

**VILLAGE OF LINCOLNWOOD
PRESIDENT AND BOARD OF TRUSTEES
REGULAR MEETING
GERALD C. TURRY VILLAGE BOARD ROOM
APRIL 24, 2023**

Call to Order

President Patel called the Regular Meeting of the Lincolnwood Board of Trustees to order at 7:41 P.M. Monday, April 24, 2023, in the Gerald C. Turry Village Board Room of the Municipal Complex at 6900 N. Lincoln Avenue, Village of Lincolnwood, County of Cook, and State of Illinois.

Pledge to the Flag

Trustee Klatzco led the pledge of allegiance.

Roll Call

On roll call by Village Clerk Beryl Herman, the following were:

Present: President Patel Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

Absent: None

A quorum was present.

Also present: Village Manager Anne Marie Gaura, Assistant Village Manager Charles Meyer, Assistant to the Public Works Director Brendon Mendoza, Superintendent Jason Brianas, Community Development Director Scott Mangum, Planning and Economic Development Manager Douglas Hammel, Police Chief Jason Parrott, Parks and Recreation Director Karen Hawk, and Village Attorney Hart Passman.

Approval of Minutes

The minutes of the April 10, 2023, Village Board meetings were presented for Village Board approval.

Trustee Sargon moved to approve the minutes of the April 10, 2023, Village Board meeting. The motion was seconded by Trustee Klatzco.

Upon roll call, the results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The minutes were approved.

Warrant Approval

Trustee Klatzco presented the warrants in the amount of \$759,861.13 and moved to approve. The motion was seconded by Trustee Sargon.

Upon roll call, the results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The motion passed

President's Report

1. Recognition of Retiring Forestry Supervisor Federico Romero

Jason Brianas and Brendon Mendoza presented Mr. Romero with a plaque for his 23 years of service to the Village. Mr. Brianas spoke about Mr. Romero's long career with the Village and thanked his family for supporting him during the many hours he worked.

Mr. Romero spoke thanking the Village.

Village Manager Anne Marie Gaura thanked Mr. Romero for his years of service as well and listed much of the work he has done in his career and congratulated him for his service.

Ms. Gaura asked for his family to come forward and be recognized as well.

Mayor Patel stated that the Village benefited from his work and dedication and that he set a wonderful example.

2. Appointment of Meldina Dervisevic to the Zoning Board of Appeals to a Term Through May 1 2026

Trustee Klatzco made a motion to approve the appointment of Meldina Dervisevic to the Zoning Board of Appeals to a Term through May 1, 2026, seconded by Trustee Saleem.

Upon roll call, the results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The motion passed

3. Vehicle Sticker Presentation

Mayor Patel asked vehicle sticker winner, Gio Bundoc, to come to the podium for the presentation. Mayor Patel stated the theme for this year's vehicle sticker was Abraham Lincoln, and that out of the submittals, Gio's was chosen for this year's sticker. Gio was given a framed picture of his artwork and his parents received a certificate for one free vehicle sticker. Mayor Patel invited the Bundoc family to the podium to be recognized.

4. Proclamation Regarding Monarch Pledge Day

Mayor Patel read into the record the Proclamation regarding the Monarch Pledge Day.

5. Student Art Exhibit

Mayor Patel provided information on the next art exhibit which will begin on May 4 through May 25 at Village Hall and will feature the artwork of the students from School District 74, with a reception on May 4.

6. Cop on a Roof

Mayor Patel announced the 2023 Cop on a Roof event that will take place on Friday, May 19th at 3950 W. Devon Ave. and will benefit Special Olympics of Illinois.

7. Autism Awareness Month

Mayor Patel reminded everyone that April is Autism Acceptance Month, which emphasizes the need for public awareness to promote acceptance and celebrate the differences.

8. Valley Line Trail Cleanup April 30th

Mayor Patel invited the public to come out on Sunday, April 30, to participate in the Valley Line Trail clean-up day from 11 A.M. to 1 P.M.

Mayor Patel invited people to reach out to the Parks and Recreation Department if they would like to participate in the Memorial Day Parade on Monday, May 29th, 2023 starting at 10:20 A.M.

Village Trustees' Report

Trustee Klatzco stated that the Traffic Commission scheduled for Thursday, April 27th had been canceled.

Trustee Saleem wished everyone a Happy Eid.

Mayor Patel noted that the bridge had the colors of green and white in recognition of Ramadan.

Boards and Commissions Report

None

Village Clerk's Report

None

Village Manager's Report

Village Manager Gaura noted that on Monday, May 1, the Village will host the first public meeting regarding a dog park. The meeting will start at 7 P.M. in the Community Center. Ms. Gaura stated the purpose is to share the process in picking a site and design elements that might be featured at the potential dog park.

Ms. Gaura informed the public of a Mobile Museum of Tolerance. Ms. Gaura stated the Village has coordinated the visit of the Mobile Museum. The visit will occur on May 22 and 23 with tours of the museum being from 1-5 P.M. on those two days. Ms. Gaura stated that the information will go out on our social media platforms. The museum is open to the public to walk through and view.

Ms. Gaura gave a background on what the Mobile Museum of Tolerance is about, how it inspires people of all ages and background, empowering them to raise their voices and combat anti-Semitism, bullying, racism, hate, and intolerance and to promote human dignity.

Public Forum

Lorianne Kloss came forward to speak regarding the Animal Store and the selling of rabbits.

Jane Lucius came forward to speak about people making impulse buys of animals.

Consent Agenda

1. Approval of a Resolution Approving the Annual Budget of the Village of Lincolnwood, Illinois, for the Stub Year Beginning May 1, 2023 and Ending December 31, 2023
2. Approval of a Resolution Establishing Certain Annual Fees to be Charged by the Village of Lincolnwood for the Period of May 1, 2023 through December 31, 2023
3. Approval of an Ordinance Setting Rates of Pay and Salary Schedule for Village Employees
4. Approval of an Ordinance Waiving Competitive Bidding and Approving an Agreement with CSG Forte Payments, Inc. for Credit Card Payment Processing Services
5. Approval of an Ordinance Waiving Competitive Bidding and Approving an Employee Leasing Agreement with GovTemps USA, LLC for an Interim Finance Director
6. Approval of an Ordinance Amending Section 10-2-3 of the Municipal Code of Lincolnwood Regarding Class A Liquor Licenses
7. Approval of an Ordinance Amending Section 10-2-3 of the Municipal Code of Lincolnwood Regarding Class B-1 Liquor Licenses
8. Approval of a Resolution Approving the Extension of the Period of Validity of Zoning Relief Granted for 4010 West Touhy Avenue
9. Approval of an Ordinance Amending Sections 9-1-5 and 9-1-7 of the Municipal Code of Lincolnwood Regarding Business License Applications

10. Approval of a Resolution Regarding the Seasonal Installation of Speed Humps on Kostner Avenue
11. Approval of an Ordinance Amending Sections 12-6-2, 12-6-6, and 12-6-13 of the Municipal Code of Lincolnwood Regarding Stormwater Management
12. Approval of a Resolution Ratifying a Grant Agreement with the State of Illinois Department of Public Health for Emergency Medical Services Funding

Trustee Sargon motioned to approve Consent Agenda. The motion was seconded by Trustee Martel.

Upon Roll Call, the results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The motion passed.

Regular Business

13. Consideration of an Ordinance Granting Special Fence Approval for the Installation of Parking Lot Security Gates at 3900 West Devon Avenue

This item was presented by Doug Hammel.

Mr. Hammel stated that the petitioner would arrive later due to religious observance and asked the Village Board if they would like to wait or should we proceed. Mayor Patel stated to the Village Board that he felt they covered the desired changes at the last meeting but asked counsel for the petitioner if he wanted the Village Board to wait for his client. He did not. It was the Village Board consensus to move forward with the presentation.

Mr. Hammel stated that this item was continued from the last meeting. Mr. Hammel stated that the gates are proposed for along Devon Avenue and Proesel Avenue entrances for Sacred Heart Learning Center at 3900 West Devon Avenue.

Mr. Hammel went over previous Village Board discussion on this item. Mr. Hammel stated the reason the item was continued from the previous meeting was so staff could work with the petitioner on the language directed by the Village Board.

Mr. Hammel went over three of those revisions. One of the items was for a mechanism on the gate for emergency vehicle response.

Mr. Hammel stated that another condition was the prohibition of vehicles parking in the drive aisles as they would block emergency vehicles.

Mr. Hammel stated that the third item was the proposed look-back provision.

Mr. Hammel stated that the petitioner, his counsel, the Village Attorney and staff worked together to draft the proposed language.

Mr. Hammel stated that over the course of the year staff will monitor the property regarding parking impacts or traffic impacts specifically related to the gates. Mr. Hammel stated they would work with the petitioner to address any issues that might occur with that operation.

Mr. Hammel stated those were the substantive revisions.

Trustee Klatzco stated that in reviewing the look-back clause, that it was not strong enough if there should be an issue with the parking or the traffic on Devon Avenue, and that the Village doesn't have the ability to have them fix that.

Village Attorney, Hart Passman, stated there is no express provision for removal of the gates in the proposed ordinance. Mr. Passman stated that the general concept of the look-back provision is that, if on review of the proposed gates, if a traffic or parking problem is identified, the Village and petitioner would work cooperatively to ameliorate it. Mr. Passman stated that the ordinance imposes general obligations that the proposed gates must remain operational and maintained in compliance with all Village Codes and Ordinances. Mr. Passman stated that if they are delinquent in their maintenance and it is causing a problem on Devon Avenue, that might be a trigger for revoking if it is a violation of the Code. Mr. Passman stated that an option is always available for any zoning relief.

Trustee Klatzco stated he is not so concerned about the maintenance of it but rather the gates being down and traffic backing up waiting for the gate to go up. Trustee Klatzco stated he didn't read anything in the Ordinance regarding if there is a traffic problem, and if the Village would have any recourse.

Mr. Passman stated that if it did create a negative traffic impact then the Village and the applicant would need to work together in good faith to resolve the issue. Mr. Passman stated that Trustee Klatzco was correct that there was nothing in the Ordinance that identifies what that amelioration would look like and there is nothing that says it would be removal.

Trustee Klatzco asked if we needed something in the Ordinance addressing if there is a traffic issue. Mayor Patel stated that his take on the clause is that the Board's intention is to approve, and that the purpose of the look-back is to address future issues.

Mayor Patel stated that the first reaction is not going to be to remove the gate but rather to ameliorate. Mayor Patel stated that if there is not a solution to the problem that removal may be a course of action.

Trustee Klatzco stated that he just wanted to clarify in case something happened and that the Village and petitioner couldn't come to a resolution, what would be the Village's recourse.

Trustee Ikezoe-Halevi stated that this year Ramadan was early. Within the time frame of the look-back will Ramadan come again this early?

Trustee Saleem stated Ramadan would come before the look-back provision ended.

Mr. Passman stated the look-back time frame was deliberately crafted to allow for the Ramadan holiday to be completed to give staff and petitioner an opportunity to assess the use of the gates.

Trustee Saleem moved to approve the Ordinance. Trustee Diaz Herrera seconded the motion.

Upon Roll Call, the Results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None
The motion passed

14. Consideration of a Resolution Approving a Three-Year and Eight-Month Collective Bargaining Agreement with the Illinois Fraternal Order of Police Labor Council

This item was presented by Chuck Meyer. Mr. Meyer stated that the current contract with the FOP is due to expire at the end of April. Mr. Meyer stated that the Village has been negotiating with the FOP for the past two months. Mr. Meyer stated the new agreement would last for three years and eight months. Mr. Meyer listed the main points of the agreement that were made to keep the Village Police Department competitive with other communities.

Mr. Meyer noted that the Village had great assistance from the Police Chief, Deputy Police Chief, Assistant to the Village Manager, Finance Director, and the Management Analyst, with guidance from the Village Manager. Mr. Meyer noted this was the third agreement in a row where the attorneys were not involved and it was staff and the union representative that were involved.

Ms. Gaura noted that work without attorney involvement was only made possible because of the leadership of Assistant Village Manager Chuck Meyer, who put a lot of time and effort and showed a lot of leadership.

Trustee Klatzco moved to approve the Resolution. Trustee Saleem seconded the motion.

Upon Roll Call, the Results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None
The motion passed

15. Consideration of an Ordinance Amending Chapter 9 of the Municipal Code of Lincolnwood Regarding Food Establishment Regulations

This item was presented by Scott Mangum. Mr. Mangum provided background on the portion of the Village Code that regulates food establishments. Mr. Mangum noted that the Village's health inspections are conducted through SAFEbuilt and that they notified the Village that the point system in the current Code is outdated. Mr. Mangum stated that staff is proposing the adoption of

the U.S. Food & Drug Administration Food Code and part 750 of the Illinois Food Code. Mr. Mangum noted what some of the changes in the code would be and what remains the same.

Trustee Sargon moved to approve the Ordinance. Trustee Martel seconded the motion.

Upon Roll Call, the Results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The motion passed

16. Consideration of an Ordinance Approving Amendments to the Village of Lincolnwood Zoning Ordinance Regarding Delivery-Oriented Businesses

This item was presented by Doug Hammel. Mr. Hammel using PowerPoint gave the background on this item based on "Ghost Uses" which are businesses that occupy spaces for production and delivery but not in person services or retail.

Mr. Hammel also went over the Policy Discussion that took place before the Plan Commission regarding "Ghost" uses.

Mr. Hammel stated the list of recommended amendments to the code in regard to delivery-oriented businesses.

Trustee Klatzco asked if there was any business currently meeting this criteria. Mr. Hammel stated Getir on Devon meets the criteria.

Trustee Klatzco stated that the first thing that came to mind is that any business is going to have to comply with our tax rules and wanted to make sure that with the delivery of liquor the package tax rule does apply. Trustee Klatzco also asked that if they make the food at the restaurant and then deliver, do they have to pay the restaurant tax.

Mr. Passman stated that the Village has worked with the businesses that provide liquor delivery and found that they were in compliance with the Village liquor tax obligations. Mr. Passman noted that the food and beverage tax applies to prepared food but it does not apply to grocery delivery.

Trustee Klatzco moved to approve the Ordinance. Trustee Sargon seconded the motion.

Upon Roll Call, the Results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The motion passed

Public Forum

Mandy Solon spoke of the Animal Store and the types of animals being sold and encouraged the Board to visit the store.

Sally Berlin read a writing of Martin Luther King as part of her comments regarding the Animal Store.

Karen Barrett also commented on the Animal Store and Spur.

Jodie Wiederkehr stated that she and her organization worked to end the use of horse drawn carriages in the City of Chicago. She also spoke of the Village not enforcing its codes.

Caroline Lucius spoke regarding the Animal Store and Spur.

Closed Session

At 8:48 P.M., Trustee Sargon made a motion to enter closed session for the purpose of discussing security procedures, and review of closed session meeting minutes. Trustee Martel seconded the motion.

Upon Roll Call, the Results were:

AYES: Trustees Martel, Ikezoe-Halevi, Saleem, Sargon, Diaz Herrera, Klatzco

NAYS: None

The motion passed

Reconvened

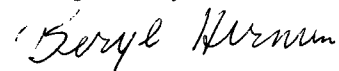
The Board reconvened to open session at 9:27 P.M.

Adjournment

At 9:28 P.M., Mayor Patel called for adjournment of the Regular Village Board meeting. Trustee Diaz Herrera moved to adjourn, seconded by Trustee Martel.

The motion was approved by voice vote. The meeting adjourned.

Respectfully submitted,



Beryl Herman
Village Clerk