



## 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 19, 2018

8:00 PM

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

President Hayes asked for a moment of silence for the shooting victims in Parkland, Florida and for Police Commander Bauer in Chicago.

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

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

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

Trustee Glasgow was absent.

Also in attendance were: Randy Recklaus, Robin Ward, Mark Burkland, Steve Hautzinger, Diana Mikula, Jim Massarelli, Cris Papierniak and Becky Hume.

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

A. Committee of the Whole 01/16/2018 Approved

Trustee Carol Blackwood moved to approve. Trustee Robin LaBedz  
Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

B. Village Board 02/05/2018 Approved

Trustee Bert Rosenberg moved to approve. Trustee Richard Baldino  
Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

**V. APPROVAL OF ACCOUNTS PAYABLE**

A. Warrant Register 02/15/2018

Approved

Trustee Bert Rosenberg moved to approve the Warrant Register in the  
amount of \$826,986.42. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

Trustee Jim Tinaglia moved to move Old Business to this point in the  
Agenda. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

B. Report of the Committee-of-the-Whole Meeting Approved  
of February 19, 2018

Consideration of recommending to the Liquor  
Commissioner the issuance of a Class "B" and  
Class "T" Liquor License to El Barrio Fresh, LLC  
dba El Barrio Fresh located at 1414 W.  
Algonquin Road

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

The Motion: Passed

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

Absent: Glasgow

- C. Report of the Committee-of-the-Whole Meeting Approved  
of February 19, 2018

Consideration of recommending to the Liquor  
Commissioner the issuance of a Class "A" Liquor  
License to Altanbulag Corp., dba Rokbonki,  
located at 876 W. Dundee Road upon surrender  
of the current liquor license issued to this  
address

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

The Motion: Passed

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

Absent: Glasgow

- D. Report of the Committee-of-the-Whole Meeting Approved  
of February 19, 2018

Interview of Sarah Galla for Appointment to the  
Arts Commission - Term Ending: 4/30/21

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

Trustee Robin LaBedz moved to approve. Trustee Carol Blackwood  
Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

- E. Report of the Committee-of-the-Whole Meeting Approved  
of February 19, 2018

Interview of Emma Edmondson for Appointment  
to the Special Events Commission - Term  
Ending: 4/30/21

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

Trustee Jim Tinaglia moved to approve. Trustee Richard Baldino Seconded  
the Motion.

The Motion: Passed

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

Absent: Glasgow

## **VI. RECOGNITIONS AND PRESENTATIONS**

## **VII. PUBLIC HEARINGS**

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

### **Gun Dealer Licensing**

Citing the school shooting in Parkland High School and the increased frequency of school shootings and the gun violence in the City of Chicago, the following residents asked the Village Board to write a letter to Springfield supporting SB1657 which mandates the state licensing of gun dealers: Kathleen Sances, Mary Beth Canty, Ann Gillespie, Dawn Frenzel, Allison Millevoi, Ryan Danzinger, Elliot Hartstein, Joe Sonnefeldt and Lisa Bernstein.

President Hayes said we are all in this together. The Board's primary obligation is to preserve the health safety and welfare of our citizens. This is not an us-versus-them situation. He said it is unfair to say the Board has different interests. He encouraged residents to contact their local legislator, and to be vigilant in their neighborhoods. He said the Village will continue to work with the Park District, school districts, Library, local legislators and Federal legislators. We have already embarked on this effort but the Village is looking at what more we can do. This Board stands with you in this fight.

Mr. Recklaus said all community entities are working on this. He outlined the many ways the Village works to ensure safety including: the School Safety Task Force, police training and planning, suspicious person alerts including phone calls and social media, shift change information exchange, crisis intervention training, robust security and patrol bureaus. The Police Department continuously follows up on all current and old threats. Panic buttons in all the schools directly connect to 911. Lock down drills are conducted every year. There are identical policies in the neighboring communities so police responses can be consistent. School staff receive training from our officers, so all involved are on the same page. Full-scale active shooter training is conducted every year. All on duty patrol are trained to respond to active shooters. There are detail papers and tactical maps in every squad car. A rapid task force is being developed. A special team of paramedics is trained to go into active shooter situations to be on site in warm zones. There are other measures the Village takes which aren't stated publicly so as not compromise security. The existence of these measures does not end this discussion but perhaps gives residents some peace of mind that the village takes these issues very seriously.

Trustee Sidor said the residents are looking for the Board to send a letter to Springfield to our representatives. He said there was precedent for this regarding gambling at Arlington Park. He said he thought the Board could do that tonight. It is one step that could be taken. He would like the Board

to consider this as the safety and welfare of the residents is paramount.

President Hayes said he was not opposed to sending a letter, but will not do unilaterally, he would like the consensus of the Board as was done with the expanded gambling issue. He said he was willing to explore the issue but wanted to understand the content of the entire bill. He said his primary concern is what can be done in the Village. If the Board can affect Springfield, the Board should do this as well.

Trustee Baldino said what used to be a rare occurrence is becoming a pattern. Anything the Board can do, he would approve of.

Trustee Blackwood agreed, she said thanked each person for their courage, passion and believing in what we can do as a community. She thanked Mayor Hayes for supporting safety in the community. She said the Board's vision is to keep its residents safe and she would like to move forward together.

Trustee Rosenberg concurred with Trustees Sidor, Baldino and Blackwood. He said all residents need to communicate individually to their legislators. One letter from a Board does not make as much of an impact as legislators receiving 77,000 letters. They need to hear your voices.

Trustee LaBedz concurred and the community needs to go forward and take action. She said each of the Board members needs to speak up as does each community member. The impact is greater if each individual contacts them, not just the Village Board.

Trustee Scaletta said he would like to see the Board do something and is concerned about gun safety in schools and on the streets, but the Board needs to study it and make sure they understand all 86 pages before they write a letter. He said he would do that.

Trustee Tinaglia said this is an awful awakening. He encouraged the residents to send 77,000 letters, not just ask for one letter. He said to keep the ball rolling and finish the job.

### **Proposed Highland/Sigwalt Apartment Building**

Donald Meersman said the developers of the proposed apartments at Sigwalt and Highland ignored the building codes. He asked the Board to please respect and enforce the codes.

Kari Dwyer asked the Board to review the variances requested closely prior to its final decision. She said for some variances, the developer would have to demonstrate a hardship. The developer hasn't even purchased the parcel yet, so how can they have a hardship? A project this size should be built near a controlled intersection. This is not a controlled intersection and has had accidents with fatalities. She asked how the additional 110 vehicles will be moderated. She said she would love to see the land developed, but called for the Village not to settle. The Village has built on a foundation of respect

and enhanced aesthetics. She said her home complies with all the codes. CA Ventures had the same opportunity but they are requesting to change the zoning to R7 and have asked for 12 variances. This is unacceptable. This is the last empty canvas in the Village. Please make sure it is the right fit.

Mr. Recklaus said the project will come before the Board on March 5<sup>th</sup> or 19<sup>th</sup>. The Plan Commission is holding its hearing prior to the Village Board's review.

Mayor Hayes said the Board does not have the outcome from the Plan Commission regarding the final proposal. Residents are able to participate in the Plan Commission meeting and the subsequent Village Board meeting. The developer has the right to go forward with their proposal. If there a lot of variances, it limits their success. All the big buildings in town have at least one variation. The Board's job is to decide if the variances are too great or too significant. Variances on large projects are expected.

Trustee Rosenberg said the majority of developments have contingencies on the property and do not purchase the property unless they receive approval for the project. That is a normal process.

Gabriela Rajeck said she was concerned that residents did not have an opportunity to express their concerns at the last meeting. She said she sees fire and police going up and down Sigwalt all the time. The plans the developer is presenting will be nothing but trouble regarding parking issues. The size is a concern too. She urged the Board to listen to the residents.

