to accommodate 165 more children, reducing the pressure on Windsor Drive
- Request to add crosswalk markings at Windsor Drive and Miner Street
- Request for parking restrictions prohibiting parking on the east side of Windsor and the north side of Miner to ease congestion
- Request for restricting northbound Windsor Dr. from Campbell Street to Miner during dismissal times similar to the current restriction in the morning.

The District will encourage more students to use the west lot. It is also considering adding additional staff members to assist with getting students in and out of vehicles. The School will continue communications with driver expectations and a map for drop off and pick up. SD25 will also encourage carpooling, biking and walking.

Trustee Tinaglia asked if the boundaries were changing. Dr. Bein said no, that home turnover is the reason for the vast majority of growth. Trustee Tinaglia suggested that a road could wrap around the back of the school. Mr. Schulz said a road would cut off access to the playground and students would be being dropped off on the west side of school, not on entrance side. Trustee Tinaglia asked if the Plan Commissioners concerns had been resolved regarding the drop off/pick up issues. Mr. Recklaus said that staff wants to hear more from the residents and District and there is still work to be done. The physical improvements being proposed do not hinder the optimization of the drop off/pick up situation.

Trustee LaBedz asked if the parking lot should be one way. Steve Corcoran, traffic engineer, said they did think about it, but one advantage of having it two way is that there is a flow coming from the west. By allowing cars to take a left, it allows some of the traffic flow to be separated. Trustee LaBedz asked if the "No Parking" really meant no waiting. Mr. Schulz said it meant no parking or waiting.

Trustee Blackwood said two years ago the school said there was not enough staff to assist with the drop off/pick up. Dr. Bein said they are determining if staff needs to be increased. Staff already has assigned morning duties, but conversations have begun. It is challenging to hire people outside of staff; the District already struggles to fill crossing guard positions.

Trustee Blackwood said she observed that parents are the violators when she volunteered at Windsor. She asked how cars are policed, and if there have been meetings for parents to address traffic safety. Dr. Bein said parents receive information in newsletters, staff approaches violators and the Police have come and ticketed. She explained that more children are being driven to school than were 10 years ago.

Trustee Farwell said he was in favor of infrastructure expansion. He said he disagreed with the memo that went out to parents and thinks it kept people from speaking at the meeting tonight. He said the Village Board meeting is the best format to work out the details of potential modifications. Drop off and pick up are for short periods of time but occur over 300 times a year. He said there was a meeting on traffic February 1st that did not have neighborhood participation. The Board has a responsibility to have this heard. The 90 day clock is stopped. He said he was concerned that the Board is being held conservatively to the issue regarding regulating/frustrating school districts statutory duties. The Board spent hours talking about a turnaround and fence at St. James when they came for expansion. This is what the Board does. The Board is placing a lot of trust regarding the safety of our children in a series of meetings that will happen after the passage of the amendment to the Special Use. He said he cannot vote until the issue is fully thought out. This significant part will be fully vetted on March 2nd with the Board meeting following on the 6th. He said he will vote in favor in anticipation of recalling the decision at the March 6 Board meeting. This is the only way he can keep his vote as it acts as a place holder at the next meeting.

President Hayes said the Board has often approved petitions with conditions like #3, where after the vote; additional work is done to solve issues that are not appropriate being solved at a Board meeting. He said by holding a separate meeting, the Village is putting the issue into the hands of the stakeholders. He said the people who have children there are the ones qualified to decide what will work. President Hayes said he wants to rely on the people most heavily involved to make a sound decision in conjunction with the experts at the Village. He said he was not ready to do that, as he didn't feel qualified.

Trustee Sidor said the best laid plans get thwarted by people not being courteous and cited parking on Park Avenue in front of South Middle School as an example of people not obeying the traffic restrictions. He said that the Plan Commission spent 230 pages on traffic. The issue has been well vetted, but there may not be a perfect solution. Signs don't fix things, courteous parents do. He said he agreed with the Mayor that the meeting on March 2nd allows everyone to be heard. Even still, not everyone will buy in.

