



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

June 5, 2017

8:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL OF MEMBERS

President Pro-Tem Blackwood and the following Trustees Responded to roll: Tinaglia, Rosenberg, LaBedz, Scaletta, Baldino and Sidor.

President Hayes and Trustee Glasgow were absent.

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

IV. APPROVAL OF MINUTES

A. Committee of the Whole 05/01/2017 Approved

Trustee Robin LaBedz moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, LaBedz, Rosenberg, Sidor, Tinaglia

Abstain: Baldino, Scaletta

Absent: Glasgow, Hayes

B. Committee of the Whole 05/15/2017 Approved

Trustee Bert Rosenberg moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

C. Village Board 05/15/2017 Approved

Trustee Mike Sidor moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Baldino, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Abstain: Blackwood

Absent: Glasgow, Hayes

V. APPROVAL OF ACCOUNTS PAYABLE

A. Warrant Register 05/30/2017 Approved

Trustee Bert Rosenberg moved to approve the Warrant Register dated 5/30/2017 in the amount of \$2,900,053.37. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

VI. RECOGNITIONS AND PRESENTATIONS

VII. PUBLIC HEARINGS

VIII. CITIZENS TO BE HEARD

Andrea Johnson spoke in reference to the President of the United States' decision to exit the Paris Climate Agreement. She said this Environmental issue has landed on our doorstep. She cited the statistics regarding global warming and the negative effects of toxins, pesticides, oil spills and underground storage tank seepage into the environment. She said residents need clean air and water including drinking water, surface water and beaches. She said 211 mayors are adopting the commitments of the Paris Climate and she would like the Village to do the same.

Eva Trawicki lives in a Condo on Vail and Campbell. She said there have been changes in the noise level from the restaurants and is a problem for those who live there. Even though outside service is not allowed after 11 pm, businesses are keeping their windows open and the noise comes directly into her building. A new restaurant has the speakers outside. One of the little restaurants had a band which was loud from 12 – 2 a.m. and the noise carried. Residents should be allowed peace at night. The noise

has increased in the last three years, if restaurants are given special permission for noisy activities; residents have a right to have noise protection. Another issue is that the restaurants are allowed to have tables on the street so now pedestrians have trouble getting around because the seating is encroaching on the sidewalks. She asked for the Village to please enforce what restrictions are there.

IX. OLD BUSINESS

- A. Report of the Committee-of-the-Whole Meeting Approved
of June 5, 2017

TIF 4 Selection of Developer - Corner Property

Trustee Rosenberg said he would be voting no as he thinks the corner should be redeveloped with something other than a fast food franchise as a gateway to the Village. He said he would like a different look.

Trustee Jim Tinaglia moved to authorize staff to commence negotiations with the Taco Bell/Wendy's developers for a contract /development agreement for the corner of Golf and Arlington Heights Road in TIF IV. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Baldino, Blackwood, LaBedz, Scaletta, Sidor, Tinaglia

Nays: Rosenberg

Absent: Glasgow, Hayes

X. CONSENT AGENDA

CONSENT OLD BUSINESS

CONSENT APPROVAL OF BIDS

- A. ComEd supply of electricity service fee for the Approved
new Police Station 200 E. Sigwalt St.

Trustee Bert Rosenberg moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

- B. Senior Center Roof Replacement Bid Award Approved

Trustee Bert Rosenberg moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

CONSENT LEGAL

- A. A Resolution Approving an Intergovernmental Agreement with the Village of Wheeling (Use of Wheeling's jail facility during construction of police building) Approved

Trustee Bert Rosenberg moved to approve R17-040/A17-040. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

- B. An Ordinance Amending Chapters 3 and 23 of the Arlington Heights Municipal Code (Code section amendments affected by department name change from Building Services to Building and Life Safety Department) Approved

Trustee Bert Rosenberg moved to approve 17-023. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

- C. An Ordinance Amending the Zoning Ordinance of the Village of Arlington Heights, Approving a Preliminary Plat of Subdivision and Granting Certain Variations from the Arlington Heights Municipal Code (2214 E. Palatine Road) Approved

Trustee Bert Rosenberg moved to approve 17-024. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

- D. A Resolution Establishing Prevailing Wages Approved

(Illinois Department of Labor prevailing rate for laborers, mechanics and other workers employed in Public Works)

Trustee Bert Rosenberg moved to approve R17-041. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

CONSENT REPORT OF THE VILLAGE MANAGER

CONSENT PETITIONS AND COMMUNICATIONS

A. Bond Waiver - Dr. Peter Geittman Foundation Approved

Trustee Bert Rosenberg moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

XI. APPROVAL OF BIDS

XII. NEW BUSINESS

A. Building Code Review Board: Proposed variance request from Chapter 23, Section R305.1 Approved

Trustee Scaletta said that the Building Code Review Board (BCRB) met on May 11th to consider a request from a resident with a detached garage, who wants to convert into an office. The BCRB, with the concurrence of the Fire Department, agreed to grant their request.

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

The Motion: Passed

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

Absent: Glasgow, Hayes

B. BCRB - Proposed variance request from Chapter 23, Section 203-402 Approved

Trustee Scaletta said Northwest Metalcraft came before the Village Board a year ago to make changes their PUD. They are cleaning up the back area, improving the parking lot and adding storage unit. A Fire Safety Supervisor at the time if the initial petition said that if Northwest Metalcraft does what they say they are going to do, the Village would not stand in the way. The BCRB was assured that they would not use combustible materials and nothing would be stored there that would exacerbate a fire if there was one. The BCRB approved the petition.

Trustee Robin LaBedz moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

- C. BCRB - Proposed variance request from Chapter Approved 23, Section R305.1 for 610 E. Maude Ave.

Trustee Tinaglia said the petitioners brought plans to finish their basement which is in an older home. They would like to put a bedroom in the basement, but the ceiling height is several inches lower as what the Village Code and the International Building Code call for. It is the difference of inches in an existing situation. The petitioner agreed to some fire protection trade-offs so the BCRB voted in favor of the variance.

Trustee Mike Sidor moved to approved. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes

- D. Chapter 28 Text Amendments - PC#17-005 Approved

Mr. Recklaus said that as a result of the Village Board's 2016 priorities and Staff's Business Plan, staff has been reviewing the Zoning Code over the past few months. This is the first round of recommendations for potential changes. Most of the changes streamline process or are housekeeping to make a process more clear. The goal is for the Code to be more clear and consistent. These proposed changes were reviewed by the Ordinance Committee and the Plan Commission. They were originally proposed at Village Board meeting in April.

Mr. Enright said this phase amends the PUD, Special Use, Definitions, Permitted Use Table and Miscellaneous sections. The next phase will address Non-Conforming Uses, Hardship Criteria, Use Districts and the Parking Code.

The proposed PUD process combines the Preliminary PUD with the Final

PUD which will save 2-3 months for petitioners. This combination defers final engineering, bonds, and letters of credit to building permit phase. The Village still gets the information, but the process is expedited.

The Special Use section will now have a waiver up to 4,000 square feet for restaurants versus the current 1,500 square feet. This will be useful for expediting small restaurants. 80% of restaurants would not have to go through the 4 month Public Hearing process if this change is made. There will still be a waiver process and review checklist for issues like parking. This change makes the Code business friendly and allows staff to evaluate important information at the same time. Drive through operations would still need a Special Use. If a restaurant serves alcohol, staff is recommending that it not have to go through the Special Use process as the Board grants liquor licenses separately anyway.

Mr. Enright said they have updated the antiquated definitions in the Code. It is now more logical and user friendly.

The Permitted Use Table is re-organized into Use categories, with the number of listed Uses reduced from 215 to 145. It is now it is alphabetical and types of businesses that don't exist anymore have been eliminated.

Miscellaneous sections 15, 16, 17, 19, 20, 21 have been eliminated as these are covered in other sections of the Municipal Code.

The Plan Commission recommended approval.

Trustee Tinaglia said this is as great improvement.

Trustee Scaletta said it is the Board's goal is to streamline process, this helps accomplish that.

Trustee LaBedz asked if 4,000 square feet was chosen to reach 80% of applicants. Mr. Enright said yes.

Trustee Rosenberg asked if a restaurant will ever come to the Board that is less than 4,000 sq. feet. Mr. Enright said if parking or any other issue did not make Code the project would come before the Board under the full Special Use process. Mr. Recklaus said the Code would be the determining factor. If a project meets Code it would be approved internally. Code enforcement is a separate issue. If problems occur, then the Code would have to be reevaluated.

Trustee Sidor asked if there is a seating limitation, Mr. Enright said no. A lot of restaurants that get a Special Use have their approval tied to seats and square footage.

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

The Motion: Passed

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

Absent: Glasgow, Hayes

XIII. LEGAL

XIV. REPORT OF THE VILLAGE MANAGER

XV. APPOINTMENTS

XVI. PETITIONS AND COMMUNICATIONS

- 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 Jim Tinaglia moved to adjourn to Closed Session at 8:39 p.m.

Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow, Hayes