## **IX. OLD BUSINESS**

## **X. CONSENT AGENDA**

### **CONSENT OLD BUSINESS**

### **CONSENT APPROVAL OF BIDS**

A. Police Pursuit Vehicles Purchase Approved

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

The Motion: Passed

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

Absent: Glasgow

B. Microsoft Enterprise Agreement Renewal Approved

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

The Motion: Passed

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

Absent: Glasgow

- C. Multimedia Tech./Infrastructure Upgrade (Phase 2b) Approved

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

The Motion: Passed

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

Absent: Glasgow

- D. Professional Construction Engineering Services for 2018 Road Projects Approved

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

The Motion: Passed

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

Absent: Glasgow

- E. Roadway Materials 2018 - Bid Award Approved

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

The Motion: Passed

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

Absent: Glasgow

#### **CONSENT LEGAL**

- A. An Ordinance Amending Chapter 13 of the Arlington Heights Municipal Code (Surrender of a Class "B" and Class "T" liquor) Approved

license)

Trustee Jim Tinaglia moved to approve 18-005. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

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

A. Settlement - Workers' Compensation Claim - Leon Approved

Trustee Jim Tinaglia moved to approve the worker's compensation settlement of \$111,627 for Mildred Leon. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

### **CONSENT PETITIONS AND COMMUNICATIONS**

A. Permit Fee Waiver - Arlington Heights Park District Approved

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

The Motion: Passed

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

Absent: Glasgow

B. Bond Waiver - Cub Scout Pack 129 Approved

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

The Motion: Passed

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

Abstain: Scaletta

Absent: Glasgow



C. Bond Waiver - Arlington Heights Junior  
Woman's Club

Approved

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

The Motion: Passed

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

Absent: Glasgow

## **XI. APPROVAL OF BIDS**

## **XII. NEW BUSINESS**

A. Favia Dental - 300 E. Northwest Hwy. - Sign Rescheduled  
Variation - DC#17-143

Mr. Hautzinger explained that Favia Dental needs to replace their sign, which was damaged in a windstorm. The sign is located in a narrow landscape bed and is non-conforming as it exists today. Three potential options were identified. Option 1 is a vertical sign that is code-compliant. Option 2 is code compliant monument sign. Option 3 is larger but requires a variation on the setback. It is the same size as the existing sign, but in a vertical orientation versus a horizontal one. The Design Commission recommended options 1 or 3. The business has submitted for option 3.

President Hayes asked if there is an issue for site lines for traffic. Mr. Hautzinger said Code requires a 12' visibility triangle and the request complies with Code on that issue.

Trustee Sidor said he was concerned with line of site for exiting onto Northwest Highway because of the angle of the Highway. Mr. Hautzinger said the sign complies with Code for visibility.

Trustee Tinaglia discussed possible options and variations of what was presented. He said he too was concerned that the site line might not be okay.

Trustee Scaletta said he drove through the lot, and you can see around the sign. He said he was comfortable with option 3.

Trustee Tinaglia said he would not going to vote in favor of #3 until there is verification that this can be seen around.

Trustee Scaletta asked if the sign were moved closer to the entrance if visibility would improve, or it could be enlarged vertically. Mr. Hautzinger said that might be a nice option.

Mr. Recklaus said the petitioner is asking for option 3. To be fair, they are looking for the Board to vote on that. If the Board needs more information, then continuing the item is appropriate.

Trustee Rosenberg asked what the requirements were for the base. Mr. Hautzinger said it was required to be landscaped.

Trustee Baldino said he was also concerned about the 12' site line. He said he has never pulled out at 90 degrees on Northwest Highway, as it is an acute angle.

Trustee Tinaglia asked for staff to have the sign people put a piece of plywood in the ground, drive through, and verify that it is not a problem.

Trustee John Scaletta moved to approve option #3. Trustee Robin LaBedz Seconded the Motion.

The Motion: Withdrawn

Absent: Glasgow

Trustee John Scaletta moved to approve option #3 with contingency that staff confirm site line from exit of property onto Northwest Highway.

Trustee Carol Blackwood Seconded the Motion.

The Motion: Failed

Ayes: Blackwood, Hayes, Rosenberg, Scaletta

Nays: Baldino, LaBedz, Sidor, Tinaglia

Absent: Glasgow

Trustee Jim Tinaglia moved to continue to the March 5, 2018 Village Board meeting. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow

#### B. Proposed New Liquor Classification – Breweries

Mr. Recklaus said staff would like a general direction from the Board on whether staff should draft an amendment to the Code to allow breweries. Staff has received interest in opening a craft brewing facility with a tasting room. The Village currently does not allow breweries, brew pubs or tap rooms. Ms. Mikula shared the data of the surrounding communities and what uses they allow. Twelve villages allow microbreweries and five allow taprooms without food. Staff believes, based on interest from businesses, the Village is a desirable location for this type of use.

President Hayes said he would hate to see the Village lose opportunities to other communities. He asked about a food requirement for these classifications. He asked how the Ale House classification fits in. Ms. Mikula said these classifications could have the same parameters as the Ale House. Taprooms are for sharing quality beer; most are not interested in having kitchens. Many have limited hours.

Mr. Recklaus said the Ale House was a unique issue as it was a second floor use. Brewpubs would be treated as restaurants. Breweries with taprooms make beer and sell it. The taproom is ancillary to the process, it is a sample room and you can buy some of the products where there are less incidents of food. Ms. Mikula said these breweries make smaller batches where the product is about the quality and flavor. Mr. Recklaus said some communities have a limit on the number of beverages that can be purchased in one sitting. It is not a place to hang out all night.

Trustee Blackwood asked if the former O'Grady's was a restaurant that served beer. The answer was yes.

Trustee Rosenberg said the Village should distinguish conditions carefully to identify liquor distillation versus brewing. Ms. Mikula said there could also be classifications for distilleries.

Trustee Scaletta said he supportive of microbreweries and taprooms, but he was concerned about them existing in the B-5 zone. Mr. Recklaus said in a taproom, the business could only serve the beer they brew. Typically, they do not have to serve food.

Trustee Tinaglia said he would be in favor and this would promote new business coming to town. The Ale House was unique. There are no other liquor licenses on a second floor and there were no bars in the community until that one. He said he wants to be fair to those who have invested in the community. He said he would encourage a food component.

Kathleen Egan owns a brewing company in Itasca. They looked at the Ale House location, but did not open there because they were told they needed to have a kitchen. They then purchased property on Hickory prior to the TIF in hopes of opening a brewery in Arlington Heights. They were told afterwards that the Village did not allow breweries so have paused because of the zoning. They would like to brew on site and sell beer by the glass there without food. She said people could order from wherever they want. By size, they are a microbrewery.

Trustee Rosenberg asked for clarification on classifications. Ms. Egan said classifications are based on the number of barrels produced and sold. They sell crawlers of 32 oz. they do not sell six packs or single cans. Many breweries arrange for food trucks to be present for food options.

Mr. Recklaus said staff will pull research together to present the best scenario. Mr. Burkland said a taproom can be what you want it to be. You

can limit size of pours or the number of ounces over a period of time. You can craft regulations as uniquely as you craft the beers.

Trustee Sidor asked if other communities have specific zoning requirements. He said he was worried about liquor code limitations around certain locations. Mr. Recklaus said staff is looking at taprooms B-2, B-3 and B-5, which is not too restrictive. It is typical to define where a new use would go. Staff can draft language that will have the specifics outlined.

President Hayes said the consensus is to move forward. He said he would like a detailed analysis regarding allowable zoning districts and a food component.

Trustee Tinaglia asked Ms. Egan what use they wanted. She said they would like a brewery with a taproom, not have them be separate or approved piecemeal. Mr. Recklaus said it is challenging if a brewery in an industrial site, as parking is not the same and there is an ADA component.

Trustee Scaletta asked if retail sales are allowed at a brewery. Answer, not necessarily, the State prohibits some retail sales. Staff will research.

Trustee Sidor asked when Ms. Egan purchased the property. She said 12 years ago. When they initially approached the Village it was allowed, then, it was not allowed. They were told yes, and then no.

Mr. Reckalus explained that the Ale House challenge was the inability to get kitchen equipment on the second floor to meet the food requirement.

Trustee moved to Motion. Trustee Seconded the Motion.  
The Motion:

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 10:28 p.m.. Trustee Richard Baldino Seconded the Motion.

The Motion: Passed

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

Absent: Glasgow