Trustee Rosenberg asked if there is a plan to split the people dropping off to one area or another. Dr. Bein said today, only Special Ed. and Foundations Program students are dropped off in west lot. By increasing that parking lot, general education students can drop off there as well. Most likely those approaching from the west would drop off in this lot, taking 170 students out of the Windsor Drive line.

Mr. Recklaus said staff is open to discussing any idea that is brought forward. Solutions are never permanent at schools; they are always a work in progress. In this school 10 years ago, the mode of transportation has

changed so much it has to be revisited. These are tricky operational issues that are fluid and not well suited to policy. The issue will be researched, discussed and decided. Trustee Rosenberg wondered if the meeting on March 2nd would have any resolutions. Mr. Recklaus said there will most likely be subsequent meetings and/or correspondence. Two years ago, the signage on Kensington was tweaked in different ways to try and achieve the safest result. This conversation is focused differently because of the proposed expansion. Trustee Rosenberg said he was uneasy in approving the petition without answers to condition #3.

Mr. Recklaus said very often there are conditions like this. These situations were happening before the addition was proposed. The Village will work with residents whether or not there is an addition. The two public entities are inherently obligated to resolve these issues which will continue to evolve.

Trustee Scaletta asked what changes were made two years ago when there was concern. Dr. Bein said the Police Department, the Village and PTA worked together to develop the pattern that exists today. They eliminated the northbound traffic on Windsor in the mornings. They added striping on curbing and had initial police presence. She said many of the problems come from non courteous parent drivers. Trustee Scaletta said if drop off/pick up was in the Ordinance, someone would have to petition Village Board to change it. The Board may over complicate this. He suggested having an evening meeting too so everyone is heard. Trustee Scaletta suggested adding cement on Windsor to eliminate snow strips and incentivizing people to volunteer.

Trustee Sidor asked if the protocol was correct. Mr. Burkland said the choices laid out are appropriate. At a future meeting if there is something displeasing, the Trustees can vote on the ordinance on one side or another. The chance to rescind is a parliamentary maneuver, but is the same as voting on the ordinance.

Trustee Farwell asked how the word would get out about meeting on March 2nd. Dr. Bein said parents have been emailed, social media will be used and there will be a posting on the Village website. The school will use its email system. Homeowners will receive hand delivered letters within 250 feet of the property. She said they are happy to set up an evening meeting as well. Trustee Farwell said an RSVP should not be needed and actively rescinded. Dr. Bein said the RSVP was intended to plan for appropriate meeting space.

President Hayes said because it is so significant, the experts including the parents need to be at this special meeting.

Stephanie Williams said she is a current "Drop and Go" leader. They need the addition and have needed it for years. She said parents asked if they could be involved with design and construction phases of this addition but the parents have not been heard. She encouraged the Village and D25 to

take a thorough look at the drop off plan and make changes, if it doesn't happen now, it will not happen. She said when there are mounds of snow; volunteers are picking up children out of their cars to get them to pavement. She said let's make this appropriate and not an act of law.

Trustee Blackwood said there are two meetings, during the day and in the evening for final determination what the final resolution is going to be. Every single Board member should volunteer as a "Drop and Go" parent to get the experience. If it weren't for the volunteers there would be no safety.

Mr. Recklaus said the Village will schedule a second meeting and keep the Board up to date.

Trustee Mike Sidor moved to approve. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Farwell, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Nays: Blackwood

Absent: Glasgow

XIII. LEGAL

XIV. REPORT OF THE VILLAGE MANAGER

XV. APPOINTMENTS

XVI. PETITIONS AND COMMUNICATIONS

President Hayes said the Hearts of Gold dinner on Saturday night was an uplifting evening. He thanked the Special Events Commission and congratulated the nominees and winners.

President Hayes expressed condolences to the Crawford family, who lost three members to a tragic traffic accident.

- 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 Robin LaBedz moved to adjourn to Closed Session at 9:41 p.m.

Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow