



## 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

November 6, 2017

8:00 PM

### **I. CALL TO ORDER**

### **II. PLEDGE OF ALLEGIANCE**

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

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

### **III. ROLL CALL OF MEMBERS**

### **IV. APPROVAL OF MINUTES**

A. Committee of the Whole 10/02/2017 Approved

Trustee Carol Blackwood moved to approve. Trustee Robin LaBedz

Seconded the Motion.

The Motion: Passed

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

B. Committee of the Whole 10/16//2017 Approved

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

The Motion: Passed

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

C. Village Board 10/16/2017

Approved

Trustee Carol Blackwood moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

## **V. APPROVAL OF ACCOUNTS PAYABLE**

A. Warrant Register 10/30/2017

Approved

Trustee Bert Rosenberg moved to approve the Warrant Register dated 10/30/2017 for \$3,884,563.61. Trustee Thomas Glasgow Seconded the Motion.

The Motion: Passed

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

## **VI. RECOGNITIONS AND PRESENTATIONS**

President Hayes said he attended a very special Veteran's Day event at St. Viator's High School where retired Army Sgt. Sammy L. Davis spoke.

President Hayes said he was inspirational and prompted him to remember to thank any veteran who has served. Sgt. Davis said every person can and should serve in some way.

A. Presentation of the 2017 Arlington Heights Cultural Arts Award to Ellen Sharpe by the Arts Commission

The 2017 Cultural Arts award was presented to Ellen Sharpe, owner of Monart Drawing Studio, by Arts Commission Chair Janet Souter. Ms. Sharpe's studio has had an immense impact on children and their families. President Hayes acknowledged the gift that Ms. Sharpe has given to the Village.

B. Presentation by Patrick Irwin, Ph.D, Entomologist of the Northwest Mosquito

## Abatement District

Mr. Irwin of the Northwest Mosquito Abatement District gave an overview of the agency's operations and scope. They manage the mosquito population so the outdoors can be enjoyed and to limit disease transmission. Standing water in back yards is a major breeding ground for mosquitos. Currently they are trying to contain and eliminate the mosquitos that carry West Nile virus. Send questions to [nwmadil.com](http://nwmadil.com).

President Hayes said nuisance mosquitos are not so bad anymore. Mr. Irwin said it can be bad near rivers and forest preserves, not so much in neighborhoods.

Mr. Irwin said spray trucks are effective and there are measurable reductions after a spraying. The agency is limited by weather as to when they can spray at night. They are looking for new tools. The West Nile virus is still endemic here. They are trying to figure out why Chicago is more affected than other Midwest cities. There were 65 cases reported in Illinois in 2017.

Mr. Irwin said they know 12 hours in advance where they are spraying at night and it is noted on their website. If residents would like to be notified in advance of spraying in their neighborhood, they may receive a text if they register with NMAD. Municipalities are contacted as well. Mr. Recklaus said he will investigate putting that information on the website in the future.

## **VII. PUBLIC HEARINGS**

## **VIII. CITIZENS TO BE HEARD**

Eva Hutyra said Lampignano & Sons did road work on their street. She asked for them to replace her driveway. The concrete was poured and 10-12 hours later it poured rain. There were 65 plus paw prints in the concrete. Lampignano offered, and she agreed, to have them patch the prints. Now she has 3" patches across 5-6 panels. She asked to have the panels replaced. She was refused and told if she did not settle her bill there would be a lien on her property. She paid in full so she would not have to go through that process. She asked the village to intervene on her behalf. Mr. Recklaus said he would work with her to help resolve the problem.

Melissa Cayer asked if the Village's tax includes money for the Cook County Treasurer. Mr. Kuehne said no.

Jerry Fedyski said his water bill from October was high and it confused him. Mr. Recklaus said he could be help to explain his bill. Each bill is unique, so it will be looked into.

## **IX. OLD BUSINESS**

- A. Report of the Committee-of-the-Whole Meeting Approved  
of November 6, 2017

Consideration of recommending to the Liquor  
Commissioner the issuance of a Class "E" Liquor  
License to D&J Seoul, dba San Korean Cuisine  
located at 234 E. Golf Road

Trustee Thomas Glasgow moved to recommend to the Liquor  
Commissioner the issuance of a Class "E" Liquor License to D&J Seoul.  
Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

- B. Report of the Committee-of-the-Whole Meeting Approved  
of November 6, 2017

Interview of Luis Ramirez-Alonso for  
Appointment to the Fire & Police Commission -  
Term Ending: 4/30/20

President Hayes administered the Oath of Office to Mr. Ramirez-Alonso.

Trustee Thomas Glasgow moved to concur with the Mayor's appointment.  
Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

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

## **X. CONSENT AGENDA**

### **CONSENT OLD BUSINESS**

### **CONSENT APPROVAL OF BIDS**

- A. Liquid Deicer 2017 Approved

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

The Motion: Passed

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

## **CONSENT LEGAL**

- A. An Ordinance Amending Chapter 7 of the Arlington Heights Municipal Code (Section 7-1105 - Ambulance Fees) Approved

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

The Motion: Passed

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

## **CONSENT REPORT OF THE VILLAGE MANAGER**

- A. Settlement - Workers' Compensation Claim - Glanz Approved

Trustee John Scaletta moved to approve settlement of \$25,000. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

- B. Settlement - Workers' Compensation Claim - Turano Approved

Trustee John Scaletta moved to approve settlement of \$31,620.91. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

- C. Request for a waiver from the requirement of Section 13-501c to permit Elm Liquor Store to relocate to 906 W. Northwest Highway to a space that is less than 2,500 square feet Approved

Trustee John Scaletta moved to approve. Trustee Robin LaBedz Seconded

the Motion.

The Motion: Passed

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

## **CONSENT PETITIONS AND COMMUNICATIONS**

A. Bond Waiver - Arlington Heights Park District      Approved

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

The Motion: Passed

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

B. Bond Waiver - St. James Parish      Approved

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

The Motion: Passed

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

## **XI. APPROVAL OF BIDS**

A. Ambulance Billing Services      Approved

Trustee Glasgow removed this item from the Consent Agenda.

Trustee Glasgow said Andres will collect an additional \$1,000,000 from this contract due to the change in fee structure. He said he wished that this had been disclosed by the vendor when the vendor appeared before the Board regarding the Ambulance Fee discussion as they had a vested interest. Trustee Glasgow asked if any other vendors were approached to speak to the Board. Mr. Recklaus said other vendors were not approached to present to the Board, but the RFP responses were independent of this process and all bidders were given the opportunity to adjust their proposal after the fact.

Trustee Scaletta asked if the same proposal would have come forward regardless of the company involved in the presentation. Mr. Recklaus said yes, Andres was the Village's collection agency, so the best company to provide the Village with the data for the discussion.

Trustee Glasgow said he would have been more comfortable with this out in the open. He said he was not accusing staff of wrong doing.

Trustee John Scaletta moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

## **XII. NEW BUSINESS**

A. Sign Code Modifications - Village-Wide                      Approved  
Electronic Signs - DC#09-025

Mr. Perkins gave an overview of the Design Commission's study of Electronic Signage. The Design Commission does not support electronic signage. At the request of the Village Board, the Design Commission created a draft ordinance for electronic signs with conditions. The draft ordinance allows electronic signs on major arterial roads only with the exception of Golf Road/Arlington Heights Road area as it is being studied for potential new zoning. The revisions include a conditional review process, conditional review criteria and standards for electronic message signs.

Currently manual change message board signs are allowed. The Code was changed to allow replacement panels in certain kinds of signs. Gas stations are allowed to use an LED price, but that is the only part of the sign that is electronic. Most churches are in residential neighborhoods, so would not be allowed to have an LED sign. If a church was on Dundee, they could seek a variation to have an electronic sign.

Controlling the light levels and uses of messaging will be difficult to police. The proposal requires that the petitioners submit written compliance to the outlined standards. Steve Hautzinger said LED signs are on all the time and adjust based on the light conditions. The technology has improved and there is dimming technology. Before a permit is issued, the sign would have to have that functionality. Enforcement would be on a complaint basis and the Village would have to get a light meter and measure it.

Trustee Tinaglia said content and light levels affect many people. The Village would need to have light meters. In the permitting process, the

language of needs to make sure no one goes crazy with frequently changing messages. There need to be consequences. He suggested the cost of monitoring these signs be included in the permitting fees.

Trustee Rosenberg asked if employing an outside vendor to monitor the signs would be appropriate. This will be considered.

Trustee LaBedz questioned the Code language that states the sign shall be in the 'best interest of the Village'. Mr. Hautzinger said it challenges the petitioners to make a good case for a valid need for their sign. It is a way to control and undesirable use. The language gives the Commission some leeway. Ms. Ward said there are other situations where the 'interests of the Village' are considered in the Code.

Trustee Scaletta said he thinks the Sign Code is too conservative and restrictive. He asked if there was a way to control light emitting signs. Mr. Perkins said yes, with timers and dimmers but the signs can only be dimmed so much. Trustee Scaletta said If everything works well, brightness shouldn't be an issue if the signs are controlled. Mr. Hautzinger said the signs will be considered under a conditional review process. The cost of \$5,000 for the review is because it is more intensive.

Trustee Scaletta expressed his frustration that the Village was not willing to accept digital signs and that the proposed amendment did not go far enough. Mr. Recklaus said technology will evolve. Arlington Heights is a very aesthetically minded community, so may be slower to adopt these kinds of things. This amendment opens the door for some signs in the high demand corridors. If there is a good experience, the boundaries can be expanded. It is easier to open the door wider later, rather than trying to pull it back. These areas have the least impact on the residential areas. This is a big step forward.

Corridors were chosen for implementation versus zoning areas for legal reasons. Trustee Scaletta asked what happens with Metropolis. Mr. Recklaus said they could apply for a variation to the general Sign Code because they would need a wall sign. Mr. Perkins said the Racetrack would need something larger than what this would allow because it is a unique property, and would be part of their variation request. There will be unique situations where businesses will seek variations. Trustee Scaletta said it should not cost more for a review of an electronic sign than for any other kind of sign.

Mr. Hautzinger explained that electronic signs emit more light, can have animation and are not static so can change frequently. There is greater brightness than a traditional sign even with the controls. Enforcement is a big concern. The technology does not exist for low light signs of this kind.

Mr. Perkins said industry standards were looked at and incorporated in the draft with criteria that would allow LED signs. Staff would love to see the



light levels lower, but then the technology is not there yet. Electronic ink signs are still developing and not widely used yet.

Trustee Scaletta said the landscaping detail requirements were over reaching. Mr. Hautzinger said ground signs need to be thoughtful and this is part of making sure that occurs.

Trustee Blackwood agreed that the Sign Code is extremely conservative. This is a conservative way to step into this and is long overdue.

Trustee Sidor said he wanted written notifications to go further out than 250 ft. because the lots are very large in these corridors. He also said the Village struggles to enforce current sign codes, so how will it enforce this? Mr. Recklaus said staff is working on ways to increase enforcement. The demand is that the sign be light sensitive so can be checked on a setting basis. In terms of animations, they cannot hide. It is harder to track temporary sign people down. This is easier to confront. Trustee Sidor said if the notification area can be increased then he would be in favor. He said he would like the business owners to be notified in addition to the property owners.

Trustee Baldino said that some of the discussion indicated that the signs would be on all the time, but the ordinance states the signs can only be on during the hours of operation. He suggested that all signs be on timers. Mr. Perkins said he would contact a sign manufacturer to see if this is possible.

President Hayes said he was okay with the notification distance as drafted; he would be more inclined to change it if residential areas were being affected.

There was discussion regarding notification distances and process. Mr. Recklaus said he would examine the process and confirm it with the Board.

Trustee Carol Blackwood moved to approve an Amendment to Chapter 30 to add Article VII Electronic Message Signs with the recommendations of the Design Commission of August 22, 2017. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Baldino, Blackwood, Glasgow, Hayes, LaBedz, Rosenberg, Scaletta, Tinaglia

Nays: Sidor

B. Ivy Hotel - 519 W. Algonquin Rd. - PC#16-012 Disapproved  
Land Use Variation for Hotel

Trustee Glasgow recused himself because of a business conflict. He left the room at this time.

Mr. Recklaus said the proposal is for a Land Use Variation to allow a 126 room hotel. Staff is supportive of the hotel, but recommending denial. The Plan Commission also recommended denial mainly due to concerns over parking. The project came before the Board in Early Review in 2016 and 2017. The Design Commission approved the project. It has 172 parking spaces and a proposal for valet parking with 45 spaces. Staff has concern about the valet parking because some vehicles need to be double parked. Valet parking is appropriate for this kind of use. The parking deficit is 138 spaces.

Staff checked to see if Code is in line with other Village's standards and it is. Staff supports reinvestment in the property, but is not convinced they have enough parking on site. If they reduced the size of the facility or secured alternate long term parking options, or had more detail in justifying the parking variation there might have been a different recommendation.

Mr. Cazares said TR Mandigo provided them with a study that disagreed with the Village's parking numbers. He said the spa, rooftop and lounge are internal to the hotel and not for outsiders, so additional parking is not needed for those amenities. They want to build a boutique hotel with the said amenities and do not want to see it reduced. They tried to purchase land from the neighbors but were denied. They were also denied leasing long-term overflow parking from Brite-O-Matic.

Trustee Rosenberg discussed the various reports' parking numbers. Mr. Cazares said many people now use ride share and they will be providing a shuttle from the airport for many guests. Trustee Rosenberg asked if there was way to take some of the profit and apply it to below ground parking. Mr. Cazares, yes once they are open and making money. He cannot do until there is a track record. Mr. Cazares said the rooftop is used like a pool or lobby and is for guests only. Employee parking is assumed to be on site. Trustee Rosenberg said it is hard to accept something that is under-parked without any contingencies.

Trustee Sidor said it would be reasonable to see guests inviting people up to the rooftop and adding parking stresses.

Trustee Scaletta said even if they had access to Brite-o-Matic's parking they would still need a variation of 40%. He asked about the other parking opportunities in the area like Pace. Mr. Cazares said the Village wanted a long-term lease and the other properties were only able to offer short-term agreements. They tried to purchase other properties, but were unsuccessful.

Trustee Scaletta said the variation is 50%, the property is landlocked and next to a four lane road. He said he believed in Mr. Cazares and his mother, but the size of the variation is too great with no way to solve their own problem. Mr. Cazares said he would build a parking garage if it is

successful. Mr. Cazares said they did have a one-year lease, but the village did not accept that. Trustee Scaletta said he would like to see this happen, but cannot support it knowing it might create a problem.

Mr. Perkins said the variation is very large. If the gap was narrower, as in 85-90% of the time there was enough parking, shorter term backups would be considered.

Trustee Tinaglia said parking is the only thing holding this back. He said two years ago the Board asked for a detailed analysis and prove that it would work. He asked why the traffic consultant was not present. Mr. Cazares said he brought all the experts to the Plan Commission and the project was voted down. He said he had given up.

President Hayes said it is a great project, there just was not enough land.

Trustee Jim Tinaglia moved to deny. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

### **XIII. LEGAL**

### **XIV. REPORT OF THE VILLAGE MANAGER**

### **XV. APPOINTMENTS**

### **XVI. PETITIONS AND COMMUNICATIONS**

### **XVII. ADJOURNMENT**

Trustee Jim Tinaglia moved to adjourn at 10:15. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow