



**VILLAGE OF LINCOLNWOOD  
PRESIDENT AND BOARD OF TRUSTEES  
COMMITTEE OF THE WHOLE MEETING  
VILLAGE HALL COUNCIL CHAMBERS  
6:30 P.M. JUNE 6, 2017**

**AGENDA**

- I) Call to Order**
- II) Roll Call**
- III) Minutes – Committee of the Whole Meeting – May 16, 2017**
- IV) Regular Business**
  - 1) Discussion Concerning Any Questions on Village Board Meeting Agenda Items (6:30 – 6:35 p.m.)
  - 2) Discussion Concerning the Potential Referral to the Plan Commission of a Retail Overlay District for Devon Avenue (6:35 – 7:00 p.m.)
  - 3) Status Report by the Traffic Commission (7:00 – 7:30 p.m.)
- V) Public Comment**
- VI) Adjournment**

DATE POSTED: June 2, 2017

**VILLAGE OF LINCOLNWOOD  
PRESIDENT AND BOARD OF TRUSTEES  
COMMITTEE OF THE WHOLE MEETING  
VILLAGE HALL COUNCIL CHAMBERS  
MAY 16, 2017**

**DRAFT**

**Call to Order**

President Bass called the Committee of the Whole meeting of the Lincolnwood Board of Trustees to order at 6:30 P.M., Tuesday, May 16, 2017, in the Council Chambers of the Municipal Complex, 6900 North Lincoln Avenue, Village of Lincolnwood, County of Cook and State of Illinois.

**Roll Call**

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

PRESENT: President Bass, Trustees Patel, Cope, Halevi, Nickell, Sugarman

ABSENT: Spino

A quorum was present. Also present: Timothy Wiberg, Village Manager, Ashley Engelmann, Assistant Village Manager; Heather McFarland, Management Analyst; Charles Meyer, Assistant to the Village Manager; Steve McNellis, Community Development Director; Police Chief Robert LaMantia; Andrew Letson, Public Works Director; Charles Greenstein, Village Treasurer; Doug Hammel, Community Development Manager.

**Approval of Minutes**

Minutes of the April 5, 2017 Committee of the Whole meetings were distributed in advance of the meeting and were examined. Trustee Patel moved to approve the minutes. Trustee Cope seconded the motion. The motion passed with a Voice Vote.

**Regular Business**

**1. Discussion Concerning Any Questions on Village Board Meeting Agenda Items**

There was no discussion.

## **2. Discussion Concerning a Proposed Site Plan for 6530 N. Lincoln Avenue**

This item was presented by Mr. McNellis.

### 6530 Lincoln Avenue Redevelopment

#### Background

- \*Previous Uses of the Property: auto dealership, warehouse and distribution facility
- \*Purchased by Brickyard Bank for new bank facility in 2014
- \*Previously Split-Zoned
- \*Rezoning Approved in 2014
- \*Bank reinvested in current facility and sold subject property

Aerial views and existing conditions were displayed in addition to a rendering of the site.

### 6530 Lincoln Avenue Redevelopment

#### Proposal and Zoning Consideration

\*Proposal – Resubdivide site/building into two separate entities: Walder Education Center and Hatzalah Chicago Ambulance Service

\*Zoning Relief Required:

- Resubdivision & Rezoning of back half of property to MB
- Variations for Rear Yard (front half of property) and Side Yard (rear half of property)
- Variation for parking (front half of property)
- Additional relief may be necessary as plans are refined

### 6530 Lincoln Avenue Redevelopment

#### Issues for Consideration

1. Updated Comprehensive Plan designation:
  - Local/Corridor Commercial Use
  - Light Industrial Use (adjacent)
2. Redevelopment of a Declining Property
  - Redevelopment and occupancy upgrades image and feel on the street
  - Landscaping/Site Improvements

### 6530 Lincoln Avenue Redevelopment

#### Issues for Consideration

3. No Direct Village Revenue Source
  - Not-for-Profits =No taxes
  - Residual Revenue Generation
4. Appropriateness of Rezoning
  - Split-Zoning through building is not ideal
  - New Zoning consistent with surrounding Zoning
  - Previously Split-Zoned

Discussion ensued.

Jordan Matyas, attorney for the petitioner, addressed the Committee.

Mr. McNellis and the attorney for the petitioner provided clarification for the Committee.

The consensus was to refer the item to the Plan Commission.

### **3. Status Report by the Board of Fire and Police Commission**

This item was presented by Sheri Doniger, Chair of Board of Fire and Police and Chief Robert LaMantia. Doctor Doniger pointed out that this week is the week set aside by President John Kennedy to honor police.

#### Commission Members

Sheri Doniger – Chair

Stephen Lasker – Vice Chair

Pablo Alcantara – Commissioner

Glen Wherfel – Commissioner

Vacancies to be filled by appointment.

#### Commission Activity

\*Retirements

\*Promotions

\*New Hires

\*Resignation / Separation

\*Formal Discipline

#### Retirements

\*Officer Timothy Schaefer, retired after 30 years of service – November 2015

\*Sergeant Mike Cahill retired after 24 years of service – January 2016

\*Lieutenant Larry Martin retired after 27 years of service – May 2017

#### Promotions

\*Sergeant Schenita Stewart was appointed to Lieutenant – October 2015

\*Officer Laura Namovicz was promoted to Sergeant – January 2016

#### New Hires

\*Officers Jesse Wienski and Jimmy Han – September 2015

\*Officers Ericson Masini and Pardeep Deol – July 2016

\*Officer Colleen Zitkus – January 2017

#### Resignation / Separation

\*Officer Ericson Masini – January 2017

#### Current Status

\*The Current Eligibility List for Police Officers was posted June 2016 and will expire June 2017

\*The Current Eligibility List for Police Sergeant was posted November 2014 and will expire November 2017

#### Police Officer Examination Process

\*Application Process

\*POWER Test

\*Written Examination

\*Oral Interview

\*Background Investigation

\*Polygraph Examination

\*Drug Screen

\*Medical Examination

\*Psychological Assessment

\*Final Approval by Commission

Demographic information was presented, including: education, gender, second language skills, retirement information for sworn personnel and years of service.

#### Discipline

There have been no disciplinary matters brought to the Fire and Police Commission in over 20 years

#### Goals and Objectives

\*2017 Entry Level Examination and Eligibility List

\*Hire two police Officers

\*Promote one Police Sergeant

\*2017 Sergeant Examination and Eligibility List

\*Review Rules and Regulations

Discussion and Questions ensued regarding the current shortage of officers on the street, storing of prisoners, hiring practices and the use of police and paramedics on a single call. Chief LaMantia responded to these concerns.

**Adjournment**

At 7:25 P.M. Trustee Cope moved to adjourn Committee of the Whole, seconded by Trustee Patel.  
The motion passed with a Voice Vote.

Respectfully Submitted,

Beryl Herman  
Village Clerk

# MEMORANDUM

TO: President Bass and Members of the Village Board

FROM: Timothy C. Wiberg, Village Manager

DATE: June 2, 2017

SUBJECT: **June 6 Committee of the Whole Meeting**

As a reminder, the Committee of the Whole (COTW) meeting is scheduled for **6:30 p.m.** on Tuesday evening. Dinner will be available beginning at 5:45 p.m. in the Village Hall Board Conference Room. Please find below a summary of the items for discussion:

1) **Discussion Concerning Any Questions on Village Board Meeting Agenda Items (6:30 – 6:35 p.m.)**

The Mayor has requested that time be devoted at each COTW meeting for staff to address any questions the Board may have concerning any item on the Village Board meeting agenda.

2) **Discussion Concerning a Potential Referral to the Plan Commission of a Retail Overlay District for Devon Avenue (6:35 – 7:00 p.m.)**

Staff is proposing the establishment of the Village's second retail overlay zoning district for a portion of Devon Avenue, west of Lawndale Avenue and east of Hamlin Avenue. The purpose of which would be to expand the list of allowable uses in this area. [Attached](#) is a memorandum from the Community Development Director regarding this issue.

3) **Status Report by the Traffic Commission (7:00 – 7:30 p.m.)**

Scott Troiani, Chair of the Traffic Commission, will be present to discuss the [attached](#) report with the Village Board.

If you should have any questions concerning these matters, please feel free to contact me.



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## MEMORANDUM

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**TO:** Timothy Wiberg, Village Manager

**FROM:** Steve McNellis, Community Development Director

**DATE:** June 6, 2017

**SUBJECT:** Proposed Retail Overlay District Rezoning in Devon Avenue M-B District

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### Background

The Village created a new Retail Overlay Zoning District, within the Touhy Avenue MB, Manufacturing and Business Zoning District in May, 2013 (Ordinance attached). As part of the creation of the new Zoning Overlay District, the Village rezoned 14 properties on Touhy Avenue, Capitol Drive, Lawndale Avenue, and Ridgeway Avenue to this new designation (see attached map). The creation of this Overlay District arose from discussions by the Village's Economic Development Commission (EDC) regarding an analysis of Village properties along Touhy Avenue in the area east of Hamlin Avenue. In these discussions, the EDC recognized that there was value to the Village in designating properties along the Touhy Avenue corridor with a zoning that permitted them to redevelop in their highest and best commercial use. The Overlay District was developed to allow an "overlay" of B-2 use permissibility for these properties. Rather than rezoning these properties to an appropriate commercial zoning, such as B-2, General Business, the creation of an Overlay District allowed these properties the flexibility to remain in a light industrial district such as MB, but with the added bonus of additional use permissibility within the Overlay District.

Since rezoning these properties with a retail overlay, there has been one commercial redevelopment at 3701 West Touhy Avenue which would not have been possible without the Retail Overlay District designation. While there has been no other commercial redevelopment in these areas, staff believes this is more a function of long-time property owners with viable long-term tenants rather than a lack of interest in commercial zoning on these properties. In general, the Village has heard no negative feedback or impacts from the overlay designation on the fourteen properties.

### Discussion

In both the fall of 2016 and spring of 2017, staff discussed possible business-friendly code amendments with the EDC. Consideration of a Retail Overlay District designation on Devon Avenue, west of Lincoln Avenue, was a potential code amendment discussed and endorsed by

the EDC. Based upon discussions staff has had with potential service industry and small restaurant uses interested in at least one building on Devon Avenue, between Hamlin and Ridgeway Avenues, staff believes that a Retail Overlay District is worth considering. These uses, including a martial arts studio, carry-out pizza restaurant and another service-related use, would be consistent with the type of uses found in any multi-tenant commercial building in the Village, but were either not permitted in the MB Zoning District or required a Special Use, when other similar properties would have permitted these properties by right.

**Comparison of Uses (MB to Retail Overlay):**

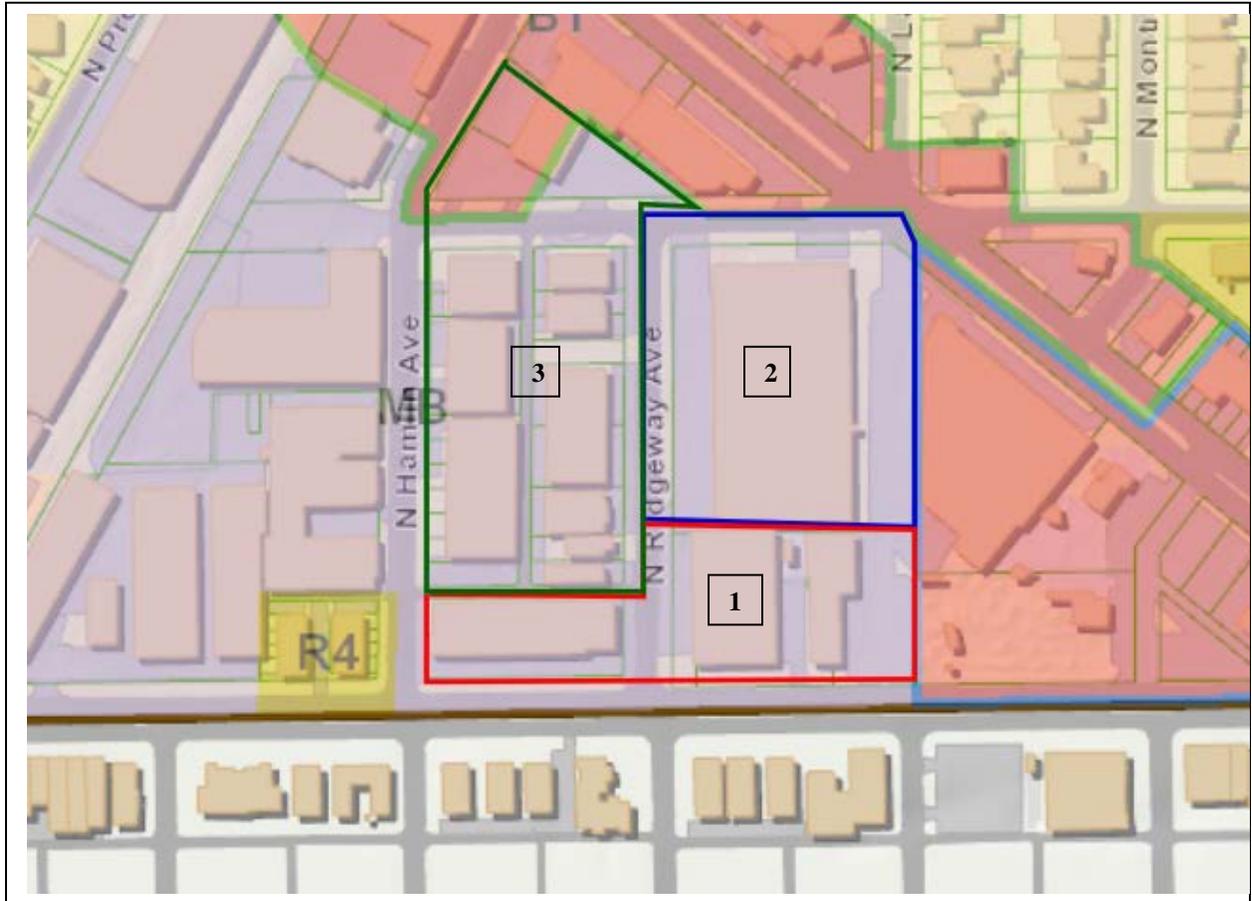
A Retail Overlay District would permit all of the uses currently permitted in the MB zoning district, plus the following additional permissibilities:

Uses	MB Zoning	Retail Overlay District
	Permitted (P) or Special Use (S)	Permitted (P) or Special Use (S)
Eating & Drinking Establishments, <5,000 sf	<b>S</b>	<b>P</b>
Billiard Club	<b>Not Permitted</b>	<b>S</b>
Health Club	<b>S</b>	<b>P</b>
Entertainment Venue	<b>Not Permitted</b>	<b>S</b>
Drive-Through	<b>Not Permitted</b>	<b>S</b>
Bank	<b>Not Permitted</b>	<b>P</b>
Convenience Store	<b>Not Permitted</b>	<b>P</b>
Grocery Store	<b>Not Permitted</b>	<b>P</b>
Lodging (Hotel/Motel/B&B)	<b>Not Permitted</b>	<b>S</b>
Personal Service Establishments < 2000 sf	<b>Not Permitted</b>	<b>P</b>
Personal Service Establishments >/= 2000sf	<b>Not Permitted</b>	<b>S</b>
Trade School	<b>S</b>	<b>P</b>
Hospital	<b>Not Permitted</b>	<b>S</b>
Massage Therapy	<b>Not Permitted</b>	<b>S</b>
Religious Institution	<b>P</b>	<b>P</b>

Some of these uses may not necessarily be appropriate within the existing buildings and lot configuration in this area. However, it is important to look at future redevelopment opportunities, while positioning this area, which is in a TIF District, to be more attractive for redevelopment.

**Potential Retail Overlay District Boundaries:**

In order to provide reasonable options for commercial businesses to locate in, or redevelop properties adjacent to, commercial arterials such as Devon Avenue, staff is recommending the Village Board consider designating specific properties west of the Devon-Lincoln intersection in the Retail Overlay District. There are a number of properties that could benefit from such a designation, depending on the extent to which the Village Board is comfortable with reasonably extending this District. The map on the next page proposes three possible options for establishing a new Retail Overlay District:



Option 1: Designate properties with frontage on Devon Avenue.

Option 1+2: Designate properties with frontage on arterial roadways, Devon and Lincoln Avenue

Option 1+2+3: Designate properties that can be assembled for a larger commercial development

MB-zoned properties west of Hamlin Avenue are not proposed for inclusion in the Retail Overlay District. This is due to the existence of an R-4-zoned townhouse building constructed in the last 20 years which is not expected to be redeveloped anytime soon. In addition, the Public Storage facility west of the condominium building is currently considered “Legal Non-Conforming” in the MB Zoning District, due to the Village Code change in 2016 which prohibited storage facilities and warehouses on arterial commercial streets in this zoning district. As it is the Village’s intent to one day see these uses eliminated from commercial arterial roadways, and MB zoning would not permit any improvements to the site, maintaining the strict MB Zoning may be the best way to ensure this use ultimately vacates these premises. In addition, if there is a desire to permit light industrial uses to maintain a presence in this part of the Village, the area west of Hamlin Avenue is most appropriate.

Properties in Option 1, with frontage on Devon Avenue, can benefit the most from a retail overlay in the short term, given the layout and configuration of these buildings. However, a long-range view would suggest that adding Options 2 and 3 would provide an opportunity for large scale redevelopment, whether it be for one “big box” use or for a shopping center with out lots. While it may be appropriate to rezone these properties if such a use were contemplated in

the future, the designation of a Retail Overlay District now demonstrates to the development community a commitment to redevelop this area commercially.

### Planning/Zoning Considerations

In reviewing the merits of this proposal, Staff recommends the Board also consider the following:

1. **Potential Positive Impacts** – Designating property in this area with a retail overlay provides property owners greater flexibility in seeking tenants, while offering additional opportunities for businesses that are revenue-generating to locate in this part of the Village. This can also help spur redevelopment in an area that has been somewhat stagnant, while promoting the Village’s forward-thinking business-friendly stance. More importantly, it can help fill spaces immediately in buildings where recent use proposals had to be denied due to land use restrictions. Finally, promoting commercial uses along Devon is in character with Devon Avenue land uses to the east in Lincolnwood as well as land uses across Devon to the south in Chicago.
2. **Potential Negative Impacts** – There are no obvious downsides to designating a Retail Overlay District in this area. Current MB zoning permits a number of commercial uses so the character of the area would not be wholly altered. In fact, the designation of a Retail Overlay District would only add to the permissibility of uses in this area, allowing the current list of permitted uses to be expanded. Staff can further investigate whether or not there are property tax implications; however, it is unlikely there would be any material impact to existing businesses that are not bringing in new tenants.

### Recommendation

Staff recommends the Village Board consider referring to the Plan Commission a Map Amendment designating the land in Options 1, 2, and 3 as a new Retail Overlay District, maintaining the requirements and stipulations in the Village Code for the current Retail Overlay District fronting on Touhy Avenue.

**Attached is the PowerPoint staff intends to present at Tuesday evening’s Committee of the Whole meeting.**

### Documents Attached

1. 2013 Retail Overlay District Ordinance
2. Map of Existing Retail Overlay District
3. PowerPoint Presentation

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2013-3051**

**AN ORDINANCE AMENDING  
THE VILLAGE OF LINCOLNWOOD ZONING ORDINANCE  
TO CREATE THE RETAIL OVERLAY DISTRICT WITHIN THE LIGHT  
MANUFACTURING/BUSINESS ZONING DISTRICT AND REZONING CERTAIN  
PROPERTIES TO THE RETAIL OVERLAY DISTRICT**

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF LINCOLNWOOD  
THIS 7<sup>th</sup> DAY OF MAY, 2013.

Published in pamphlet form  
by the authority of the  
President and Board of Trustees  
of the Village of Lincolnwood,  
Cook County, Illinois  
this 7<sup>th</sup> day of May, 2013

**ORDINANCE NO. 2013-3051**

**AN ORDINANCE AMENDING  
THE VILLAGE OF LINCOLNWOOD ZONING ORDINANCE  
TO CREATE THE RETAIL OVERLAY DISTRICT WITHIN THE LIGHT  
MANUFACTURING/BUSINESS ZONING DISTRICT AND REZONING CERTAIN  
PROPERTIES TO THE RETAIL OVERLAY DISTRICT**

WHEREAS, the Village of Lincolnwood is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, pursuant to Section 4.01(9) of "The Village of Lincolnwood Zoning Ordinance," as amended ("**Zoning Ordinance**"), the M-B Light Manufacturing/Business District of the Village ("**M-B District**") is intended primarily for light manufacturing, research, wholesale, and limited business uses; and

WHEREAS, between July 2012 and December 2013, the Village Economic Development Commission ("**EDC**") considered a retail analysis of the properties in the M-B District and recent trends concerning retail development along Touhy Avenue, and engaged in discussions with owners of property and other stakeholders in the M-B District, in order to determine the propriety of retail and commercial uses within the M-B District; and

WHEREAS, on January 25, 2013, the EDC unanimously recommended that the Village consider the adoption of a retail overlay zoning district ("**M-B Retail Overlay Zone**") for implementation in certain specified areas of the M-B District in proximity to Touhy Avenue; and

WHEREAS, pursuant to notice duly published in the *Chicago Sun Times* on March 14, 2013, the Village Plan Commission conducted a public hearing on April 3, 2013 concerning: (i) amendments to the Zoning Ordinance that would create the M-B Retail Overlay District; and (ii) amendments to the Village of Lincolnwood Official Zoning Map ("**Zoning Map**") to rezone the properties legally described and depicted in **Exhibit A** to this Ordinance (collectively, the "**Subject Properties**"), all located within the M-B District, into the M-B Retail Overlay Zone (collectively, the "**Proposed Amendments**"); and

WHEREAS, at the conclusion of the public hearing, the Plan Commission made findings and recommended that the President and Board of Trustees adopt the Proposed Amendments, as set forth in this Ordinance; and

WHEREAS, having considered the findings and recommendations of the Plan Commission, the President and Board of Trustees have found and determined that the adoption of the Proposed Amendments, as set forth in this Ordinance, is in the best interests of the Village and its residents;

Additions are bold and double-underlined; deletions are struck through.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LINCOLNWOOD, COOK COUNTY, ILLINOIS, as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. ESTABLISHMENT OF ZONING DISTRICTS. Section 4.01 of Article IV of the Zoning Ordinance shall be amended further, and shall read as follows:

**"4.01 ESTABLISHMENT OF DISTRICTS.**

In order to accomplish the purpose of this Ordinance as stated in ~~Section 4~~ **Article Hereof**, the Village of Lincolnwood, Illinois, is hereby divided into the following districts:

\* \* \*

**(10) MBROZ Manufacturing/Business Retail Overlay Zone. This district is intended to permit certain retail and commercial uses, otherwise restricted or prohibited in the M-B zoning district, on specified properties within the M-B zoning district and in the vicinity of Touhy Avenue. The uses permitted within the MBROZ overlay zone are intended to complement the light manufacturing, research, wholesale, and limited business uses within the M-B zoning district.**

~~(10)~~**(11) P Public Open Space - Recreation - Park District.** This district is established to provide land use regulations for public open space, recreation and park areas within the Village. In establishing these land use regulations the Village intends to:

\* \* \*

SECTION 3. PERMITTED AND SPECIAL USES IN THE MBROZ OVERLAY ZONE. Table 4.01.1 of Article IV of the Zoning Ordinance shall be amended further, and shall read as follows:

Additions are bold and double-underlined; deletions are struck through.

**"TABLE 4.01.1 – Permitted and Special Uses in All Zoning Districts**

\* \* \*

Use Category	Zoning Districts										
	Residential				Business			Office	Manufacturing/ Business	Public	Standard
	R-1	R-2	R-3	R-4	B-1	B-2	B-3 PD	O-1	M-B <u>(Note 8)</u>	P	

\* \* \*

**Note 8: For properties located within the MBROZ Overlay Zone, uses shall be permitted, restricted, or prohibited as provided in this Table 4.01.1 for the B-2 zoning district; provided, however, that in the event of a conflict between the regulations set forth in this Table 4.01.1 for the B-2 zoning district and for the M-B zoning district, the less restrictive regulation shall control.**

SECTION 4. ZONING MAP AMENDMENT. The Zoning Map of the Village shall be, and is hereby, amended to rezone each and all of the Subject Properties to the M-B District and the MBROZ Manufacturing/Business Retail Overlay Zone of the Village, in accordance with, and pursuant to, Section 5.16 of the Zoning Ordinance and the home rule powers of the Village.

SECTION 5. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect, and shall be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

[SIGNATURE PAGE FOLLOWS]

**Additions are bold and double-underlined; deletions are struck through.**

PASSED this 7<sup>th</sup> day of May, 2013.

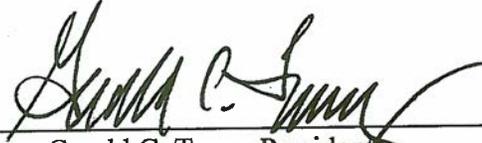
AYES: Trustees Patel, Sprogis-Marohn, Elster, Leftakes, Klatzco, Cope

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 7<sup>th</sup> day of May, 2013.



\_\_\_\_\_  
Gerald C. Turry, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office the  
7<sup>th</sup> day of May, 2013.



\_\_\_\_\_  
Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois

Additions are bold and double-underlined; deletions are struck through.

**Exhibit A**

**Description and Depiction of Subject Properties**

7100 Capitol Drive

PIN: 10-35-200-027-0000; 10-35-200-026-0000; 10-35-200-031-0000

7101 Capitol Drive, 7105 Capitol Drive, and 7111 Capitol Drive

PIN: 10-35-200-035-0000 and 10-35-200-036-0000

3475 West Touhy Avenue and 3477 West Touhy Avenue

PIN: 10-35-200-037-0000

3501 West Touhy Avenue

PIN: 10-35-200-034-0000

3515 West Touhy Avenue

PIN: 10-35-200-024-0000 and 10-35-200-030-0000

3701 West Touhy Avenue

PIN: 10-35-136-026-0000

3725 West Touhy Avenue

PIN: 10-35-136-024-0000

7060 North Lawndale Avenue

PIN: 10-35-136-016-0000

7100 North Lawndale Avenue

PIN: 10-35-136-007-0000

7140 North Lawndale Avenue

PIN: 10-35-136-015-0000 and 10-35-136-014-0000

7150 North Lawndale Avenue

PIN: 10-35-136-012-0000

7085 North Ridgeway Avenue

PIN: 10-35-136-020-0000

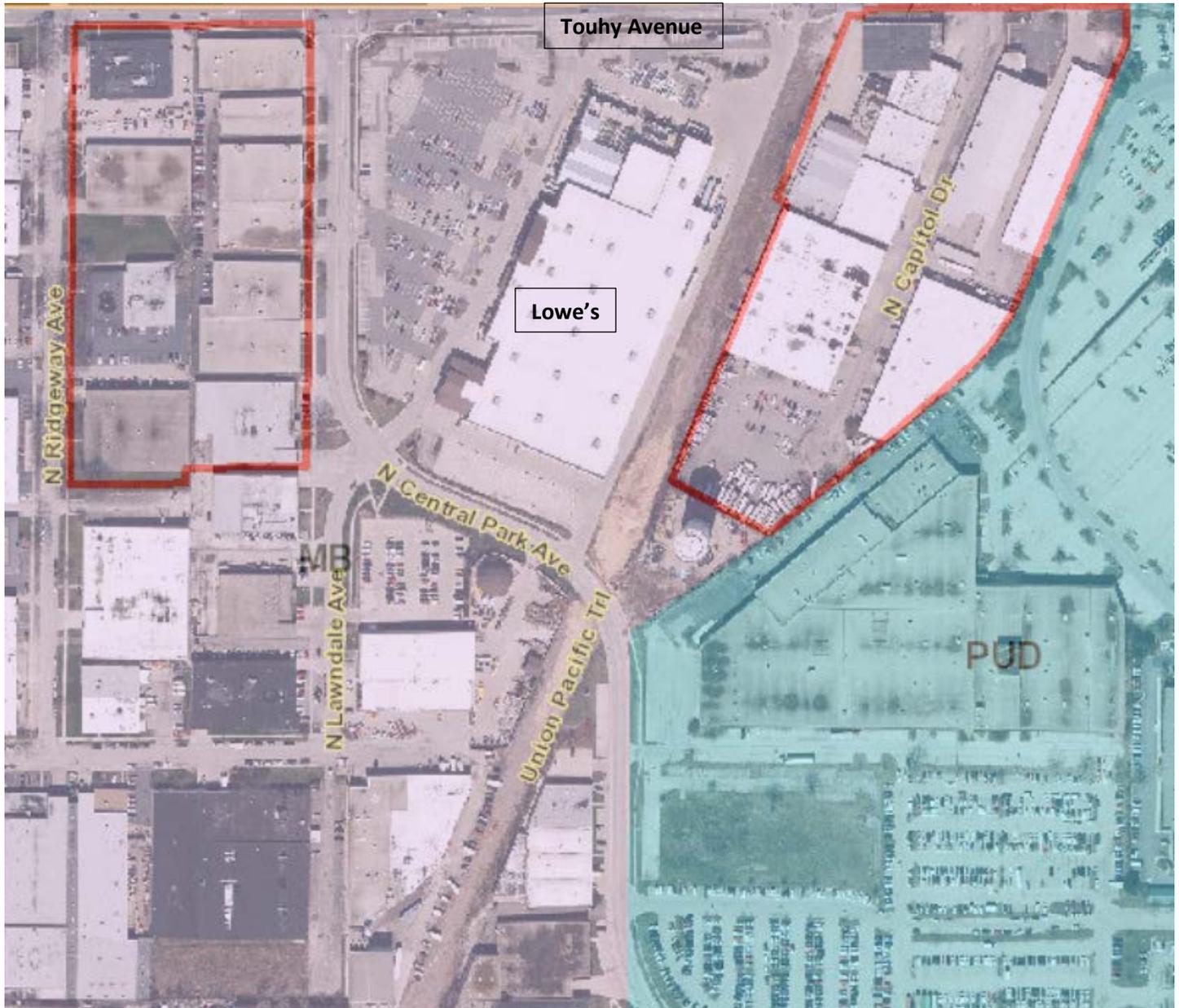
7101 North Ridgeway Avenue

PIN: 10-35-136-010-0000

7131 North Ridgeway Avenue

PIN: 10-35-136-009-0000

# Retail Overlay District on Touhy Avenue

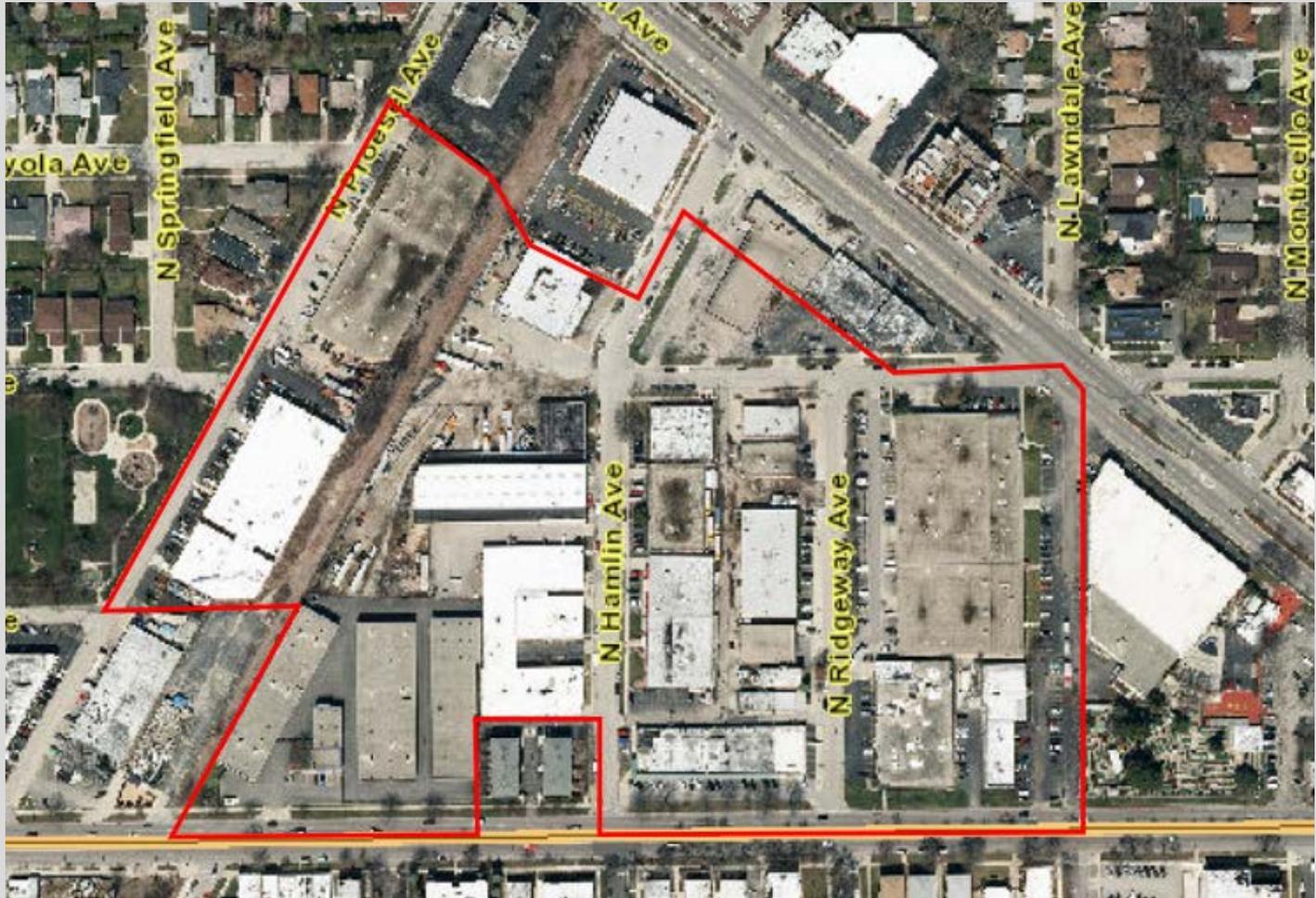


 Retail Overlay District Boundary

***Proposed  
Retail Overlay District  
Rezoning***

**Devon Avenue MB District**

# Devon Avenue MB Zoning District

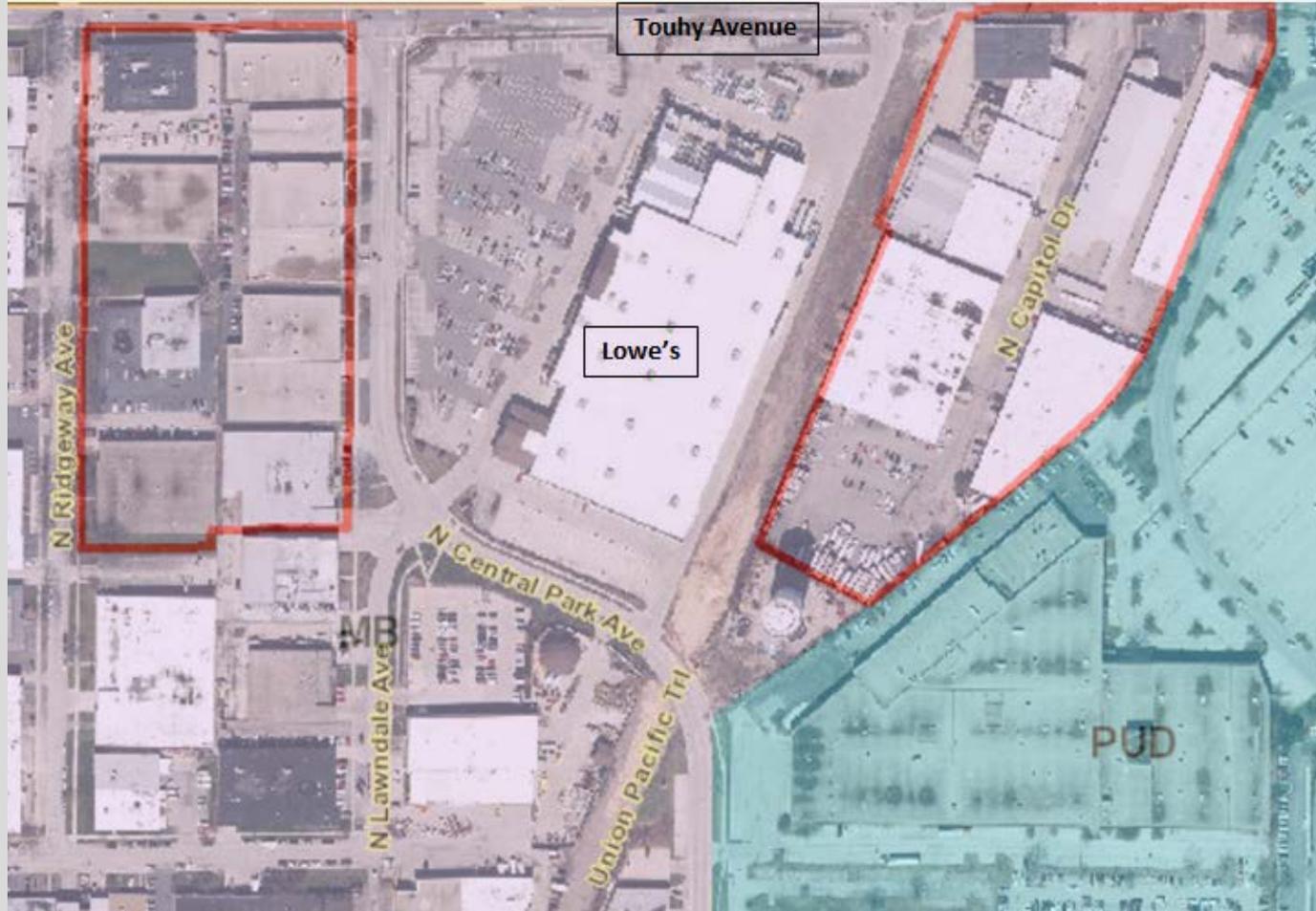


# Retail Overlay District

## Background

- First Retail Overlay District created on Touhy Avenue in 2013.
- EDC-spurred creation of Overlay, designed to add permissibility of B2 uses.
- Fourteen properties rezoned in that district.
- Retail Overlay zoning provides flexibility of MB and B2 uses
- First Commercial Redevelopment in Retail Overlay – 3701 W. Touhy (AT&T Store)

# Retail Overlay District on Touhy Avenue



# Comparison of Uses (MB to Retail Overlay)

Uses	MB Zoning	Retail Overlay District
	Permitted (P) or Special Use (S)	Permitted (P) or Special Use (S)
Eating & Drinking Establishments, <5,000 sf	S	P
Billiard Club	Not Permitted	S
Health Club	S	P
Entertainment Venue	Not Permitted	S
Drive-Through	Not Permitted	S
Bank	Not Permitted	P
Convenience Store	Not Permitted	P
Grocery Store	Not Permitted	P
Lodging (Hotel/Motel/B&B)	Not Permitted	S
Personal Service Establishments < 2000 sf	Not Permitted	P
Personal Service Establishments >/= 2000sf	Not Permitted	S
Trade School	S	P
Hospital	Not Permitted	S
Massage Therapy	Not Permitted	S
Religious Institution	P	P

# Retail Overlay District Options adjacent to Devon Avenue



Option 1: Designate properties with frontage on Devon Avenue.

Option 1+2: Designate properties with frontage on arterial roadways, Devon and Lincoln Avenue

Option 1+2+3: Designate properties that can be assembled for a larger commercial development

# Devon Retail Overlay District Rezoning

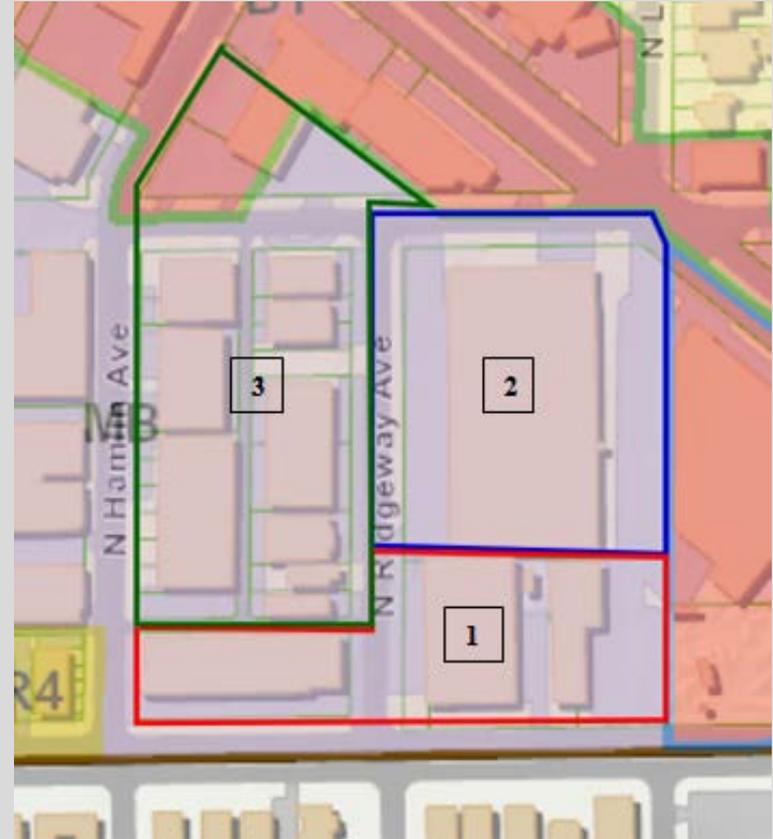
## Issues for Consideration

### 1. Potential Positive Impacts:

- Greater flexibility to property owners
- Additional opportunities for revenue-generating businesses in Village
- Spur redevelopment
- Fill Vacant Spaces
- Business-friendly accommodation

### 2. Potential Negative Impacts:

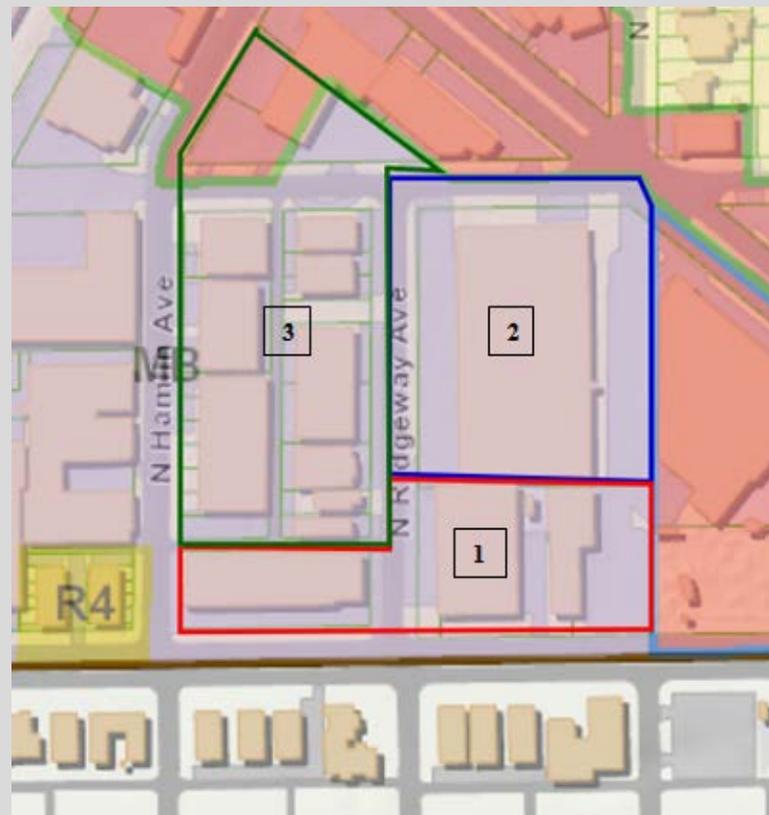
- No material negative impact (confirm no property tax implications)



# Retail Overlay District Proposal

## Recommendation

Consider Referral to the Plan Commission of a Map Amendment designating the land in Options 1, 2 AND 3 (combined), as a new Retail Overlay District.



**Village of Lincolnwood**  
**Village Board Committee of the Whole**  
**June 6, 2017**

**Commission:** Traffic Commission

**Chairperson:** Scott Troiani  
Mark Bonner  
Antonio Costantino  
Donald Gelfund  
James Lee  
Claude Petit  
Stanley Wilk  
Trustee Jesal Patel, Village Board Liaison

**Summary of Significant Activities:**

- Keystone at Lincoln – Designated Parkway Parking Recommendation
- Commercial and Recreational Vehicle Parking – Recommendation
- Psistaria Restaurant – Traffic Plan Recommendation
- Central and Sauganash/Dowagiac and Ionia – Turn Restriction Discussion
- Pratt and Navajo – Line-of-Sight and LED Stop Sign Discussion
- Crawford Reconstruction Community Meeting Recommendation
- Lawndale and Central – Park Stop Sign Discussion
- Public Works – Restricted Parking Recommendation
- Morse and Lincolnwood Drive – Parking Restriction Discussion
- 6707 – 6735 Cicero – Parking Restrictions Recommendation
- 3900 Greenleaf – Traffic Calming Discussion
- School District 74 – Roadway Vacation Recommendation
- 4656 Touhy – Alley Vacation Discussion
- Central Park and Lawndale – Stop Sign Discussion
- 4000 Northshore – Resident Only Parking Discussion
- 4400 Greenleaf – Median Removal Discussion
- Lowe's – Reconfigure and Regrading Entrance/Exit Recommendation
- 6400 Kimball – Parking Restriction Recommendation
- Chase at Lincoln – Parking Restriction Discussion
- Pratt and Valley Line Trail – Parking Restriction Recommendation
- Devon between Christiana and St. Louis – Parking Restriction Recommendation

**FY 2017-19 Anticipated Activities/Goals:**

- Devon Avenue Streetscape
- Devon Avenue and Valley Line Trail Crossing
- Keeler Avenue and Lincoln Avenue Crossing
- North/South Alley East of Kilpatrick Avenue Alley Vacation
- Pratt and East Prairie Intersection Assessment

**Specific Questions or Comments for the Village Board:**

- Direction from the Village Board



**VILLAGE OF LINCOLNWOOD  
PRESIDENT AND BOARD OF TRUSTEES  
REGULAR MEETING  
VILLAGE HALL COUNCIL CHAMBERS  
7:30 P.M., JUNE 6, 2017**

**AGENDA**

**I. Call to Order**

**II. Pledge to the Flag**

**III. Roll Call**

**IV. Approval of Minutes**

1. Village Board Minutes – May 16, 2017
2. Village Board Special Meeting Minutes – May 23, 2017

**V. Warrant Approval**

**VI. Village President's Report**

1. Discussion Regarding the Formation of Advisory Groups:
  - Public Safety and Health
  - Communications
2. Appointment of Amina Elmahdy to the Park and Recreation Board
3. Swearing in of Police Sergeant Justin Lauria
4. Madeleine Grant Volunteer of the Year Recognition
5. Proclamation Regarding Student Achievers
6. Student Achievers Awards
7. Top Male and Female Student Achievers

*A brief reception will take place.*

**VII. Consent Agenda** (If anyone wishes to speak to any matter on the Consent Agenda, a Speaker's Request Form must be completed, presented to the Village Clerk, and the matter will be removed from the Consent Agenda and added to Regular Business.)

1. Approval of a Resolution Relating to Participation by Elected Officials in the Illinois Municipal Retirement Fund (Appears on Consent Agenda Because it is a Routine Function of Government)
2. Approval of an Ordinance Waiving Enforcement of Section 14-14-10 of the Municipal Code of Lincolnwood for Installation of a Netting System at 6600 North Crawford Avenue (Appears on Consent Agenda Because it was Approved Unanimously by a Recommending Body)

3. Approval of an Ordinance in Case #ZB-05-17 to Approve a Variation from the Zoning Code to Allow Construction of a New Accessory Structure Less than 15 Feet From the Nearest Wall of the Principal Building at 4308 West Pratt Avenue (Appears on Consent Agenda Because it was Approved Unanimously by a Recommending Body)
4. Approval of an Ordinance Waiving Enforcement of Section 14-14-10 of the Municipal Code to Allow the Village's Contractor Nettle Creek Nursery Performing the Lincoln Avenue Medians Project on Lincoln Avenue to Work between 12:00 P.M. and 3:00 P.M. on Saturdays from June 10, 2017 through September 30, 2017 Fund (Appears on Consent Agenda Because it is a Routine Function of Government)
5. Approval of Two Resolutions Requesting Motor Fuel Tax Funds from the State of Illinois Pertaining to General Maintenance and Infrastructure Improvements (Appears on Consent Agenda Because it is a Routine Function of Government)

#### **VIII. Regular Business**

6. Consideration of a Recommendation by the Zoning Board of Appeals in Case #ZB-04-17 to Approve a Fence Variation from the Zoning Code to Permit a Solid Fence along the Rear Lot Line at 7020 North Keystone Avenue
7. Consideration of an Ordinance in Case #PC-05-17 Approving a Reasonable Accommodation to Allow for a Community Residence Use in a Residential District at 6435 North Christiana Avenue
8. Consideration of the following: (A) An Ordinance Amending Chapter 9 of the Village Code Regarding Minimum Hourly Wages for Persons Employed within the Village of Lincolnwood as it Pertains to the Cook County Minimum Wage Ordinance and (B) An Ordinance Amending Chapter 9 of the Village Code Regarding Paid Sick Leave for Persons Employed within the Village of Lincolnwood as it Pertains to the Cook County Paid Sick Leave Ordinance

#### **IX. Manager's Report**

#### **X. Board, Commission, and Committee Reports**

#### **XI. Village Clerk's Report**

#### **XII. Trustee Report**

#### **XIII. Public Forum**

#### **XIV. Closed Session**

*A Closed Session is Requested to Discuss Pending Litigation Per Section 2(c)(11)*

#### **XV. Adjournment**

DATE POSTED: June 2, 2017

All Village Board meetings are broadcast live to residents on Comcast Cable Channel 6, AT&T U-VERSE Channel 99, RCN Channel 49, and online at [Lincolnwood.tv](http://Lincolnwood.tv) at 7:30 p.m. Rebroadcasts of Village Board meetings can be viewed one week following the live broadcast at 1:00 p.m. and 7:30 p.m. on cable television or online at [lwdtv.org](http://lwdtv.org) or on the Lincolnwood Mobile App.

**VILLAGE OF LINCOLNWOOD  
PRESIDENT AND BOARD OF TRUSTEES  
REGULAR MEETING  
VILLAGE HALL COUNCIL CHAMBERS  
MAY 16, 2017**

**DRAFT**

**Call to Order**

President Bass called the regular meeting of the Lincolnwood Board of Trustees to order at 7:30 PM, Tuesday, May 16, 2017, in the Council Chambers of the Municipal Complex at 6900 N. Lincoln Avenue, Village of Lincolnwood, County of Cook, and State of Illinois.

**Pledge to the Flag**

The Corporate Authorities and all persons in attendance recited the Pledge of Allegiance to the flag of our country.

**Roll Call**

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

PRESENT: President Bass, Trustees Hlepas Nickell, Patel, Cope, Ikezoe-Halevi,

ABSENT: Trustee Spino

A quorum was present. Also present: Timothy Wiberg, Village Manager; Ashley Engelmann, Assistant Village Manager; Charles Greenstein, Village Treasurer; Heather McFarland, Management Analyst; Steven Elrod, Village Attorney; Charles Meyer, Assistant to the Village Manager; Steve McNellis, Director of Community Development; Andrew Letson, Public Works Director, Robert LaMantia, Police Chief; Doug Hammel, Community Development Manager.

**Approval of Minutes**

The minutes from the April 5, 2017, April 18, 2017, May 2, 2017 Village Board meetings and the April 19, 2017 Water Fund Workshop were distributed and examined in advance.

Trustee moved to approve the minutes as amended, seconded by Trustee Halevi.

The meeting minutes were approved by Voice Vote.

**Warrant Approval**

Mr. Wiberg presented the warrants for approval in the amount of \$2,658,396.21. Trustee Nickell moved to approve, seconded by Trustee Cope.

Upon a Roll Call by the Village Clerk the results were:

AYES: Trustees Patel, Cope, Halevi, Nickell

NAYS: None

The motion passed.

## **Village President's Report**

### **1. 2017 Village Vehicle Sticker Presentation**

President Bass made the presentation to the family of student artist Dahlia Curescu. The family received a complementary sticker and a framed copy of the sticker. Dahlia's family came up for the presentation.

### **2. Appointments to Certain Boards and Commissions**

President Bass named the following appointments to Village Boards and Commissions:

Traffic Commission – Stanley Wilk

Economic Development Commission – Joe Spagnoli

Plan Commission – Adi Zahava Kohn

Telecommunications Advisory Commission – Talha Rizvi

Board of Police and Fire Commissioners – Georgia Talaganis

### **3. Trustee Nomination from the May 2, 2017 Village Board Meeting (To Be Taken Off The Table)**

Trustee Nickell moved to remove the item from Table, seconded by Trustee Cope.

The motion passed by Voice Vote.

Trustee Patel moved to approve the appointment of Renan Sugarman as Trustee, seconded by Trustee Cope.

The motion passed by Voice Vote.

Mr. Sugarman was sworn in.

### **4. Reminder Regarding Ramadan**

President Bass announced that Ramadan will begin on May 27.

A list of other important dates can be found on the website or at Village Hall.

### **5. Memorial Day Parade**

Monday May 29, at 10AM the Memorial Day Parade will start at Pratt and Cicero. The parade will arrive at Madeleine's Garden by 11AM. This year for the first time children may ride in the parade on bicycles and other small vehicles.

### **6. GO Lincolnwood Rally and Community Walk**

On June 4 at 9:30 AM the Parks and Recreation Department is having a walk to encourage residents to get out and walk every day.

7. President Bass announced that he is looking to expand Village Commissions. Interested residents should contact Village Hall.

## **Consent Agenda**

### **1. Approval of a Resolution Updating the Designation of the Village's Delegate and Alternate Delegate to the Northeastern Illinois Public Safety Training Academy Board of Directors**

2. **Approval of a Resolution Amending a Property Enhancement Program (PEP) Grant for Property Leased by Brickyard Bank at 6676 North Lincoln Avenue**
3. **Approval of a Recommendation by the Parks and Recreation Board to Adopt a Resolution to Award a Bid for the Provision of Apparel to Sunburst Sportswear Inc. of Glendale Heights, IL. (Appears on Consent Agenda Because it is the Lowest Qualified Bidder)**

Trustee Hlepas Nickell moved to approve the Consent Agenda as presented. The motion was seconded by Trustee Ikezoe-Halevi.

Upon a Roll Call by the Village Clerk the results were:

AYES: Trustees Cope, Ikezoe-Halevi, Patel, Hlepas Nickell, Trustee Sugarman abstained

NAYS: None

The motion passed.

### **Regular Business**

4. **Consideration of a Recommendation by the Plan Commission in Case #PC-05-17 to Approve a Reasonable Accommodation to Allow for a Community Residence Use in a Residential District at 6435 North Christiana Avenue**

This item was presented by Mr. Hammel using PowerPoint.

A rendering and aerial photograph were exhibited.

#### Background

- Approval of a Community Residence in a residential district is subject to standards for a Reasonable Accommodation
- A Reasonable Accommodation is intended to provide relief from the strict application of zoning regulations in order to ensure compliance with the Fair Housing Act
- The proposed Community Residence would provide 24-hour care for two residents with disabilities

#### Standards

Would the proposed Reasonable Accommodation:

1. Be used by an individual or a group of individuals considered disabled or handicapped under the FHA;
2. Be financially, therapeutically or otherwise necessary to make specific housing available to the individual or group of individuals with a disability or handicapped under the FHA;
3. Be the only alternative available that would provide an equivalent level of benefit;
4. Be the only alternative available that would be suitable based on the circumstances of the particular application;
5. Be consistent with the general purpose and intent of the zoning district in which the property is located;
6. Impose an undue financial or administrative burden on the Village;

7. Adversely affect vehicular traffic or parking on the subject property or on the streets adjacent to the subject property, or in the neighborhood in which the subject property is located;
8. Require a fundamental alteration in the nature of the regulations set forth in the Zoning Ordinance; and
9. Substantially affect the physical attributes of the subject property.

#### Plan Commission Review

Public Hearing held May 3, 2017

#### Commissioners questions addressed:

- The roles of family members as officers of Diane Home Care
- Code violations at other properties owned by family members
- The nature of care to be provided
- The credentials of Diane Home Care representatives and caregivers
- Protocol regarding on-site monitoring and emergency care
- Resident lifestyle and activities
- Characteristics of the property to meet operational needs

#### Public Comment Addressed:

- Past property violations
- Diane Home Care's property record in Skokie
- The number of residents and workers on the property
- The nature of medications to be administered on site
- Parking availability and traffic impacts of the proposed use
- The disposal of biohazard materials and waste

#### Petitioner responses included:

- Past property violations are not related to Diane Home Care
- Compliance with state regulations for standards of care, maintenance, disposal etc
- Willingness to maximize the use of on-site parking
- Petitioner credentials and screening process for caregivers
- Description of resident check-ups and protocol for emergencies
- Description of resident employment and volunteer activities

- Statement that no modifications to property are necessary

Plan Commission Action – Unanimous Recommendation of Approval (4-0)

- Determined and noted that Village Standards had been met
- Conditions of Approval include:
  - \*Limit of two residents and two on-site primary caregivers at any one time
  - \*All expenses related to maintenance be undertaken by the property owner
  - \*To the extent possible, two vehicles be parked in the garage prior to on-street parking being utilized
- Request for Village Staff to monitor parking concerns in the neighborhood
- Public comment received since Plan Commission Hearing:
  - \*Proposed use opposed by residents at 6427 North Christiana

Direction to Village Attorney to prepare an ordinance for July 6 Village Board Meeting

Diane Home Care provided information in the following areas regarding their organization:

Mission Statement, Philosophy, Program Requirements, Our Clients, Our Staff, Organizational Structure and Type, Type of Decision Making, Analysis: Identified Strengths, Analysis: Identified Deficits,

Discussion ensued. Trustees had questions for the petitioner and for the Village attorney.

A number of speakers addressed the Board and petition sheets against the item were presented.

<u>For</u>	<u>Against</u>
Maryanne Barnett	Shahnaz Khalid
Sandra Buzard	John Murphy
Rifath Khan	Florence Yun
Michelle Berkley	Peggy Franklin
	Carmen Hovanec

Trustee Cope moved to direct the attorney to prepare an Ordinance granting requested relief and including inspection by Village, seconded by Trustee Sugarman.

The item passed with a Voice Vote

**5. Consideration of Ordinance(s) in Case #ZB-02-17 to Approve a Special Fence and Certain Variations of the Zoning Code to Permit Natural Screening in the Right-of-Way of West Arthur Avenue in Heights Beyond the Maximum Permissible on the Property and Permit a Deck in the Required Rear Yard Setback at 3500 West Arthur Avenue**

This item was presented by Mr. McNellis.

Mr. McNellis has spoken to the petitioner who was unable to attend this meeting.

The petitioner proposed a change: moving the position of the driveway.

Two alternatives were offered:

#1. Proceed with the original ordinance approved by the Plan Commission.

#2. Revised – Only deck set-back

Discussion ensued.

Trustee Patel moved to approve #2, seconded by Trustee Cope.

Upon Roll Call the Results were:

AYES: Trustees Sugarman, Cope, Patel, Hlepas Nickell, Ikezoe-Halevi

NAYS: None

The motion passed.

**Manager's Report**

1. Mr. Wiberg announced that the Lincoln Avenue median work should begin tomorrow.
2. The overpass over Touhy is on track, Should be completed by Spring 2018
3. The northeast path along the UP line will have a detour for two days due to construction of sewers
4. Village Hall will be closed for Memorial Day.

**Board and Commissions Report**

None

**Village Clerk's Report**

None

**Trustees Reports**

Trustee Cope announced that it should be noted that today was the funeral of Dr. Stanton Pallas. Dr. Pallas was a brilliant thoracic surgeon, a fine and charitable man and his passing should be noted in the record.

President Bass announced the passing of Dr. Widen, 96 years old, an orthodontist and long- time Lincolnwood resident.

**Public Forum**

None

**Adjournment To Closed Session**

At 9:29 P.M. Mayor Bass moved to adjourn the Village Board meeting to Closed Session for the purpose of discussing purchase or lease of property per Section 2(c)(6) and potential litigation Section 2(c)(11) Motion by Trustee Cope, seconded by Trustee Ikezoe-Halevi.

Upon Roll Call the Results were:

AYES: Trustees Patel, Ikezoe-Halevi, Cope, Hlepas Nickel, Sugarman

NAYS: None

The motion passed.

**Reconvention**

At 10:16 P.M. President Bass reconvened the Village Board meeting.

**Adjournment**

At 10:17 P.M. Trustee Patel moved to adjourn the meeting, seconded by Trustee Ikezoe-Halevi. The motion passed with a Voice Vote

Respectfully Submitted,

Beryl Herman  
Village Clerk

**DRAFT**

**VILLAGE OF LINCOLNWOOD  
PRESIDENT AND BOARD OF TRUSTEES  
SPECIAL MEETING  
VILLAGE HALL COUNCIL CHAMBERS  
MAY 23, 2017**

**Call to Order**

President Bass called the Special Meeting of the Lincolnwood Board of Trustees to order at 8:30 A.M., Tuesday, May 23, 2017, in the Council Chambers of the Municipal Complex, 6900 North Lincoln Avenue, Village of Lincolnwood, County of Cook, and State of Illinois.

**Pledge to the Flag**

The Corporate Authorities and all persons in attendance recited the Pledge of Allegiance to the flag of our country.

**Roll Call**

On roll call by Deputy Village Clerk Ashley Engelmann the following were:

PRESENT: President Bass, Trustees Cope, Ikezoe-Halevi, Spino and Sugarman

ABSENT: Trustees Patel and Hlepas Nickell

A quorum was present. Also present: Hart Passman, Village Attorney; Timothy Wiberg, Village Manager; Charles Meyer, Assistant to the Village Manager; Robert Merkel, Finance Director; Heather McFarland, Management Analyst; Jim Persino, Chairman of Economic Development Commission

**Regular Business**

**1. An Ordinance Suspending Activity and Cancelling a Public Hearing Concerning the Proposed Establishment of the North Lincoln Redevelopment Area and Tax Increment Redevelopment Plan and Project**

President Bass presented the Ordinance for consideration and asked that Attorney Passman explain the purpose of the Ordinance. Attorney Passman noted that the Ordinance would suspend the process of establishing the North Lincoln Tax Increment Financing area and would also cancel the June 2, 2017 Joint Review Board meeting as well as the June 6, 2017 public hearing on the matter.

Trustee Cope asked what the status of the eligibility study for the area would be as a result of this process. Attorney Passman noted that it would still be viable as long as nothing major changes with the economy the study is still able to be used in the event that the process were to be restarted in the near future.

At this time President Bass called on Economic Development Commission Chairman Jim Persino for public comment on the matter. Chairman Persino asked the Board for the reason for suspending the process of establishing the North Lincoln Tax Increment Financing area.

President Bass noted that given the pending litigation on the property at this time establishing the North Lincoln Tax Increment Financing area is not an essential element. He also stated that he has had promising meetings with developers in the last week and tax increment financing has not been brought up. This can be brought back to the Board when it is in demand.

Trustee Cope noted that if developers asked for it this would be brought back for discussion.

Attorney Passman noted that the existing tax increment financing area is still in place and this action does not affect it.

Upon a Roll Call by the Village Clerk the results were:

AYES: Trustees Cope, Ikezoe-Halevi, Spino and Sugarman

NAYS: None

The motion passed.

**Public Forum**

None

**Adjournment**

At 8:38 A.M., Trustee Cope moved to adjourn the meeting. The motion was seconded by Trustee Sugarman.

The motion passed by voice vote.

The Meeting was adjourned.

Respectfully Submitted,

Ashley Engelmann  
Deputy Village Clerk

TO: President and the Board of Trustees

FROM: Timothy C. Wiberg, Village Manager

SUBJECT: Warrant Approval

DATE: June 2, 2017

The following are the totals for the List of Bills being presented at the June 6th Village Board meeting.

06/06/2017	210,320.18
06/06/2017	68,956.45
06/06/2017	9,317.01
06/06/2017	304,223.60
06/06/2017	20,776.33
06/06/2017	183,885.06
06/06/2017	34,581.60
06/06/2017	83,977.94
06/06/2017	3,409.53
Total	<hr/> \$ 919,447.70

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
Printed: 05/24/2017 - 2:24PM  
Batch: 00100.06.2017



Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
Amazon				
AMAZON				
111121486582	4/11/2017	73.30	0.00	06/06/2017
205-560-515-5405 R&M - buildings				Pool supplies
111121486582 Total:		73.30		
169306108110	4/21/2017	173.16	0.00	06/06/2017
205-560-515-5405 R&M - buildings				Pool supplies
169306108110 Total:		173.16		
210654683009	4/26/2017	331.71	0.00	06/06/2017
205-560-515-5405 R&M - buildings				Pool supplies
210654683009 Total:		331.71		
253752097640	4/21/2017	82.98	0.00	06/06/2017
205-530-515-5730 Program supplies				Camp supplies
253752097640 Total:		82.98		
253755892262	4/21/2017	189.99	0.00	06/06/2017
205-530-515-5730 Program supplies				Camp supplies
253755892262 Total:		189.99		
25375920045	4/21/2017	49.84	0.00	06/06/2017
205-530-515-5730 Program supplies				Camp supplies
25375920045 Total:		49.84		
261687882587	4/21/2017	23.50	0.00	06/06/2017

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-530-515-5730 Program supplies					Camp supplies
	261687882587 Total:	23.50			
277567126989	4/27/2017	161.80	0.00	06/06/2017	
205-508-515-5730 Program supplies					Park patrol helmets
	277567126989 Total:	161.80			
283924141406	4/19/2017	189.98	0.00	06/06/2017	
205-505-515-5730 Program supplies					Soccer balls
	283924141406 Total:	189.98			
47160275808	4/18/2017	167.40	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Pool supplies
	47160275808 Total:	167.40			
60107245030	4/13/2017	239.84	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Pool supplies
	60107245030 Total:	239.84			
86569145106	4/28/2017	96.48	0.00	06/06/2017	
205-500-515-5700 Office supplies					Office chair
	86569145106 Total:	96.48			
	Amazon Total:	1,779.98			
American Express AMEREXP					
31182041017	4/10/2017	158.93	0.00	06/06/2017	
101-100-511-5799 Other materials & supplies					Picture frames
	31182041017 Total:	158.93			
31182041317	4/13/2017	40.07	0.00	06/06/2017	
101-200-511-5840 Meals					Lunch for Stormwater mtg

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
	31182041317 Total:	40.07			
31182041717	4/17/2017	989.97	0.00	06/06/2017	
101-250-511-6530	Equipment - data processing				IPads for new trustees
31182041717	4/17/2017	45.00	0.00	06/06/2017	
101-200-511-5510	Advertising				Job posting - Public Works
	31182041717 Total:	1,034.97			
31182042017	4/20/2017	350.00	0.00	06/06/2017	
101-200-511-5810	Conference & meeting registrat				Womens conference
	31182042017 Total:	350.00			
31182042117	4/21/2017	105.17	0.00	06/06/2017	
101-250-511-5340	Maintenance Agreement Expen				Network solutions - Domain name renewal
	31182042117 Total:	105.17			
31182042217	4/22/2017	1.99	0.00	06/06/2017	
101-250-511-5340	Maintenance Agreement Expen				Renewal Domain name
	31182042217 Total:	1.99			
31182042517	4/25/2017	205.97	0.00	06/06/2017	
101-100-511-5700	Office supplies				iPad cases for trustees
	31182042517 Total:	205.97			
31182042717	4/27/2017	-205.97	0.00	06/06/2017	
101-100-511-5700	Office supplies				Cases for Trustee Ipads
31182042717	4/27/2017	6.18	0.00	06/06/2017	
101-100-511-5799	Other materials & supplies				Plates for Trustee
	31182042717 Total:	-199.79			
31182042817	4/28/2017	5.30	0.00	06/06/2017	
101-100-511-5700	Office supplies				Apps for Trustee iPads
	31182042817 Total:	5.30			
31190040217	4/2/2017	21.68	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-500-515-5725	Credit card charges				Plug n Play - Monthly billing
	31190040217 Total:	21.68			
31190040617	4/6/2017	429.98	0.00	06/06/2017	Sport Supply Group
205-430-515-5730	Program supplies				
	31190040617 Total:	429.98			
31190041017	4/10/2017	749.04	0.00	06/06/2017	Rackspace - Pool pass website
205-560-515-5640	Computer supplies				
	31190041017 Total:	749.04			
31190041717	4/17/2017	50.00	0.00	06/06/2017	Northbrook Park District - team outing
205-500-515-5590	Training				
31190041717	4/17/2017	100.00	0.00	06/06/2017	Care.com - Day camp posting
205-530-515-5730	Program supplies				
	31190041717 Total:	150.00			
31190041817	4/18/2017	162.45	0.00	06/06/2017	Store Supply Warehouse - slat wall
205-500-515-5700	Office supplies				
	31190041817 Total:	162.45			
31190042517	4/25/2017	1,218.00	0.00	06/06/2017	PromoDirect - Camp promotional items
205-530-515-5730	Program supplies				
	31190042517 Total:	1,218.00			
31190042617	4/26/2017	298.88	0.00	06/06/2017	BSN Sports - Park supplies
205-430-515-5730	Program supplies				
	31190042617 Total:	298.88			
31190042817	4/28/2017	96.48	0.00	06/06/2017	Amazon - office chair
205-500-515-5700	Office supplies				
	31190042817 Total:	96.48			
31190043017	4/30/2017	19.53	0.00	06/06/2017	Facebook - Soccer ad boost
205-505-515-5730	Program supplies				

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
	31190043017 Total:	19.53			
31190051717	5/17/2017	165.00	0.00	06/06/2017	Northbrook Park District - team outing
205-500-515-5590	Training				
	31190051717 Total:	165.00			
31216041317	4/13/2017	30.00	0.00	06/06/2017	Parking for CMAP meeting
101-400-511-5820	Local mileage, parking & tolls				
	31216041317 Total:	30.00			
31216042517	4/25/2017	253.60	0.00	06/06/2017	Tankless Electric Water Heater for Shelter
205-430-515-5730	Program supplies				
	31216042517 Total:	253.60			
31216042617	4/26/2017	1.50	0.00	06/06/2017	Toll
101-400-511-5820	Local mileage, parking & tolls				
	31216042617 Total:	1.50			
32008041117	4/11/2017	35.00	0.00	06/06/2017	Parking for Property auction
101-200-511-5820	Local mileage, parking & tolls				
32008041117	4/11/2017	53.83	0.00	06/06/2017	Lunch for Property auction
101-200-511-5840	Meals				
	32008041117 Total:	88.83			
32008042617	4/26/2017	254.85	0.00	06/06/2017	Cable for Village Hall
101-250-511-5580	Telephone				
32008042617	4/26/2017	147.85	0.00	06/06/2017	Internet for Public Works
660-610-519-5580	Telephone				
32008042617	4/26/2017	104.85	0.00	06/06/2017	Internet for Pump House
660-610-519-5580	Telephone				
	32008042617 Total:	507.55			
32008042817	4/28/2017	60.50	0.00	06/06/2017	Lunch - Administration
101-200-511-5840	Meals				

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	32008042817 Total:	60.50			
	American Express Total:	5,955.63			
Bank of America, Business Card					
BANKOFAM					
0423050817	5/8/2017	26.99	0.00	06/06/2017	
101-210-511-5720 Postage					Postage for Firearm return
0423050817	5/8/2017	25.29	0.00	06/06/2017	
101-210-511-5720 Postage					Fed Ex - Computer sent for repairs
0423050817	5/8/2017	71.00	0.00	06/06/2017	
101-300-512-5730 Program supplies					Mariano's - Coffee with the Clergy
0423050817	5/8/2017	32.25	0.00	06/06/2017	
101-300-512-5730 Program supplies					Schlegl's - Donuts for NEMRT training
0423050817	5/8/2017	497.53	0.00	06/06/2017	
101-300-512-5700 Office supplies					Office supplies
0423050817	5/8/2017	158.20	0.00	06/06/2017	
101-300-512-5830 Lodging					Lodging - Hotel for Police Memorial
	0423050817 Total:	811.26			
8334041117	4/11/2017	40.00	0.00	06/06/2017	
101-210-511-5820 Local mileage, parking & tolls					Ipass replenishment
	8334041117 Total:	40.00			
8334042417	4/24/2017	40.00	0.00	06/06/2017	
101-210-511-5820 Local mileage, parking & tolls					Ipass replenishment
	8334042417 Total:	40.00			
8698041817	4/18/2017	93.27	0.00	06/06/2017	
205-504-515-5730 Program supplies					Party City - Bingo supplies
	8698041817 Total:	93.27			
8698041917	4/19/2017	-0.67	0.00	06/06/2017	
205-570-515-5645 Concessions & food					RBT PF Changs - refund
8698041917	4/19/2017	-0.95	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-570-515-5645 Concessions & food 8698041917	4/19/2017	23.65	0.00	06/06/2017	RBT PF Changs - refund
205-570-515-5645 Concessions & food 8698041917	4/19/2017	16.66	0.00	06/06/2017	P.F. Chang - Chaperone lunch
205-570-515-5645 Concessions & food 8698041917	4/19/2017	38.94	0.00	06/06/2017	P.F. Chang - Bus driver lunch
205-504-515-5730 Program supplies 8698041917	4/19/2017	93.00	0.00	06/06/2017	GFS - Mom/son bingo
205-504-515-5645 Concessions & food					Little Caesars - Mom/son bingo
8698041917 Total:		170.63			
Bank of America, Business		1,155.16			
Call One CALLONE 1129134	5/15/2017	1,152.98	0.00	06/06/2017	Telephone/Admin/Police
101-210-511-5580 Telephone					
1129134 Total:		1,152.98			
1129136	5/15/2017	370.48	0.00	06/06/2017	Telephone/NORCOM
101-210-511-5580 Telephone					
1129136 Total:		370.48			
1129137	5/15/2017	40.09	0.00	06/06/2017	Telephone/Aquatic
101-210-511-5580 Telephone					
1129137 Total:		40.09			
1129138	5/15/2017	316.08	0.00	06/06/2017	Telephone/Public Works
660-610-519-5580 Telephone					
1129138 Total:		316.08			
1129140	5/15/2017	43.07	0.00	06/06/2017	Telephone/Public Works 911
660-610-519-5580 Telephone					
1129140 Total:		43.07			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
1129141	5/15/2017	47.51	0.00	06/06/2017
660-610-519-5580 Telephone				Telephone/Pump House
	1129141 Total:	47.51		
1129143	5/15/2017	495.87	0.00	06/06/2017
101-210-511-5580 Telephone				Telephone/Municipal Center
	1129143 Total:	495.87		
1129144	5/15/2017	263.00	0.00	06/06/2017
101-210-511-5580 Telephone				Telephone/Connection to Red Center
	1129144 Total:	263.00		
	Call One Total:	2,729.08		
City of Chicago Dept of Water				
CTYOFCHI				
430882-430882	5/10/2017	-57.04	0.00	06/06/2017
660-620-519-5790 Water purchases				Water - 3/14/17-4/11/17
	430882-430882 Total:	-57.04		
430883-430883	5/10/2017	69,531.76	0.00	06/06/2017
660-620-519-5790 Water purchases				Water - 3/14/17-4/11/17
	430883-430883 Total:	69,531.76		
430884-430884	5/10/2017	61,004.28	0.00	06/06/2017
660-620-519-5790 Water purchases				Water - 3/14/17-4/11/17
	430884-430884 Total:	61,004.28		
	City of Chicago Dept of W	130,479.00		
Corpro Companies				
CORRPROC				
434933	4/30/2017	13,500.00	0.00	06/06/2017

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
660-620-519-5599 Other contractual					Cathodic protection replacement for Standpipe
	434933 Total:	13,500.00			
	Corrpro Companies Total:	13,500.00			
Groot Recycling & Waste Services					
GROOT					
0501	3/18/2017	2,007.82	0.00	06/06/2017	
101-440-514-5230 Garbage & recycling					Public Works - 22280-002
	0501 Total:	2,007.82			
	Groot Recycling & Waste S	2,007.82			
Hussaini, Mudassir					
HUSSAMUD					
041917	4/19/2017	2,000.00	0.00	06/06/2017	
460-000-561-6350 Sewer Fund					Flood control program
	041917 Total:	2,000.00			
	Hussaini, Mudassir Total:	2,000.00			
Lowe's Business Acc/GECE					
LOWES					
02038	5/15/2017	190.36	0.00	06/06/2017	
660-620-519-5760 Street materials - Aggregate					Whitewood board, lumber, aluminum float
	02038 Total:	190.36			
02728	5/12/2017	206.98	0.00	06/06/2017	
205-430-515-5745 Small tools					Screwdrivers & tool bag for Parks
	02728 Total:	206.98			
2241	4/26/2017	444.42	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-560-515-5405 R&M - buildings					Pool painting supplies
2241 Total:		444.42			
2763	5/2/2017	53.46	0.00	06/06/2017	Pool fuses
205-560-515-5405 R&M - buildings					Pool fuses
2763 Total:		53.46			
Lowe's Business Acc/GEC		895.22			
NAPA					
NAPA					
262066	4/26/2017	21.94	0.00	06/06/2017	Adhesive for golf cart
205-430-515-5480 R&M - vehicles					Adhesive for golf cart
262066 Total:		21.94			
NAPA Total:		21.94			
Nicor Gas					
NICOR					
1436840000	5/9/2017	256.38	0.00	06/06/2017	Community Center
205-430-515-5780 Utilities - government buildin					Community Center
1436840000 Total:		256.38			
21-46-84-00003	5/9/2017	641.31	0.00	06/06/2017	Pool
205-560-515-5780 Utilities - government buildin					Pool
21-46-84-00003 Total:		641.31			
21-84-84-00004	5/9/2017	311.53	0.00	06/06/2017	Pump Station
660-620-519-5780 Utilities - government buildin					Pump Station
21-84-84-00004 Total:		311.53			
3017240000	5/10/2017	922.26	0.00	06/06/2017	Public Services
101-420-511-5780 Utilities - government buildin					Public Services

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
3017240000 Total:		922.26			
31-46-84-00002	5/11/2017	244.36	0.00	06/06/2017	
205-560-515-5780 Utilities - government buildin					Parks & Rec
31-46-84-00002 Total:		244.36			
5202340000	5/10/2017	571.91	0.00	06/06/2017	
101-420-511-5780 Utilities - government buildin					Village Hall
5202340000 Total:		571.91			
6202340000	5/10/2017	1,337.16	0.00	06/06/2017	
101-420-511-5780 Utilities - government buildin					Public Safety
6202340000 Total:		1,337.16			
70-61-47-04487	5/10/2017	84.13	0.00	06/06/2017	
205-560-515-5780 Utilities - government buildin					7055 Kostner
70-61-47-04487 Total:		84.13			
Nicor Gas Total:		4,369.04			
North Suburban					
NORTHSUB					
473-125813	4/26/2017	78.56	0.00	06/06/2017	
101-440-513-5480 R&M - vehicles					Ureth
473-125813 Total:		78.56			
North Suburban Total:		78.56			
Sherrill Inc.					
SHERILL					
INV-374590	5/3/2017	48.99	0.00	06/06/2017	
101-440-513-5745 Small tools					Hose

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	INV-374590 Total:	48.99			
	Sherrill Inc. Total:	48.99			
Stanley Consultants, Inc. STANLEY 11 454-000-561-5340 Engineering	5/5/2017	43,827.69	0.00	06/06/2017	Touhy Overpass Phase 2
	11 Total:	43,827.69			
	Stanley Consultants, Inc. T	43,827.69			
Suburban Tree Consortium SUBURBAN 0006465-IN 101-440-513-5250 Landscaping services	4/30/2017	586.00	0.00	06/06/2017	Arbor Day & Memorial tree replacement
	0006465-IN Total:	586.00			
	Suburban Tree Consortium	586.00			
Verizon Wireless VERIZON 9784360270 101-210-511-5580 Telephone 9784360270 205-508-515-5580 Telephone 9784360270 205-520-515-5580 Telephone 9784360270 205-530-515-5580 Telephone 9784360270 205-560-515-5580 Telephone 9784360270	4/21/2017	598.15	0.00	06/06/2017	Phone charges
	4/21/2017	28.81	0.00	06/06/2017	Phone charges
	4/21/2017	25.42	0.00	06/06/2017	Phone charges
	4/21/2017	4.52	0.00	06/06/2017	Phone charges
	4/21/2017	27.69	0.00	06/06/2017	Phone charges
	4/21/2017	1.13	0.00	06/06/2017	Phone charges

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
205-550-515-5270	Purchased program services			Phone charges
9784360270	4/21/2017	26.18	0.00	06/06/2017
101-000-210-2650	Contractor Permits Payable			Phone charges
9784360270	4/21/2017	84.07	0.00	06/06/2017
660-610-519-5580	Telephone			Phone charges
	9784360270 Total:	795.97		
9784823848	5/1/2017	90.10	0.00	06/06/2017
101-000-210-2650	Contractor Permits Payable			Verizon Phone charges
	9784823848 Total:	90.10		
	Verizon Wireless Total:	886.07		
	Report Total:	210,320.18		

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
Printed: 05/30/2017 - 2:58PM  
Batch: 00101.06.2017



Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Account Number	Description
Active Electrical Supply Co. Inc. & Fox Lighting						
ACTIVELE						
10497792-00	3/6/2017	244.24	0.00	06/06/2017		
					101-420-511-5405 R&M - buildings	LED lights for Village Hall
					10497792-00 Total:	244.24
					Active Electrical Supply C	244.24
Airgas USA LLC						
AIRGAS						
9944371832	4/30/2017	283.86	0.00	06/06/2017		
					101-350-512-5660 EMS supplies	Oxygen cylinders for ambulances
					9944371832 Total:	283.86
					Airgas USA LLC Total:	283.86
Amazon						
AMAZON						
118329536493	3/19/2017	16.90	0.00	06/06/2017		
					101-250-511-6530 Equipment - data processing	Power cord
					118329536493 Total:	16.90
125900630817	3/31/2017	-37.95	0.00	06/06/2017		
					101-250-511-6530 Equipment - data processing	Refund

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
	125900630817 Total:	-37.95		
144387253513	3/19/2017	112.08	0.00	06/06/2017
101-250-511-6530	Equipment - data processing			Blu Ray writer
	144387253513 Total:	112.08		
146762634350	3/13/2017	9.99	0.00	06/06/2017
101-440-513-5730	Program supplies			Phone supplies
	146762634350 Total:	9.99		
147374813286	3/14/2017	27.34	0.00	06/06/2017
101-250-511-5640	Computer supplies			Labels
	147374813286 Total:	27.34		
180269330778	3/23/2017	-3.91	0.00	06/06/2017
101-250-511-6530	Equipment - data processing			Refund
	180269330778 Total:	-3.91		
188583859057	3/28/2017	17.90	0.00	06/06/2017
101-250-511-6530	Equipment - data processing			AC Adaptor
	188583859057 Total:	17.90		
202010168741	3/28/2017	22.87	0.00	06/06/2017
101-200-511-5560	Printing & copying services			Batteries
	202010168741 Total:	22.87		
236404999361	4/4/2017	36.99	0.00	06/06/2017
101-100-511-5799	Other materials & supplies			Chaffing pans
	236404999361 Total:	36.99		
258432543255	3/30/2017	8.99	0.00	06/06/2017
205-430-515-5730	Program supplies			Phone case
	258432543255 Total:	8.99		

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
259914467113	3/15/2017	7.99	0.00	06/06/2017
205-430-515-5730				Program supplies
				Phone case
	259914467113 Total:	7.99		
30880469278	3/22/2017	1,299.00	0.00	06/06/2017
101-250-511-6530				Equipment - data processing
				Drone
	30880469278 Total:	1,299.00		
59572983163	3/31/2017	25.49	0.00	06/06/2017
101-200-511-5560				Printing & copying services
				Batteries
	59572983163 Total:	25.49		
	Amazon Total:	1,543.68		
American Charge Service				
AMERCHAR				
100224	4/28/2017	12.00	0.00	06/06/2017
205-570-515-5280				Subsidized taxi program
				Taxi Coupons - April
	100224 Total:	12.00		
	American Charge Service T	12.00		
Canon Solutions America, Inc				
CANONSOL				
988848310	4/29/2017	341.96	0.00	06/06/2017
101-210-511-5440				R&M - office equipment
				Maintenance for plotter - April
	988848310 Total:	341.96		
	Canon Solutions America,	341.96		
Chicago Metropolitan Fire Prevention Co.				
CHGOMETR				

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
158589	4/30/2017	376.00	0.00	06/06/2017	
101-350-512-5411 R&M- Wireless Alarm Equipm					Community Center burglar alarm repairs
	158589 Total:	376.00			
158692	4/26/2017	851.00	0.00	06/06/2017	
101-350-512-5411 R&M- Wireless Alarm Equipm					April wireless radio network billing
	158692 Total:	851.00			
	Chicago Metropolitan Fire	1,227.00			
Christopher Burke Engineering CHRISTB					
135985	5/5/2017	582.05	0.00	06/06/2017	
220-000-511-5340 Engineering					Devon Avenue streetscape Phase I Design
	135985 Total:	582.05			
	Christopher Burke Enginee	582.05			
ClientFirst Consulting Group, LLC CLIENTFI					
7555	3/31/2017	5,695.00	0.00	06/06/2017	
101-250-511-5320 Consulting					IT Support
	7555 Total:	5,695.00			
7556	3/31/2017	2,030.00	0.00	06/06/2017	
101-250-511-5320 Consulting					IT Management
	7556 Total:	2,030.00			
7557	3/31/2017	9,365.00	0.00	06/06/2017	
215-000-512-5599 Other contractual					CAD Consolidation
	7557 Total:	9,365.00			
7558	3/31/2017	200.00	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
101-250-511-5320 Consulting					Council Chambers upgrade
7558 Total:		200.00			
7559	3/31/2017	747.50	0.00	06/06/2017	Network improvements
101-250-511-5320 Consulting					
7559 Total:		747.50			
7560	3/31/2017	431.25	0.00	06/06/2017	Non resident pool pass
101-250-511-5320 Consulting					
7560 Total:		431.25			
7561	3/31/2017	230.00	0.00	06/06/2017	PC replacement program
101-250-511-5320 Consulting					
7561 Total:		230.00			
7562	3/31/2017	57.50	0.00	06/06/2017	PW Standpipe
660-620-519-5320 Consulting					
7562 Total:		57.50			
7563	3/31/2017	1,926.25	0.00	06/06/2017	Server replacement
101-250-511-5320 Consulting					
7563 Total:		1,926.25			
7564	3/31/2017	1,610.00	0.00	06/06/2017	Springbrook Accela data conversion
101-250-511-5320 Consulting					
7564 Total:		1,610.00			
ClientFirst Consulting Gro		22,292.50			
Cook County Department of Public Health CCDPHPP					
16-000315	5/3/2017	450.00	0.00	06/06/2017	2016 Aquatic Center Inspection services
205-560-515-5270 Purchased program services					

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number	Description			
16-000315 Total:		450.00		
Cook County Department o		450.00		
D'Original Juzz Dance Group DORIGINA 5012017	5/9/2017	2,044.00	0.00	06/06/2017
205-503-515-5270 Purchased program services				April 2017 Collected drop in
5012017 Total:		2,044.00		
D'Original Juzz Dance Gro		2,044.00		
Equipment Management Co EQUIPMEN B50839-E	11/15/2016	6,795.00	0.00	06/06/2017
101-350-512-6570 Equipment - public safety				Cutter w/NxtGen blades
B50839-E	11/15/2016	7,270.00	0.00	06/06/2017
101-350-512-6570 Equipment - public safety				Spreader
B50839-E	11/15/2016	6,695.00	0.00	06/06/2017
101-350-512-6570 Equipment - public safety				Genesis M3 Simo Outlaw
B50839-E	11/15/2016	8,690.00	0.00	06/06/2017
101-350-512-6570 Equipment - public safety				17c Vario eForce 2.0
B50839-E Total:		29,450.00		
Equipment Management C		29,450.00		
Grainger GRAINGER 9376063963	3/2/2017	108.00	0.00	06/06/2017
101-440-513-5290 Street lights & traffic signal				Photo control twist lock
9376063963 Total:		108.00		
9377757894	3/6/2017	216.50	0.00	06/06/2017

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
101-440-513-5290	Street lights & traffic signal				Cable ties, voltage detector
	9377757894 Total:	216.50			
9424003318	4/28/2017	327.00	0.00	06/06/2017	
205-560-515-5405	R&M - buildings				Lightbulbs for Pool
	9424003318 Total:	327.00			
9428229802	4/27/2017	655.20	0.00	06/06/2017	
205-560-515-5405	R&M - buildings				Lightbulbs for Pool
	9428229802 Total:	655.20			
	Grainger Total:	1,306.70			
I.D.E.S.					
IDES					
672066170	5/5/2017	2,523.41	0.00	06/06/2017	
101-210-511-5195	Employee Benefit Expenses				Current quarter - January thru March
	672066170 Total:	2,523.41			
	I.D.E.S. Total:	2,523.41			
MGP, Inc.					
MGPINC					
3625	4/30/2017	909.14	0.00	06/06/2017	
101-250-511-5599	Other contractual				GISC Staffing - April
3625	4/30/2017	909.15	0.00	06/06/2017	
101-000-210-2650	Contractor Permits Payable				GISC Staffing - April
3625	4/30/2017	1,818.29	0.00	06/06/2017	
660-620-519-5599	Other contractual				GISC Staffing - April
	3625 Total:	3,636.58			
3853	4/30/2017	275.00	0.00	06/06/2017	
101-250-511-5599	Other contractual				GISC Staffing - April

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
3853 Total:		275.00			
MGP, Inc. Total:		3,911.58			
Robbins, Salomon & Patt, LTD					
RS&PLTD					
212309	5/9/2017	1,050.00	0.00	06/06/2017	
101-230-511-5399					Other professional services Municipal prosecution/traffic violations/April
212309 Total:		1,050.00			
212310	5/9/2017	570.00	0.00	06/06/2017	
101-230-511-5399					Other professional services Adjudicative Hearings - April
212310 Total:		570.00			
Robbins, Salomon & Patt,		1,620.00			
Suburban Laboratories, Inc.					
SUBURB					
144271	4/29/2017	120.00	0.00	06/06/2017	
660-620-519-5320					Consulting Coliform testing and disinfectant by products
144271 Total:		120.00			
Suburban Laboratories, Inc		120.00			
United Dispatch, LLC					
303					
39676	5/1/2017	36.00	0.00	06/06/2017	
205-570-515-5280					Subsidized taxi program Taxi coupon - April
39676 Total:		36.00			
United Dispatch, LLC Tota		36.00			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
W S Darley WSDARLEY 17284827	5/3/2017	967.47	0.00	06/06/2017	Hose nozzles, replacement handles
101-350-512-5665 Firefighting supplies					
17284827 Total:		967.47			
W S Darley Total:		967.47			
Report Total:		68,956.45			

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
 Printed: 05/24/2017 - 3:10PM  
 Batch: 00102.06.2017



Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Account Number	Description
American Express						
AMEREXP						
051117	5/11/2017	90.00	0.00	06/06/2017		
					101-210-511-5725 Bank & Credit Card Fees	Membership fee
		90.00			051117 Total:	
31083051617	5/16/2017	34.53	0.00	06/06/2017		
					101-350-512-5840 Meals	Meal - Ambulance conference
31083051617	5/16/2017	25.57	0.00	06/06/2017		
					101-350-512-5840 Meals	Meal - Ambulance conference
31083051617	5/16/2017	17.83	0.00	06/06/2017		
					101-350-512-5840 Meals	Meal - Ambulance conference
31083051617	5/16/2017	495.81	0.00	06/06/2017		
					101-350-512-5830 Lodging	Lodging - Ambulance conference
31083051617	5/16/2017	1,345.00	0.00	06/06/2017		
					101-350-512-5570 Professional associations	NFPA - Subscription
31083051617	5/16/2017	212.46	0.00	06/06/2017		
					101-350-512-5799 Other materials & supplies	Best Buy - All Weather speakers
31083051617	5/16/2017	87.50	0.00	06/06/2017		
					101-350-512-5730 Program supplies	Battery Junction - AED batteries
		2,218.70			31083051617 Total:	
31190041917	4/19/2017	17.90	0.00	06/06/2017		
					205-560-515-5640 Computer supplies	Hostgator
		17.90			31190041917 Total:	
31190042117	4/21/2017	176.12	0.00	06/06/2017		
					205-504-515-5510 Advertising	Uprinting - Special Event magazine

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
31190042117 Total:		176.12			
31190050117	5/1/2017	535.00	0.00	06/06/2017	NRPA - Conference registration
205-500-515-5180					Insurance - workers compensat
31190050117	5/1/2017	185.65	0.00	06/06/2017	Brunswick Zone - Camp deposit
205-530-515-5270					Purchased program services
31190050117	5/1/2017	265.21	0.00	06/06/2017	Brunswick Zone - Camp deposit
205-530-515-5270					Purchased program services
31190050117	5/1/2017	132.61	0.00	06/06/2017	Brunswick Zone - Camp deposit
205-530-515-5270					Purchased program services
31190050117	5/1/2017	132.61	0.00	06/06/2017	Brunswick Zone - Camp deposit
205-530-515-5270					Purchased program services
31190050117	5/1/2017	230.34	0.00	06/06/2017	NRPA Housing
205-500-515-5830					Lodging
31190050117 Total:		1,481.42			
31190050317	5/3/2017	481.40	0.00	06/06/2017	United Airlines - NRPA conference
205-500-515-5820					Local mileage, parking & tolls
31190050317	5/3/2017	126.00	0.00	06/06/2017	Diamond Life - Slat wall
205-500-515-5700					Office supplies
31190050317 Total:		607.40			
31190050517	5/5/2017	211.33	0.00	06/06/2017	Rackspace - pool pass website
205-560-515-5640					Computer supplies
31190050517	5/5/2017	578.00	0.00	06/06/2017	Chicago Sky - Camp deposit
205-530-515-5270					Purchased program services
31190050517 Total:		789.33			
31190050817	5/8/2017	600.00	0.00	06/06/2017	NRPA membership
205-500-515-5570					Professional associations
31190050817 Total:		600.00			
31190051017	5/10/2017	799.34	0.00	06/06/2017	Ticketmaster - Senior trip
205-570-515-5270					Purchased program services
31190051017	5/10/2017	70.00	0.00	06/06/2017	Elk Grove Park District - Camp deposit
205-530-515-5270					Purchased program services

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
	31190051017 Total:	869.34			
31216050317	5/3/2017	65.00	0.00	06/06/2017	101-400-511-5590 Training APWA Expo registration
31216050317	5/3/2017	253.60	0.00	06/06/2017	205-430-515-5730 Program supplies Water heater for Shelter House
	31216050317 Total:	318.60			
31216051017	5/10/2017	45.00	0.00	06/06/2017	660-620-519-5590 Training APWA Expo registration
31216051017	5/10/2017	45.00	0.00	06/06/2017	101-440-513-5590 Training APWA Expo registration
	31216051017 Total:	90.00			
31216051117	5/11/2017	19.99	0.00	06/06/2017	101-400-511-5730 Program supplies UBS Cable for PW rain gauge
31216051117	5/11/2017	113.75	0.00	06/06/2017	101-400-511-5730 Program supplies Employee Safety program
	31216051117 Total:	133.74			
320080502017	5/2/2017	11.79	0.00	06/06/2017	101-100-511-5840 Meals Refreshments for Board meeting
	320080502017 Total:	11.79			
320080503017	5/3/2017	54.34	0.00	06/06/2017	101-200-511-5840 Meals Lunch to discuss sewer issues
	320080503017 Total:	54.34			
32008050917	5/9/2017	99.80	0.00	06/06/2017	101-100-511-5799 Other materials & supplies Awards for Academic Awards
	32008050917 Total:	99.80			
	American Express Total:	7,558.48			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Bank of America, Business Card BANKOFAM 1582050517	5/5/2017	15.00	0.00	06/06/2017	ServSafe online course
205-560-515-5590 Training					
1582050517 Total:		15.00			
4141041817	4/14/2017	13.58	0.00	06/06/2017	Rerfreshments for Board meeting
101-100-511-5850 Purchased Transportation					
4141041817 Total:		13.58			
4141050417	5/4/2017	242.00	0.00	06/06/2017	Books for Elected officials
101-100-511-5620 Books & publications					
4141050417 Total:		242.00			
6205050217	5/2/2017	9.54	0.00	06/06/2017	Walmart - Program supplies
205-530-515-5730 Program supplies					
6205050217 Total:		9.54			
8698050317	5/3/2017	11.81	0.00	06/06/2017	Noon'O Kabob - Chaperone lunch
205-570-515-5645 Concessions & food					
8698050317 Total:		11.81			
8698050517	5/5/2017	80.57	0.00	06/06/2017	Rosati's Pizza - Club Kid day off lunch
205-520-515-5645 Concessions & food					
8698050517 Total:		80.57			
Bank of America, Business		372.50			
Lowe's Business Acc/GECE LOWES 02034	5/5/2017	76.73	0.00	06/06/2017	Tape measure, pliers & insect killer
660-620-519-5730 Program supplies					
02034 Total:		76.73			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
02641	5/1/2017	54.98	0.00	06/06/2017	
101-420-511-5730					Program supplies
					Drop cloth & brushes
	02641 Total:	54.98			
02931	5/4/2017	127.00	0.00	06/06/2017	
205-430-515-5730					Program supplies
					Lumber, concrete mix, bolts, drill set
	02931 Total:	127.00			
02944	5/4/2017	34.18	0.00	06/06/2017	
205-430-515-5730					Program supplies
					Air hose & plug kit for Bike path
	02944 Total:	34.18			
02961	5/4/2017	16.38	0.00	06/06/2017	
205-430-515-5730					Program supplies
					Concrete for Bike path
	02961 Total:	16.38			
07963	5/1/2017	8.95	0.00	06/06/2017	
101-350-512-5799					Other materials & supplies
					Electrical box cover
	07963 Total:	8.95			
08407	5/1/2017	112.20	0.00	06/06/2017	
101-420-511-5730					Program supplies
					Paint rollers, paint roller frame
	08407 Total:	112.20			
17643	5/1/2017	-50.76	0.00	06/06/2017	
101-420-511-5730					Program supplies
					Return
	17643 Total:	-50.76			
2077	5/5/2017	106.37	0.00	06/06/2017	
205-560-515-6599					EQUIPMENT- POOL
					Pool paint supplies
	2077 Total:	106.37			
	Lowe's Business Acc/GEC	486.03			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
Village of Lincolnwood VOL					
PCS12017	5/6/2017	300.00	0.00	06/06/2017	Pool Concession Stand #1
205-563-515-5649 Supplies					
	PCS12017 Total:	300.00			
PCS22017	5/6/2017	300.00	0.00	06/06/2017	Pool Concession Stand #2
205-563-515-5649 Supplies					
	PCS22017 Total:	300.00			
PCS32017	5/6/2017	300.00	0.00	06/06/2017	Pool Concession Stand #3
205-563-515-5649 Supplies					
	PCS32017 Total:	300.00			
	Village of Lincolnwood To	900.00			
	Report Total:	9,317.01			

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
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Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number	Description			
American First Aid Services				
AFAS INC				
50214	5/8/2017	25.05	0.00	06/06/2017
101-200-511-5599 Other contractual				Village Hall first aid refills
50214 Total:		25.05		
50333	5/8/2017	80.90	0.00	06/06/2017
205-500-515-5700 Office supplies				Parks first aid supplies
50333 Total:		80.90		
50334	5/8/2017	96.55	0.00	06/06/2017
101-400-511-5730 Program supplies				First aid refills
50334 Total:		96.55		
50335	5/8/2017	335.85	0.00	06/06/2017
205-560-515-5730 Program supplies				Pool first aid supplies
50335 Total:		335.85		
50336	5/8/2017	96.10	0.00	06/06/2017
205-560-515-5730 Program supplies				Pool first aid supplies
50336 Total:		96.10		
50337	5/8/2017	24.45	0.00	06/06/2017
205-500-515-5700 Office supplies				Parks first aid supplies
50337 Total:		24.45		

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description

American First Aid Service		658.90		
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Avalon Petroleum  
AVALON

18323	5/4/2017	807.93	0.00	06/06/2017
101-350-512-5670 Fuel				Fuel usage
18323	5/4/2017	744.64	0.00	06/06/2017
101-440-513-5670 Fuel				Fuel usage
18323	5/4/2017	204.17	0.00	06/06/2017
205-430-515-5670 Fuel				Fuel usage
18323	5/4/2017	358.89	0.00	06/06/2017
660-620-519-5670 Fuel				Fuel usage

18323 Total:		2,115.63		
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456913	5/4/2017	53.26	0.00	06/06/2017
101-420-511-5670 Fuel				Fuel usage
456913	5/4/2017	2,337.91	0.00	06/06/2017
101-300-512-5670 Fuel				Fuel usage
456913	5/4/2017	211.71	0.00	06/06/2017
101-350-512-5670 Fuel				Fuel usage
456913	5/4/2017	30.53	0.00	06/06/2017
101-410-511-5670 Fuel				Fuel usage
456913	5/4/2017	74.65	0.00	06/06/2017
101-420-511-5670 Fuel				Fuel usage
456913	5/4/2017	414.95	0.00	06/06/2017
101-440-513-5670 Fuel				Fuel usage
456913	5/4/2017	521.47	0.00	06/06/2017
205-430-515-5670 Fuel				Fuel usage
456913	5/4/2017	660.52	0.00	06/06/2017
660-620-519-5670 Fuel				Fuel usage

456913 Total:		4,305.00		
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Avalon Petroleum Total:		6,420.63		
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Averus

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number	Description			
AVERIS				
8187986	5/8/2017	303.15	0.00	06/06/2017
101-350-512-5499 R&M - other				Exhaust system cleaning
	8187986 Total:	303.15		
	Averus Total:	303.15		
Canon Solutions America, Inc				
CANONSOL				
988855915	5/2/2017	271.67	0.00	06/06/2017
101-210-511-5440 R&M - office equipment				Maintenance for copier - May
	988855915 Total:	271.67		
	Canon Solutions America,	271.67		
Classic Design Awards				
CLASSICD				
170659	5/6/2017	450.20	0.00	06/06/2017
101-100-511-5799 Other materials & supplies				Name plaques
	170659 Total:	450.20		
170667	5/6/2017	30.00	0.00	06/06/2017
101-100-511-5799 Other materials & supplies				Name plaques
	170667 Total:	30.00		
	Classic Design Awards Tot	480.20		
Deluxe Business Checks & Solutions				
DELUXEBU				
2039712639	5/5/2017	540.91	0.00	06/06/2017
101-210-511-5700 Office supplies				Laser Payroll checks

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
2039712639 Total:		540.91			
Deluxe Business Checks &		540.91			
Doheny's Commerical DOHENYS 242291	4/7/2017	13,200.00	0.00	06/06/2017	Paint for Aquatic Center Pools
205-560-515-6599 EQUIPMENT- POOL					
242291 Total:		13,200.00			
Doheny's Commerical Tota		13,200.00			
Eagle Engraving EAGLE 2017-1665	5/11/2017	18.59	0.00	06/06/2017	Passport tags & gear locker sign
101-350-512-5665 Firefighting supplies					
2017-1665 Total:		18.59			
Eagle Engraving Total:		18.59			
Evangelides, Jennifer EVANGEL 050817	5/8/2017	66.00	0.00	06/06/2017	Refund - Class
205-000-210-2430 Parks and Recs Control Deposi					
050817 Total:		66.00			
Evangelides, Jennifer Total		66.00			
Fire Investigators Strike Force FIREINVE 050517	5/5/2017	75.00	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
101-350-512-5570 Professional associations					Annual membership
050517 Total:		75.00			
Fire Investigators Strike Fo		75.00			
Gen Ki Karate GENKI 5317	5/3/2017	982.80	0.00	06/06/2017	
205-502-515-5270 Purchased program services					Karate Winter/Spring Session 2
5317 Total:		982.80			
Gen Ki Karate Total:		982.80			
General Code, LLC GENERAL PG000011844	4/30/2017	1,726.79	0.00	06/06/2017	
101-110-511-5550 Ordinance codification					Supplement No 31 updates to code
PG000011844 Total:		1,726.79			
General Code, LLC Total:		1,726.79			
Groot Recycling & Waste Services GROOT 14956218	5/1/2017	56,586.54	0.00	06/06/2017	
101-440-514-5230 Garbage & recycling					1229-001/Community pick up
14956218 Total:		56,586.54			
14956219	5/1/2017	718.07	0.00	06/06/2017	
101-440-514-5230 Garbage & recycling					1230-001/School District 74
14956219 Total:		718.07			
14966279	5/1/2017	3,146.40	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
101-440-514-5230	Garbage & recycling				1231-001/Multip family pick up
	14966279 Total:	3,146.40			
	Groot Recycling & Waste S	60,451.01			
Halogen					
HALOGEN					
501073	5/8/2017	133.65	0.00	06/06/2017	
205-560-515-6599	EQUIPMENT- POOL				Pool paint supplies
	501073 Total:	133.65			
501288	5/10/2017	3,328.40	0.00	06/06/2017	
205-560-515-5630	Chemicals - swimming pool				Pool chemicals
501288	5/10/2017	38.12	0.00	06/06/2017	
205-560-515-5405	R&M - buildings				Pool supplies
501288	5/10/2017	435.00	0.00	06/06/2017	
205-560-515-6599	EQUIPMENT- POOL				Pool paint supplies
	501288 Total:	3,801.52			
	Halogen Total:	3,935.17			
Illinois Environmental Protection Agency					
ILLINOI					
IEPA#17	4/17/2017	142,838.86	0.00	06/06/2017	
660-000-573-7380	Loan Principal Payments				IEPA Water Loan repayment/Principal
IEPA#17	4/17/2017	47,239.25	0.00	06/06/2017	
660-000-574-7580	Loan Interest Payments				IEPA Water Loan repayment/Interest
	IEPA#17 Total:	190,078.11			
	Illinois Environmental Pro	190,078.11			

Impact Networking, LLC  
IMPACT

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
828567	5/8/2017	203.59	0.00	06/06/2017
660-610-519-5340 Maintenance Agreement Expen				Copier - Public Works
828567	5/8/2017	203.59	0.00	06/06/2017
205-500-515-5440 R&M - office equipment				Copier - Parks
828567	5/8/2017	203.59	0.00	06/06/2017
101-000-210-2650 Contractor Permits Payable				Copier - Fire
828567	5/8/2017	536.59	0.00	06/06/2017
101-210-511-5440 R&M - office equipment				Copier - Finance, Police, Admin
	828567 Total:	1,147.36		
	Impact Networking, LLC T	1,147.36		
Maine-Niles Association of Special Recreation				
MNASR				
16-062	5/10/2017	506.80	0.00	06/06/2017
205-580-515-5270 Purchased program services				General Contribution 2nd quarter
	16-062 Total:	506.80		
	Maine-Niles Association o	506.80		
MBS Identification				
MBS				
24661	5/1/2017	506.00	0.00	06/06/2017
205-560-515-6599 EQUIPMENT- POOL				ID Cards and ink for card printer
	24661 Total:	506.00		
	MBS Identification Total:	506.00		
Northern Illinois Swim Conference				
NORTHERN				
2017LW	5/8/2017	300.00	0.00	06/06/2017
205-562-515-5730 Program supplies				Member Fee 2017
2017LW	5/8/2017	181.25	0.00	06/06/2017

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-562-515-5730 Program supplies					Swim Team ribbons
	2017LW Total:	481.25			
	Northern Illinois Swim Co	481.25			
Pitney Bowes PITNEYBO 3101241137	5/2/2017	262.26	0.00	06/06/2017	Rental fees Apr 30 thru May 29
101-210-511-5440 R&M - office equipment					
	3101241137 Total:	262.26			
	Pitney Bowes Total:	262.26			
Promos 911 PROMOS91 6735	5/11/2017	663.58	0.00	06/06/2017	Coloring books, pens, erasers
101-350-512-5730 Program supplies					
	6735 Total:	663.58			
6738	5/12/2017	217.39	0.00	06/06/2017	Junior fire badges
101-350-512-5730 Program supplies					
	6738 Total:	217.39			
	Promos 911 Total:	880.97			
Romero, Rosa Isela ROMERROS 050817	5/8/2017	535.00	0.00	06/06/2017	Refund - Overpayment
205-000-210-2430 Parks and Recs Control Deposi					
	050817 Total:	535.00			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
	Romero, Rosa Isela Total:	535.00		
Solid Waste Agency of Northern Cook County				
SOLIDWA				
5644	6/1/2017	18,232.81	0.00	06/06/2017
101-440-514-5230	Garbage & recycling			FY 2018 O & M - July
	5644 Total:	18,232.81		
	Solid Waste Agency of Nor	18,232.81		
Sunshine Arts & Crafts				
SUNSHINE				
041917-3	4/19/2017	100.00	0.00	06/06/2017
205-530-515-5270	Purchased program services			On Site field trip for LL & CP deposit
	041917-3 Total:	100.00		
	Sunshine Arts & Crafts Tot	100.00		
Telrepc Inc				
TELREPCO				
141091	5/9/2017	670.00	0.00	06/06/2017
101-350-512-5665	Firefighting supplies			Docking station
	141091 Total:	670.00		
	Telrepc Inc Total:	670.00		
Trizetto Provider Solutions				
TRIZETTO				
7108051700	5/1/2017	174.72	0.00	06/06/2017
101-000-410-4315	Ambulance & EMS fees			Claims transaction fee for ambulance invoices

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	7108051700 Total:	174.72			
	Trizetto Provider Solutions	174.72			
Wells Fargo Bank, NA					
WELLS					
1437322	5/17/2017	156.25	0.00	06/06/2017	
	330-000-571-7100 Fiscal charges				Administration fees - 2011A
1437322	5/17/2017	93.75	0.00	06/06/2017	
	217-000-529-7100 Fiscal Charges				Administration fees - 2011A
	1437322 Total:	250.00			
1437323	5/1/2017	156.25	0.00	06/06/2017	
	330-000-571-7100 Fiscal charges				Administration fees - 2011B
1437323	5/1/2017	93.75	0.00	06/06/2017	
	217-000-529-7100 Fiscal Charges				Administration fees - 2011B
	1437323 Total:	250.00			
	Wells Fargo Bank, NA Tota	500.00			
Zoll Data System					
ZOLLDATA					
9037298	5/16/2017	1,017.50	0.00	06/06/2017	
	101-350-512-5330 Data processing				Rescue net maintenance for ambulance billing
	9037298 Total:	1,017.50			
	Zoll Data System Total:	1,017.50			
	Report Total:	304,223.60			

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
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Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
ABC Business Forms Inc ABCBUSFO 212909	5/22/2017	1,985.07	0.00	06/06/2017	
101-210-511-5720 Postage					2017-2018 Vehicle License App Mailing
212909 Total:		1,985.07			
ABC Business Forms Inc T		1,985.07			
American First Aid Services AFAS INC 50216	5/8/2017	45.85	0.00	06/06/2017	
101-300-512-5730 Program supplies					First Aid supplies/replenish
50216 Total:		45.85			
American First Aid Service		45.85			
Canon Solutions America CANN 425676	5/1/2017	48.32	0.00	06/06/2017	
101-210-511-5440 R&M - office equipment					Maintenance - Copier - May
425676	5/1/2017	24.62	0.00	06/06/2017	
101-210-511-5440 R&M - office equipment					Usage - Copier - May
425676 Total:		72.94			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
		72.94			
Canon Solutions America T					
Chicago Area Runners Assn CARA					
TROT17	5/19/2017	250.00	0.00	06/06/2017	
205-509-515-5270					Purchased program services
					CARA Certified race fee
		250.00			
TROT17 Total:					
		250.00			
Chicago Area Runners Ass					
Chicago Communications, LLC CHGOCOMM					
291652	5/3/2017	816.05	0.00	06/06/2017	
101-300-512-5410					R&M - communications equipm
					Portable Police radio maintenance - June
		816.05			
291652 Total:					
		816.05			
Chicago Communications,					
Emcor Services Team Mechanical Inc EMCOR					
9300003304	5/4/2017	921.08	0.00	06/06/2017	
101-420-511-5405					R&M - buildings
					Contract Maintenance - May
		921.08			
9300003304 Total:					
		921.08			
Emcor Services Team Mec					
Fedex FEDEX					
811309872186	5/12/2017	23.58	0.00	06/06/2017	
101-210-511-5720					Postage
					Shipping - Admin

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number	Description			
811309872186 Total:		23.58		
Fedex Total:		23.58		
Fosco, Greg FOSCO	5/22/2017	225.00	0.00	06/06/2017
205-000-210-2430 Parks and Recs Control Deposi				Refund - Rutledge Rockets
Total:		225.00		
Fosco, Greg Total:		225.00		
Foutris, Myra FOUTRM	5/19/2017	1,662.00	0.00	06/06/2017
051917 205-000-210-2430 Parks and Recs Control Deposi				Refund - Summer Camp
051917 Total:		1,662.00		
Foutris, Myra Total:		1,662.00		
Halogen HALOGEN	5/15/2017	111.88	0.00	06/06/2017
501625 205-560-515-5405 R&M - buildings				Pool supplies
501625 205-560-515-5630 Chemicals - swimming pool	5/15/2017	261.00	0.00	06/06/2017
				Pool chemicals
501625 Total:		372.88		
501983 205-560-515-5630 Chemicals - swimming pool	5/18/2017	3,117.80	0.00	06/06/2017
				Pool chemicals
501983 Total:		3,117.80		

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
501984	5/18/2017	281.55	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Pool supplies
	501984 Total:	281.55			
	Halogen Total:	3,772.23			
Hammel, Douglas					
HAMMELDO					
APAConference	5/16/2017	785.00	0.00	06/06/2017	
101-240-517-5810 Conference & meeting registrat					APA National Planning Conference - registration
APAConference	5/16/2017	965.67	0.00	06/06/2017	
101-240-517-5830 Lodging					APA National Planning Conference - Lodging
APAConference	5/16/2017	276.40	0.00	06/06/2017	
101-240-517-5850 Purchased transportation					APA National Planning Conference - Transportation
	APAConference Total:	2,027.07			
	Hammel, Douglas Total:	2,027.07			
JG Uniforms Inc					
JGUNIFOR					
18403	5/4/2017	69.95	0.00	06/06/2017	
101-300-512-5070 Uniform allowance					Uniform allowance
	18403 Total:	69.95			
18409	5/4/2017	45.00	0.00	06/06/2017	
101-300-512-5070 Uniform allowance					Uniform allowance
	18409 Total:	45.00			
18513	5/5/2017	69.95	0.00	06/06/2017	
101-300-512-5070 Uniform allowance					Uniform allowance
	18513 Total:	69.95			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
JG Uniforms Inc Total:		184.90			
Lakeshore Athletic Services					
LAKESHOR					
TROT17	5/17/2017	3,500.00	0.00	06/06/2017	205-509-515-5270 Purchased program services
					Start/Finish line management - 2017 Turkey Trot
TROT17 Total:		3,500.00			
Lakeshore Athletic Service		3,500.00			
McNellis, Steve					
MCNELLIS					
REIM050517SML	5/5/2017	1,372.64	0.00	06/06/2017	101-240-517-5830 Lodging
					American Planning Conference/Lodging
REIM050517SML Total:		1,372.64			
REIM050517SMT	5/5/2017	161.00	0.00	06/06/2017	101-240-517-5850 Purchased transportation
					American Planning Conference/Transp
REIM050517SMT	5/5/2017	100.00	0.00	06/06/2017	101-240-517-5850 Purchased transportation
					American Planning Conference/Transp
REIM050517SMT Total:		261.00			
McNellis, Steve Total:		1,633.64			
Menini Cartage Inc					
MENICRT					
47539	5/10/2017	1,400.23	0.00	06/06/2017	101-440-513-5760 Street materials - aggregate
					Gravel
47539 Total:		1,400.23			
Menini Cartage Inc Total:		1,400.23			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
NAPA					
NAPA					
262848	5/2/2017	15.98	0.00	06/06/2017	Gas cap for golf cart
205-430-515-5480 R&M - vehicles					
	262848 Total:	15.98			
263110	5/3/2017	57.50	0.00	06/06/2017	Air valve for Truck #48
101-440-513-5480 R&M - vehicles					
	263110 Total:	57.50			
	NAPA Total:	73.48			
North Suburban					
NORTHSUB					
473-126135	5/1/2017	21.10	0.00	06/06/2017	Wheel stud, wheel nuts for Truck #48
101-440-513-5480 R&M - vehicles					
	473-126135 Total:	21.10			
	North Suburban Total:	21.10			
Pignato, Michael					
PIGNATO					
REIM051817MPM	5/18/2017	75.00	0.00	06/06/2017	Reimbursement/Training/Meals
101-300-512-5840 Meals					
	REIM051817MPM Total:	75.00			
	Pignato, Michael Total:	75.00			
Sam's Club					
SAMSCL					
9469	5/11/2017	82.81	0.00	06/06/2017	Department supplies
101-300-512-5730 Program supplies					

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
	9469 Total:	82.81			
	Sam's Club Total:	82.81			
Sugarman, Renan SUGARMAN 051817	5/18/2017	90.00	0.00	06/06/2017	Refund - Proesel Park Shelter
205-000-210-2430 Parks and Recs Control Deposi					
	051817 Total:	90.00			
	Sugarman, Renan Total:	90.00			
Swid Sales Corp SWIDSALE 29167	5/9/2017	359.58	0.00	06/06/2017	Batteries for Squad #211
101-300-512-5480 R&M - vehicles					
	29167 Total:	359.58			
29174	5/12/2017	228.72	0.00	06/06/2017	Batteries for Truck #9
101-440-513-5480 R&M - vehicles					
	29174 Total:	228.72			
	Swid Sales Corp Total:	588.30			
The Peace School THEPEACE 774	5/18/2017	724.50	0.00	06/06/2017	Peace Yoga Spring Session
205-503-515-5270 Purchased program services					
	774 Total:	724.50			
	The Peace School Total:	724.50			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description

Wirfs Industries				
WIRFS				
31351	5/16/2017	601.50	0.00	06/06/2017
101-350-512-5480 R&M - vehicles				Pump test E15
		<hr/>		
31351 Total:		601.50		
		<hr/>		
Wirfs Industries Total:		601.50		
		<hr/>		
		<hr/>		
Report Total:		20,776.33		
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# Accounts Payable

## To Be Paid Proof List

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Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
Aftermath Inc.					
AFTERMAT					
JC2017-7778	4/30/2017	210.00	0.00	06/06/2017	
101-300-512-5405 R&M - buildings					Cell decontamination
	JC2017-7778 Total:	210.00			
	Aftermath Inc. Total:	210.00			
American Traffic Solutions					
ATS					
INV00024417	4/30/2017	5,195.00	0.00	06/06/2017	
101-300-512-5599 Other contractual					ATS Monthly contractual fee - April
	INV00024417 Total:	5,195.00			
	American Traffic Solutions	5,195.00			
Avalon Petroleum					
AVALON					
37039	4/25/2017	577.50	0.00	06/06/2017	
101-300-512-5480 R&M - vehicles					Mobile drive 5W20 for PD
	37039 Total:	577.50			
	Avalon Petroleum Total:	577.50			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
Bell Fuels, Inc. BELLFUEL 253366	3/8/2017	534.49	0.00	06/06/2017	
101-350-512-5670 Fuel					Fuel for generator
	253366 Total:	534.49			
	Bell Fuels, Inc. Total:	534.49			
Cassidy Tire CASSIDYT 6182101	4/27/2017	319.95	0.00	06/06/2017	
101-440-513-5480 R&M - vehicles					Tire for Sweeper #2
	6182101 Total:	319.95			
6182102	4/27/2017	319.95	0.00	06/06/2017	
101-440-513-5480 R&M - vehicles					Tire for Tractor #2
	6182102 Total:	319.95			
	Cassidy Tire Total:	639.90			
Chicago Tribune CHGOTRIB 4895820	4/13/2017	45.89	0.00	06/06/2017	
101-240-517-5510 Advertising					Legal notice - Community Development
	4895820 Total:	45.89			
4920036	4/27/2017	28.94	0.00	06/06/2017	
101-240-517-5510 Advertising					Legal notice - Community Development
4920036	4/27/2017	28.95	0.00	06/06/2017	
101-240-517-5510 Advertising					Legal notice - Community Development
	4920036 Total:	57.89			
4920047	4/27/2017	38.69	0.00	06/06/2017	
101-240-517-5510 Advertising					Legal notice - Community Development

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	4920047 Total:	38.69			
	Chicago Tribune Total:	142.47			
Commonwealth Edison COMED					
1011026306	5/16/2017	1,535.43	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					Metered Street Lights
	1011026306 Total:	1,535.43			
2028043041	5/9/2017	2,897.30	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					Master Acct Street Lighting
	2028043041 Total:	2,897.30			
381169268	5/5/2017	141.53	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					7002 N. Tripp
	381169268 Total:	141.53			
4357072009	5/4/2017	125.05	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					6401 Mc Cormick
	4357072009 Total:	125.05			
4847019018	5/8/2017	118.51	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					6668 N Lincoln
	4847019018 Total:	118.51			
5103171049	5/16/2017	4,382.54	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					Master Acct Street Lighting
5103171049	5/16/2017	528.43	0.00	06/06/2017	
660-620-519-5785 Utilities - public way					Master Acct Street Lighting
	5103171049 Total:	4,910.97			
57221-35010	5/9/2017	137.11	0.00	06/06/2017	
101-440-513-5785 Utilities - public way					Master Acct Street Lighting

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
57221-35010 Total:		137.11			
Commonwealth Edison To		9,865.90			
First Advantage Occ Health Svcs FIRSTADV 2520171704	4/30/2017	57.90	0.00	06/06/2017	
101-200-511-5599 Other contractual					Drug Test
2520171704 Total:		57.90			
First Advantage Occ Health		57.90			
FSCI Corporate Office FSCI 2017-463	4/25/2017	585.00	0.00	06/06/2017	
101-240-517-5399 Other professional services					Plan review/3900 Devon
2017-463 Total:		585.00			
2017-593	4/19/2017	225.00	0.00	06/06/2017	
101-240-517-5399 Other professional services					Plan review/6925 Kolmar
2017-593 Total:		225.00			
FSCI Corporate Office Tot		810.00			
Galls Incorporated GALLS 7496084	5/8/2017	103.81	0.00	06/06/2017	
101-300-512-5070 Uniform allowance					Uniform items
7496084 Total:		103.81			
Galls Incorporated Total:		103.81			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
Gewalt Hamilton Associates Inc					
GEWALT					
10	5/18/2017	1,999.80	0.00	06/06/2017	
217-000-561-5340	Engineering				Union Pacific Bike Path construction
	10 Total:	1,999.80			
13	5/18/2017	1,218.54	0.00	06/06/2017	
454-000-561-5340	Engineering				ComEd Bike Path Construction
	13 Total:	1,218.54			
9232.380-10	4/14/2017	2,239.00	0.00	06/06/2017	
213-000-561-5340	Engineering				Construction oversight Touhy Avenue
	9232.380-10 Total:	2,239.00			
	Gewalt Hamilton Associate	5,457.34			
Gordon, Jeffrey					
GORDONJE					
JG041117	4/11/2017	200.00	0.00	06/06/2017	
101-300-512-5730	Program supplies				Cell phone replacement
JG041117	4/11/2017	55.10	0.00	06/06/2017	
101-300-512-5730	Program supplies				Cell phone case
	JG041117 Total:	255.10			
	Gordon, Jeffrey Total:	255.10			
Graham C-Stores Company					
GRAHAM					
INV-96908	5/8/2017	625.00	0.00	06/06/2017	
101-300-512-5480	R&M - vehicles				Car Washes Feb thru April
	INV-96908 Total:	625.00			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
	Graham C-Stores Company	625.00			
Grainger GRAINGER 9421279200	4/20/2017	253.62	0.00	06/06/2017	Fuses for Village Hall
101-420-511-5405 R&M - buildings					
	9421279200 Total:	253.62			
	Grainger Total:	253.62			
Holland & Knight LLP HOLLAND 043017	4/30/2017	12,885.00	0.00	06/06/2017	General Counsel retainer -April
101-230-511-5350 Legal - retainer					
	043017 Total:	12,885.00			
5507360	5/11/2017	3,099.00	0.00	06/06/2017	Touhy & Lincoln TIF
101-230-511-5370 Legal - review					
	5507360 Total:	3,099.00			
5507366	5/11/2017	1,194.00	0.00	06/06/2017	Purple Hotel planning and zoning
101-230-511-5370 Legal - review					
	5507366 Total:	1,194.00			
5507369	5/11/2017	990.00	0.00	06/06/2017	Misc private dockets
101-230-511-5370 Legal - review					
	5507369 Total:	990.00			
5507372	5/11/2017	410.00	0.00	06/06/2017	6649 N Lincoln Lou Malnati's
101-230-511-5370 Legal - review					
	5507372 Total:	410.00			
5507375	5/11/2017	5,735.04	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
101-230-511-5370 Legal - review					Purple Hotel Code Enforcement Litigation
5507375 Total:		5,735.04			
5507376	5/11/2017	854.00	0.00	06/06/2017	7117 N Crawford
101-230-511-5370 Legal - review					
5507376 Total:		854.00			
5507377	5/11/2017	1,681.00	0.00	06/06/2017	6755 N Cicero
101-230-511-5370 Legal - review					
5507377 Total:		1,681.00			
5507378	5/11/2017	972.00	0.00	06/06/2017	Grossinger Toyota North 7255 Cicero
101-230-511-5370 Legal - review					
5507378 Total:		972.00			
Holland & Knight LLP Tot		27,820.04			
Kiesler's Police Supply					
KIESLERS					
0825517A	5/9/2017	350.00	0.00	06/06/2017	
101-300-512-5730 Program supplies					Groin protection
0825517A	5/9/2017	10.00	0.00	06/06/2017	
101-210-511-5720 Postage					Postage
0825517A Total:		360.00			
825517	4/12/2017	1,046.50	0.00	06/06/2017	
101-300-512-5730 Program supplies					Simunition Rounds
825517 Total:		1,046.50			
Kiesler's Police Supply Tot		1,406.50			

Lands' End Business Outfitters  
LANDSEND

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
SIN4968065	5/8/2017	123.45	0.00	06/06/2017
101-240-517-5799	Other materials & supplies			Clothing/Community Development
	SIN4968065 Total:	123.45		
	Lands' End Business Outfit	123.45		
Norvilla LLC				
NORVILLA				
1	5/17/2017	89,775.89	0.00	06/06/2017
217-000-561-6100	Land acquisition & improve			Lowe's Entrance Improvements
	1 Total:	89,775.89		
	Norvilla LLC Total:	89,775.89		
T.P.I. Building Code Consultants, Inc.				
TPI				
201704	4/30/2017	8,251.50	0.00	06/06/2017
101-240-517-5399	Other professional services			In House - April
201704	4/30/2017	643.50	0.00	06/06/2017
101-240-517-5399	Other professional services			The Carrington - April
201704	4/30/2017	6,738.00	0.00	06/06/2017
101-240-517-5399	Other professional services			Plan Review - April
	201704 Total:	15,633.00		
	T.P.I. Building Code Cons	15,633.00		
The Lakota Group				
THELAKOT				
16055-01	4/1/2017	5,443.08	0.00	06/06/2017
101-240-517-5399	Other professional services			Planning Consultants 1/1/17-3/31/17
	16055-01 Total:	5,443.08		
16055-02	5/15/2017	9,335.08	0.00	06/06/2017

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
101-240-517-5399	Other professional services			Planning Consultants 4/1/17-4/30/17
	16055-02 Total:	9,335.08		
	The Lakota Group Total:	14,778.16		
Thompson Elevator Inspection Service, Inc.				
THOMPSON				
17-1278	4/24/2017	38.00	0.00	06/06/2017
101-240-517-5399	Other professional services			7384 Lincoln
17-1278	4/24/2017	150.00	0.00	06/06/2017
101-240-517-5399	Other professional services			7384 Lincoln
	17-1278 Total:	188.00		
17-1315	4/26/2017	300.00	0.00	06/06/2017
101-240-517-5399	Other professional services			3401 Northeast Parkway
	17-1315 Total:	300.00		
	Thompson Elevator Inspec	488.00		
Utility Dynamics Corporation				
UTILITY				
1130-2150A	11/30/2016	2,168.75	0.00	06/06/2017
217-000-561-6100	Land acquisition & improveme			Public Works Fiber optics
	1130-2150A Total:	2,168.75		
	Utility Dynamics Corporat	2,168.75		
Verizon Wireless				
VERIZON				
9784360269	4/21/2017	51.80	0.00	06/06/2017
101-000-210-2650	Contractor Permits Payable			Verizon Data charges - April
9784360269	4/21/2017	130.64	0.00	06/06/2017
660-610-519-5580	Telephone			Verizon Data charges - April

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
9784360269	4/21/2017	6,780.80	0.00	06/06/2017	Verizon Data charges - April
101-250-511-5580 Telephone					
	9784360269 Total:	6,963.24			
	Verizon Wireless Total:	6,963.24			
	Report Total:	183,885.06			

# Accounts Payable

## To Be Paid Proof List

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Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description

Anderson Lock ANDERSON 942376	5/9/2017	41.70	0.00	06/06/2017
101-420-511-5405 R&M - buildings				Keys for Buildings
942376 Total:		41.70		
Anderson Lock Total:		41.70		

Arrow Road Construction Co ARROWROA 63229MB	5/18/2017	868.53	0.00	06/06/2017
213-000-561-5490 R&M Road Repairs				UPM Cold patch material for potholes
63229MB Total:		868.53		
Arrow Road Construction C		868.53		

Brozville Graphics BROZVILL B0075	5/22/2017	75.00	0.00	06/06/2017
101-350-512-5560 Printing & copying services				Business cards - Fire Chief
B0075 Total:		75.00		
Brozville Graphics Total:		75.00		

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
Cline, Rosangela CLINE					
SCS02	5/4/2017	120.00	0.00	06/06/2017	
205-504-515-5270	Purchased program services				Summer Concert Face painter
	SCS02 Total:	120.00			
	Cline, Rosangela Total:	120.00			
Communications Direct Inc COMDIR					
IN41315	5/16/2017	395.64	0.00	06/06/2017	
101-350-512-5410	R&M - communications equipm				Headsets, cable, connectors
	IN41315 Total:	395.64			
	Communications Direct Inc	395.64			
Creative CREAT					
213931-A	5/16/2017	35.50	0.00	06/06/2017	
660-620-519-5070	Uniform allowance				Polo Shirts for Various employees
213931-A	5/16/2017	17.75	0.00	06/06/2017	
101-440-513-5070	Uniform allowance				Polo Shirts for Various employees
213931-A	5/16/2017	17.75	0.00	06/06/2017	
205-430-515-5070	Uniform allowance				Polo Shirts for Various employees
	213931-A Total:	71.00			
	Creative Total:	71.00			
Douglas Truck Parts DOUGTK					
28967	5/10/2017	115.11	0.00	06/06/2017	
101-410-511-5730	Program supplies				Shop supplies

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
	28967 Total:	115.11		
	Douglas Truck Parts Total:	115.11		
Fern, Kathleen FERNK 61517	5/19/2017	1,000.00	0.00	06/06/2017
205-504-515-5270	Purchased program services			Summer Concert Series - 06/15/17
	61517 Total:	1,000.00		
	Fern, Kathleen Total:	1,000.00		
Gempeler, Amy GEMPELER 052417	5/24/2017	220.00	0.00	06/06/2017
205-000-210-2430	Parks and Recs Control Deposi			Refund - Swim team
	052417 Total:	220.00		
	Gempeler, Amy Total:	220.00		
Gielow's Lawn & Garden GIELOW 180241	5/5/2017	390.77	0.00	06/06/2017
205-430-515-5480	R&M - vehicles			Control choke, throttle control, bearing
	180241 Total:	390.77		
	Gielow's Lawn & Garden T	390.77		
Golf Mill Ford GOLFMILL 417913P	5/10/2017	28.28	0.00	06/06/2017

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
101-300-512-5480 R&M - vehicles					Battery terminal for Squad #21
	417913P Total:	28.28			
	Golf Mill Ford Total:	28.28			
Grainger GRAINGER 9445760136	5/16/2017	167.82	0.00	06/06/2017	
205-430-515-5730 Program supplies					Cable tie for Parks
	9445760136 Total:	167.82			
9445760144	5/16/2017	455.13	0.00	06/06/2017	
101-420-511-5405 R&M - buildings					Screw drainers for Buildings
	9445760144 Total:	455.13			
9447671901	5/17/2017	167.82	0.00	06/06/2017	
205-430-515-5730 Program supplies					Cable tie for Parks
	9447671901 Total:	167.82			
9448432972	5/18/2017	587.70	0.00	06/06/2017	
205-430-515-5730 Program supplies					Transformers for Parks
	9448432972 Total:	587.70			
	Grainger Total:	1,378.47			
HD Supply Waterworks, LTD. HDSUPPLY H161733	5/10/2017	828.12	0.00	06/06/2017	
660-620-519-5793 Water system supplies					Couplings
	H161733 Total:	828.12			
	HD Supply Waterworks, LT	828.12			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
Illinois City/County Management Association					
ILCMA					
051917	5/19/2017	148.25	0.00	06/06/2017	
101-400-511-5570	Professional associations				Membership for PW Director
	051917 Total:	148.25			
	Illinois City/County Manag	148.25			
Kearns, Andrew J.					
KEARNS					
62917	5/19/2017	950.00	0.00	06/06/2017	
205-504-515-5270	Purchased program services				Summer concert series - Wild Skies
	62917 Total:	950.00			
	Kearns, Andrew J. Total:	950.00			
Kelly, Daniel					
KELLYDAN					
70717	5/19/2017	1,000.00	0.00	06/06/2017	
205-504-515-5270	Purchased program services				Summer Concert Series - Rockstar Rodeo
	70717 Total:	1,000.00			
	Kelly, Daniel Total:	1,000.00			
Lowe's Business Acc/GECF					
LOWES					
07334	5/22/2017	39.25	0.00	06/06/2017	
101-350-512-5799	Other materials & supplies				Shelves, track, screws, grease
	07334 Total:	39.25			
16869	5/23/2017	92.72	0.00	06/06/2017	
101-350-512-5799	Other materials & supplies				Caster wheels, screws, hooks, washers

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	16869 Total:	92.72			
	Lowe's Business Acc/GEC	131.97			
Maggie Speaks, Inc. SPEAKS 72717	5/19/2017	1,000.00	0.00	06/06/2017	
205-504-515-5270	Purchased program services				Summer Concert Series - Final Say
	72717 Total:	1,000.00			
	Maggie Speaks, Inc. Total:	1,000.00			
Maine-Niles Association of Special Recreation MNASR 16-280	5/22/2017	1,044.11	0.00	06/06/2017	
205-580-515-5270	Purchased program services				Inclusion Services for May B 2017
	16-280 Total:	1,044.11			
	Maine-Niles Association o	1,044.11			
Martin Implement Sales Inc MARTINIM P07489	5/10/2017	2,984.33	0.00	06/06/2017	
205-430-515-5480	R&M - vehicles				Shaft for Tractor 4 & part for Tractor 5
	P07489 Total:	2,984.33			
	Martin Implement Sales In	2,984.33			
Menini Cartage Inc MENICRT 47551	5/17/2017	416.46	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
101-440-513-5760	Street materials - aggregate				Gravel
	47551 Total:	416.46			
	Menini Cartage Inc Total:	416.46			
Midwest Meter Inc					
MIDWESTM					
0089250-IN	5/16/2017	3,740.78	0.00	06/06/2017	
660-620-519-5796	Water system repair parts				Meters, Connectors
	0089250-IN Total:	3,740.78			
0089259-IN	5/17/2017	2,585.00	0.00	06/06/2017	
660-620-519-5796	Water system repair parts				Meter covers
	0089259-IN Total:	2,585.00			
	Midwest Meter Inc Total:	6,325.78			
MJ Productions					
MJPROD					
62217-2	5/19/2017	850.00	0.00	06/06/2017	
205-504-515-5270	Purchased program services				Summer Concert Series - Felix and Fingers
	62217-2 Total:	850.00			
	MJ Productions Total:	850.00			
Narvaez, Tatiana					
NARVAEZ					
052217	5/22/2017	112.50	0.00	06/06/2017	
205-000-210-2430	Parks and Recs Control Deposi				Refund tent reservation
	052217 Total:	112.50			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description

Narvaez, Tatiana Total:		112.50		
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NEPM				
NEPM				
220029	5/23/2017	290.00	0.00	06/06/2017
101-350-512-5730				Program supplies
				Jr. Fire hats

220029 Total:		290.00		
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NEPM Total:		290.00		
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PPG Architectural Finishes				
PPGAR				
944302051382	5/1/2017	1,013.60	0.00	06/06/2017
101-440-513-5745				Small tools
				Yellow paint

944302051382 Total:		1,013.60		
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944304025776	5/13/2017	980.20	0.00	06/06/2017
101-440-513-5745				Small tools
				Yellow paint

944304025776 Total:		980.20		
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PPG Architectural Finishes		1,993.80		
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Quinlan Security Systems				
QUINLANS				
20404	4/27/2017	4,668.97	0.00	06/06/2017
101-000-210-2440				DUI Fines Fund
				Cameras for cells

20404 Total:		4,668.97		
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Quinlan Security Systems T		4,668.97		
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Rainwise, Inc.

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
RAINWISE				
7911	5/16/2017	238.50	0.00	06/06/2017
660-620-519-5730 Program supplies				Rain logs
	7911 Total:	238.50		
	Rainwise, Inc. Total:	238.50		
Rydin Decal				
RYDINDE				
330989	5/19/2017	2,378.88	0.00	06/06/2017
101-210-511-5730 Program supplies				2017-2018 Vehicle Licenses
	330989 Total:	2,378.88		
	Rydin Decal Total:	2,378.88		
Siddiqi, Alia				
SIDDIQUI				
17-5063	5/9/2017	72.50	0.00	06/06/2017
101-400-511-5210 Animal control				Animal control services
	17-5063 Total:	72.50		
	Siddiqi, Alia Total:	72.50		
Traffic Control & Protection				
TRAFFICC				
89698	5/10/2017	121.40	0.00	06/06/2017
205-430-515-5730 Program supplies				Call box signs
	89698 Total:	121.40		
89719	5/15/2017	950.80	0.00	06/06/2017
101-440-513-5768 Street materials - signs & bar				Signs

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	89719 Total:	950.80			
	Traffic Control & Protectio	1,072.20			
Tyco Integrated Security LLC					
ADTSS					
28576351	5/13/2017	323.31	0.00	06/06/2017	
660-610-519-5340	Maintenance Agreement Expen				Alarm system service annual fee - Pump House
	28576351 Total:	323.31			
	Tyco Integrated Security L	323.31			
United States Postal Service					
USPOSTAL					
PB052417	5/24/2017	24.44	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	57.96	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	266.44	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	72.22	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	5.06	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	116.42	0.00	06/06/2017	
205-500-515-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	19.64	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	22.27	0.00	06/06/2017	
101-210-511-5720	Postage				Pitney Bowes postage
PB052417	5/24/2017	99.42	0.00	06/06/2017	
660-610-519-5720	Postage				Pitney Bowes postage
	PB052417 Total:	683.87			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
	United States Postal Servic	683.87			
Valdes, Jose VALDES					
71317	5/19/2017	1,000.00	0.00	06/06/2017	
205-504-515-5270	Purchased program services				Summer Concert Series
	71317 Total:	1,000.00			
	Valdes, Jose Total:	1,000.00			
Water Services Co. WATERSER					
26285	5/16/2017	700.15	0.00	06/06/2017	
101-420-511-5405	R&M - buildings				RPZ Repairs and re-inspection
	26285 Total:	700.15			
	Water Services Co. Total:	700.15			
Westmont Auto Parts WESTMONT					
15906	5/2/2017	18.45	0.00	06/06/2017	
101-440-513-5480	R&M - vehicles				Hardware for Truck #49
	15906 Total:	18.45			
15916	5/3/2017	332.94	0.00	06/06/2017	
101-440-513-5480	R&M - vehicles				Alternator for Truck #49
	15916 Total:	332.94			
15945	5/8/2017	306.18	0.00	06/06/2017	
101-440-513-5480	R&M - vehicles				Pads, rotors, filter
	15945 Total:	306.18			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
6722	5/8/2017	-446.11	0.00	06/06/2017	Credit
101-440-513-5480 R&M - vehicles					
6722 Total:		-446.11			
Westmont Auto Parts Total		211.46			
Work' N Gear, LLC					
WRKNGEAR					
HA77898	5/3/2017	451.94	0.00	06/06/2017	Clothing allowance
660-620-519-5070 Uniform allowance					
HA77898 Total:		451.94			
Work' N Gear, LLC Total:		451.94			
Report Total:		34,581.60			

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
Printed: 05/30/2017 - 3:05PM  
Batch: 00107.06.2017



Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Active Electrical Supply Co. Inc. & Fox Lighting					
ACTIVELE					
10501178-00	5/12/2017	5.99	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Aquatic Center LED
10501178-00 Total:		5.99			
Active Electrical Supply C		5.99			
Air One Equipment					
AIRONE					
122795	5/19/2017	80.00	0.00	06/06/2017	
101-350-512-5430 R&M - Fire & EMS equipmen					Fit test
122795 Total:		80.00			
Air One Equipment Total:		80.00			
B & H Youth Soccer Club					
BHYOUTH					
SPR17(2)	5/1/2017	479.50	0.00	06/06/2017	
205-505-515-5270 Purchased program services					Spring Soccer League
SPR17(2) Total:		479.50			
B & H Youth Soccer Club		479.50			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Business Only Broadband					
BUSONLY					
80082	6/1/2017	250.00	0.00	06/06/2017	
101-250-511-5580 Telephone					Back-up connection internet access
	80082 Total:	250.00			
80083					
80083	6/1/2017	250.00	0.00	06/06/2017	
101-250-511-5580 Telephone					Wireless alarm internet access
	80083 Total:	250.00			
	Business Only Broadband	500.00			
Cassidy Tire					
CASSIDYT					
6182238	5/8/2017	150.00	0.00	06/06/2017	
101-300-512-5480 R&M - vehicles					Tires for Squad MP1120
	6182238 Total:	150.00			
	Cassidy Tire Total:	150.00			
CDW Government					
CDWGOV					
HVL9479	5/13/2017	3,264.36	0.00	06/06/2017	
101-250-511-5340 Maintenance Agreement Expen					Adobe Pro
	HVL9479 Total:	3,264.36			
	CDW Government Total:	3,264.36			
Chicago Tribune					
CHGOTRIB					
4958961	5/23/2017	32.29	0.00	06/06/2017	
101-200-511-5510 Advertising					Legal Notice publication

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
4958961 Total:		32.29			
Chicago Tribune Total:		32.29			
Classic Design Awards					
CLASSICD					
170821	5/11/2017	47.00	0.00	06/06/2017	
101-100-511-5799					Other materials & supplies
					Name plates
170821 Total:		47.00			
Classic Design Awards Tot		47.00			
College of Dupage					
COLLEGEO					
8110	5/19/2017	149.00	0.00	06/06/2017	
101-300-512-5590					Training
					Police Officer training
8110	5/17/2017	149.00	0.00	06/06/2017	
101-300-512-5590					Training
					Police Applicant background inv.
8110 Total:		298.00			
College of Dupage Total:		298.00			
Conduent Government Solutions, LLC					
CONDUENT					
1375373	5/19/2017	4,125.00	0.00	06/06/2017	
101-250-511-6530					Equipment - data processing
					Firehouse cloud contract
1375373 Total:		4,125.00			
Conduent Government Sol		4,125.00			

Duron Studio Photography

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
DURON					
3874-1	5/5/2017	360.00	0.00	06/06/2017	
101-100-511-5799					Other materials & supplies
					Trustee portraits
	3874-1 Total:	360.00			
3890-1	5/22/2017	180.00	0.00	06/06/2017	
101-100-511-5799					Other materials & supplies
					Trustee portraits
	3890-1 Total:	180.00			
	Duron Studio Photography	540.00			
Grainger					
GRAINGER					
9431956748	5/2/2017	1,040.65	0.00	06/06/2017	
205-560-515-5405					R&M - buildings
					Ballast Kits for Pool
	9431956748 Total:	1,040.65			
9442218096	5/11/2017	146.00	0.00	06/06/2017	
205-560-515-5405					R&M - buildings
					Lightbulbs for Pool
	9442218096 Total:	146.00			
9443553012	5/12/2017	556.78	0.00	06/06/2017	
205-560-515-5405					R&M - buildings
					Lightbulbs and fuses for Pool
	9443553012 Total:	556.78			
9445760110	5/16/2017	67.65	0.00	06/06/2017	
205-560-515-5405					R&M - buildings
					Fuse for Pool
	9445760110 Total:	67.65			
9445760128	5/16/2017	483.30	0.00	06/06/2017	
205-560-515-5405					R&M - buildings
					Exhaust fan for Pool
	9445760128 Total:	483.30			
9445760151	5/16/2017	-1,040.65	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-560-515-5405 R&M - buildings					Credit Memo
9445760151 Total:		-1,040.65			
9448924200	5/18/2017	178.65	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Lightbulbs for Pool
9448924200 Total:		178.65			
9449219709	5/19/2017	76.77	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Fuse for Pool
9449219709 Total:		76.77			
Grainger Total:		1,509.15			
Halogen HALOGEN 502120	5/19/2017	170.70	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Spray nozzle
502120 Total:		170.70			
502273	5/23/2017	1,241.00	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Pool Mechanical supplies
502273 Total:		1,241.00			
502274	5/23/2017	212.37	0.00	06/06/2017	
205-560-515-5630 Chemicals - swimming pool					Chemical testing supplies
502274 Total:		212.37			
502577	5/25/2017	2,025.39	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Pool Mechanical supplies
502577	5/25/2017	452.00	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Pool Mechanical supplies
502577 Total:		2,477.39			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description
	Halogen Total:	4,101.46		
HMO Healthcare Service Corporation				
HMO				
June	5/17/2017	10,527.39	0.00	06/06/2017
102-000-210-2027	Health insurance premium with			Employee Health Insurance - June, 2017
	June Total:	10,527.39		
	HMO Healthcare Service C	10,527.39		
Hoving Pit Stop				
HOVING				
159820	5/11/2017	37.32	0.00	06/06/2017
205-430-515-5730	Program supplies			Weekly Service/Centennial Park
	159820 Total:	37.32		
	Hoving Pit Stop Total:	37.32		
IL Municipal Retirement Fund				
ZZIMRF				
05262017	5/26/2017	30,053.01	0.00	06/06/2017
102-000-210-2023	Employee IMRF withholding			Monthly Employer - May
05262017	5/26/2017	13,241.01	0.00	06/06/2017
102-000-210-2023	Employee IMRF withholding			Monthly Employee - May
	05262017 Total:	43,294.02		
	IL Municipal Retirement F	43,294.02		
Illinois City/County Management Association				
ILCMA				
05232017	5/23/2017	540.00	0.00	06/06/2017
101-200-511-5570	Professional associations			Annual Memberships

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
	05232017 Total:	540.00			
05242017	5/24/2017	429.00	0.00	06/06/2017	
101-200-511-5570	Professional associations				Annual Membership
	05242017 Total:	429.00			
	Illinois City/County Manag	969.00			
Illinois State Police-Bureau of Identification					
ILSTPOL					
052417	5/24/2017	3,000.00	0.00	06/06/2017	
101-200-511-5599	Other contractual				Background check
	052417 Total:	3,000.00			
	Illinois State Police-Bureau	3,000.00			
Impact Networking, LLC					
IMPACT					
833216	5/16/2017	19.50	0.00	06/06/2017	
101-210-511-5440	R&M - office equipment				Shipping fees - Copier - Admin
	833216 Total:	19.50			
	Impact Networking, LLC T	19.50			
JG Uniforms Inc					
JGUNIFOR					
18954	5/16/2017	69.00	0.00	06/06/2017	
101-300-512-5070	Uniform allowance				Uniform items
	18954 Total:	69.00			
18955	5/16/2017	64.50	0.00	06/06/2017	
101-300-512-5070	Uniform allowance				Uniform items

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
18955 Total:		64.50			
JG Uniforms Inc Total:		133.50			
Lincolnwood Chamber of Commerce & Industry					
LWDCHAMB					
1474	5/8/2017	60.00	0.00	06/06/2017	
101-200-511-5840 Meals					State of the Village Luncheon
1474	5/8/2017	30.00	0.00	06/06/2017	
101-210-511-5840 Meals					State of the Village Luncheon
1474	5/8/2017	30.00	0.00	06/06/2017	
101-300-512-5840 Meals					State of the Village Luncheon
1474	5/8/2017	30.00	0.00	06/06/2017	
101-400-511-5840 Meals					State of the Village Luncheon
1474	5/8/2017	60.00	0.00	06/06/2017	
101-240-517-5840 Meals					State of the Village Luncheon
1474	5/8/2017	120.00	0.00	06/06/2017	
101-100-511-5840 Meals					State of the Village Luncheon
1474	5/8/2017	30.00	0.00	06/06/2017	
205-500-515-5840 Meals					State of the Village Luncheon
1474	5/8/2017	30.00	0.00	06/06/2017	
101-350-512-5840 Meals					State of the Village Luncheon
1474 Total:		390.00			
Lincolnwood Chamber of C		390.00			
Lowe's Business Acc/GECF					
LOWES					
1606	5/16/2017	3.80	0.00	06/06/2017	
205-560-515-5405 R&M - buildings					Plumbers tape
1606 Total:		3.80			
2045011	5/17/2017	37.96	0.00	06/06/2017	
205-571-515-5730 Program supplies					Community Center patio grill cleaner

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
2045011 Total:		37.96			
2132	5/16/2017	265.45	0.00	06/06/2017	Power washer, shovels
205-560-515-5405 R&M - buildings					
2132 Total:		265.45			
2502	5/10/2017	163.21	0.00	06/06/2017	Paint supplies for pool
205-560-515-6599 EQUIPMENT- POOL					
2502 Total:		163.21			
2700	5/22/2017	119.87	0.00	06/06/2017	Pool electrical supplies
205-560-515-5405 R&M - buildings					
2700 Total:		119.87			
Lowe's Business Acc/GEC		590.29			
Madison National Life					
MADISON					
1255365	5/18/2017	156.17	0.00	06/06/2017	Insurance - June
101-200-511-5150 Insurance - group life & AD&D					
1255365	5/18/2017	94.63	0.00	06/06/2017	Insurance - June
101-210-511-5150 Insurance - group life & AD&D					
1255365	5/18/2017	142.87	0.00	06/06/2017	Insurance - June
101-240-517-5150 Insurance - group life & AD&D					
1255365	5/18/2017	535.03	0.00	06/06/2017	Insurance - June
101-300-512-5150 Insurance - group life & AD&D					
1255365	5/18/2017	17.40	0.00	06/06/2017	Insurance - June
101-350-512-5150 Insurance - group life & AD&D					
1255365	5/18/2017	87.35	0.00	06/06/2017	Insurance - June
101-400-511-5150 Insurance - group life & AD&D					
1255365	5/18/2017	35.53	0.00	06/06/2017	Insurance - June
101-410-511-5150 Insurance - group life & AD&D					
1255365	5/18/2017	96.87	0.00	06/06/2017	Insurance - June
101-440-513-5150 Insurance - group life & AD&D					
1255365	5/18/2017	58.54	0.00	06/06/2017	Insurance - June

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
205-430-515-5150 Insurance - group life & AD&D					Insurance - June
1255365	5/18/2017	93.13	0.00	06/06/2017	
205-500-515-5150 Insurance - group life & AD&D					Insurance - June
1255365	5/18/2017	95.94	0.00	06/06/2017	
660-620-519-5150 Insurance - group life & AD&D					Insurance - June
	1255365 Total:	1,413.46			
	Madison National Life Tot	1,413.46			
Malnati Organization					
MALNATI					
E247727	5/16/2017	230.45	0.00	06/06/2017	
101-100-511-5840 Meals					Dinner Village Board meeting
	E247727 Total:	230.45			
	Malnati Organization Total	230.45			
Marc Printing					
MARCP					
CYC1&CYC4	5/26/2017	981.36	0.00	06/06/2017	
660-610-519-5720 Postage					Mailing of Water bills - Cycle 1 & Cycle 4
	CYC1&CYC4 Total:	981.36			
	Marc Printing Total:	981.36			
Morrison Associates, LTD					
MORRIS					
2017:0037	5/16/2017	600.00	0.00	06/06/2017	
101-300-512-5590 Training					Professional Development - Annual Membership
	2017:0037 Total:	600.00			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number	Description			
Morrison Associates, LTD		600.00		
North Suburban Employee Benefit NSEBENEF				
May.2017	4/21/2017	1,143.00	0.00	06/06/2017
102-000-210-2028 Dental insurance premium with				Dental Bill - May 2017
May.2017 Total:		1,143.00		
North Suburban Employee		1,143.00		
Northwest Police Academy NWPDACAD				
NWPA51117	5/24/2017	75.00	0.00	06/06/2017
101-300-512-5590 Training				Membership renewal
NWPA51117 Total:		75.00		
Northwest Police Academy		75.00		
PEP Boys PEPBOYS				
004791059690	9/8/2016	30.00	0.00	06/06/2017
101-350-512-5730 Program supplies				Car battery
004791059690 Total:		30.00		
004791067998	1/18/2017	170.00	0.00	06/06/2017
101-350-512-5730 Program supplies				Car batteries 1500 & 1511
004791067998 Total:		170.00		
PEP Boys Total:		200.00		

Physicians Immediate Care Chicago

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
PHYSICIA					
3567284	5/17/2017	3,342.00	0.00	06/06/2017	
101-200-511-5599 Other contractual					Drug screening
		<u>3,342.00</u>			
3567284 Total:		3,342.00			
		<u>3,342.00</u>			
Physicians Immediate Care		3,342.00			
		<u>3,342.00</u>			
Putnam County Hospital					
PUTNAMCO					
10240529	5/11/2017	27.62	0.00	06/06/2017	
101-200-511-5599 Other contractual					Drug screening
		<u>27.62</u>			
10240529 Total:		27.62			
		<u>27.62</u>			
Putnam County Hospital T		27.62			
		<u>27.62</u>			
Sircher, Meghan					
SIRCHER					
052317	5/23/2017	25.00	0.00	06/06/2017	
205-000-210-2430 Parks and Recs Control Deposi					Refund - Camp - Sibling Discount
		<u>25.00</u>			
052317 Total:		25.00			
		<u>25.00</u>			
Sircher, Meghan Total:		25.00			
		<u>25.00</u>			
State Industrial Products					
STATE					
900006497	5/4/2017	134.36	0.00	06/06/2017	
101-300-512-5730 Program supplies					Sanitizer for cells/dispatch
		<u>134.36</u>			
900006497 Total:		134.36			
		<u>134.36</u>			
State Industrial Products To		134.36			
		<u>134.36</u>			

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	
Account Number					Description
Woodward Printing Services WOODWARD 44497	5/23/2017	855.96	0.00	06/06/2017	
205-504-515-5510 Advertising 44497	5/23/2017	855.96	0.00	06/06/2017	Printing/Summer Concert series, Turkey Trot
205-509-515-5560 Printing & copying services					Printing/Summer Concert series, Turkey Trot
	44497 Total:	1,711.92			
	Woodward Printing Service	1,711.92			
	Report Total:	83,977.94			

# Accounts Payable

## To Be Paid Proof List

User: jmazzeffi  
Printed: 05/30/2017 - 3:05PM  
Batch: 00108.06.2017



Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Berkley, Irwin M.					
BERKLEY					
138170001079	5/26/2017	100.00	0.00	06/06/2017	Refund on Red Light camera ticket
101-000-410-4525 Red Light Camera Fines					
138170001079 Total:		100.00			
Berkley, Irwin M. Total:		100.00			
Cassidy Tire					
CASSIDYT					
6181879	4/13/2017	36.00	0.00	06/06/2017	Repair tire for PW Truck
101-440-513-5480 R&M - vehicles					
6181879 Total:		36.00			
6182260	5/9/2017	70.70	0.00	06/06/2017	Tire for lawnmower
205-430-515-5480 R&M - vehicles					
6182260 Total:		70.70			
Cassidy Tire Total:		106.70			
Douglas Truck Parts					
DOUGTK					
29206	5/17/2017	217.04	0.00	06/06/2017	Nipple and coupler for Tractor #4
101-440-513-5480 R&M - vehicles					

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
	29206 Total:	217.04			
	Douglas Truck Parts Total:	217.04			
Lowe's Business Acc/GECE					
LOWES					
02279	5/17/2017	25.62	0.00	06/06/2017	Screwdriver for Hockey rink
	205-430-515-5730 Program supplies				
	02279 Total:	25.62			
02288	5/17/2017	117.94	0.00	06/06/2017	Wood handle, wood float, trowel
	101-440-513-5730 Program supplies				
	02288 Total:	117.94			
02378	5/18/2017	110.40	0.00	06/06/2017	Mop handle, mop, glove, drill bit
	205-430-515-5730 Program supplies				
	02378 Total:	110.40			
02773	5/23/2017	43.36	0.00	06/06/2017	Auger & Gloves
	101-440-513-5680 Landscaping supplies				
	02773 Total:	43.36			
02805	5/23/2017	21.12	0.00	06/06/2017	Socket, screwdriver, bits, screws
	101-440-513-5768 Street materials - signs & bar				
	02805 Total:	21.12			
19971	5/24/2017	181.35	0.00	06/06/2017	Mulch
	101-440-513-5680 Landscaping supplies				
	19971 Total:	181.35			
20084	5/23/2017	64.22	0.00	06/06/2017	Fertilizer for Parks
	205-430-515-5680 Landscaping supplies				

Invoice Number	Invoice Date	Amount	Quantity	Payment Date	Description
Account Number					
20084 Total:		64.22			
Lowe's Business Acc/GEC		564.01			
Russo Power Equipment					
RUSSO					
4004635	5/4/2017	641.83	0.00	06/06/2017	
101-440-513-5730 Program supplies					Rakes & pruners
4004635 Total:		641.83			
Russo Power Equipment T		641.83			
Sherwin Williams Co					
SHERWINW					
1693-9	5/12/2017	54.02	0.00	06/06/2017	
101-420-511-5405 R&M - buildings					Paint for Village Hall
1693-9 Total:		54.02			
Sherwin Williams Co Total		54.02			
Stanley Consultants, Inc.					
STANLEY					
1	5/25/2017	1,500.00	0.00	06/06/2017	
454-000-561-5340 Engineering					Touhy Overpass Phase 2
1 Total:		1,500.00			
Stanley Consultants, Inc. T		1,500.00			
Work' N Gear, LLC					
WRKNGEAR					
HA78276	5/15/2017	225.93	0.00	06/06/2017	

Invoice Number	Invoice Date	Amount	Quantity	Payment Date
Account Number				Description

205-430-515-5070	Uniform allowance			Clothing allowance
	HA78276 Total:	225.93		
	Work' N Gear, LLC Total:	225.93		
	Report Total:	3,409.53		

## AMINA B. ELMAHDY

**Education:** **California State University Fullerton (CSUF), CA**

Master's of Science. in Counseling, Marital and Family Therapy, June 2006

- Coursework: The Counseling Profession, Science of Human Inquiry, Pre-Practicum, Human Development and Functioning, Counseling and Culture, Professional/Ethical/Legal Issues in Counseling, Modes of Individual Counseling, Techniques in Treatment and Assessment, Group Therapy Process and Practice, Science of Human Inquiry II, Systems of Family Counseling, Psychological Testing, Practicum, Counseling Couples, Advanced Practicum, Thesis Project
- Research: Help seeking behaviors in minority communities, psychological effects of adoption on parenting, counseling access for minority populations.

**University of California Los Angeles (UCLA), CA**

Bachelor's of Arts in Psychology, February 2001

**Additional Counseling Education**

**Clinical  
Trainings:**

- Glasser Quality Schools, by William Glasser, leader in incorporating counseling tools into the school system, Fall 2002

**Group Counseling**

- Group Leadership Training, by Jeffrey Kottler Ph.d., leader in the field of group theory and practice in the counseling profession, Fall 2003

**Professional Experience:** **Northwestern University, Center for Talent Development, Evanston, IL**

*Weekend Enrichment Program Instructor, January 2017-current*

- Teach gifted-students highly personalized, creative curriculum
- Advocate high academic standards and student success

**Greater Western Suburbs, IL**

*Community Counselor, Life Coach, 2008-2015*

- Provided individual systemic counseling for the greater Chicago community
- Coached residents in areas of life planning, adjustment, bereavement, crisis, family systems and career advisement

**ICNA Relief Services, Family Services Division, Glendale Heights, IL**

*Marital & Family Therapist, 2014 – 2015*

- Provided culturally respectful, evidence-based, and empirically informed counseling
- Created counseling curriculum for group based therapy sessions to assist new mothers with postpartum depression and life adjustment challenges
- Led patient advocacy to build and maintain psychological help to city residents.

**Inner Core Initiative, Glendale Heights, IL**

*Director of Education Services, Curriculum Developer, Teacher, 2011-2014*

- Founded and managed an alternative school for gifted learners
- Led in academic advisement and personal academic planning
- Researched, designed and implemented accelerated curriculum for advanced learners
- Taught education advocacy and individualized instruction planning to students and their families
- Initiated community outreach towards highly personalized education planning and student success

**Salihah Central (Women's Club), Chicago IL**

*Online Language Instructor, Community Organizer, Fall 2015 – Present*

- Teach Arabic via an online virtual classroom
- Design content specific, visual and oral presentations to the adult learning community
- Organizer of community projects, outreach, and non-profit services

**River Garden Elementary, Des Plaines, IL**

*Teacher, Curriculum Advisement, 2009-2011*

- Elementary grade teacher for mixed grade classroom
- Provided differentiated learning experiences for varied learners with a creative, hands-on approach

**Family Assessment and Counseling Education Services (FACES), Fullerton, CA**

*Marriage and Family Therapist Intern, 2005-2006*

- Counseled adults, couples, children and groups according to accredited university standards and national counseling criteria
- Led reunification counseling with children and parents separated by the courts
- Provided court mandated group counseling in the topics of anger management and co-parenting

**Islamic Relief Worldwide, Burbank, CA**

*Relief Program Coordinator, Program Efficiency Advisement, 2002-2004*

- Evaluated relief efforts worldwide for efficacy and efficiency
- Traveled abroad to Kosovo for onsite program evaluation
- Led educational initiatives to fundraise for relief projects

**Kenmore Group Home, Division of Community Counseling Services, Los Angeles, CA**

*Counselor, 1999-2000*

- Provided counseling services, including individual and group counseling to at-risk teenagers in a residential group-home setting
- Taught life skills, budgeting, and independent living to teenagers facing emancipation from the foster care system

***Additional Skills:*** *Languages:* Basic knowledge of Arabic  
*Computer:* Microsoft Office: Word, Excel, PowerPoint fluency, basic knowledge of Photoshop  
*Writing:* Strong academic proficiency, thesis proposal, marketing material and design  
*Multicultural Efficacy:* Trained in current methodology of multicultural counseling, and cross-cultural studies

***Research Interests:*** Counseling education, life coaching and academic advisement, diversity studies, curriculum development and creative instruction.

***References:*** References available upon request

## AMINA ELMAHDY

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Amina Elmahdy holds a Masters of Science degree in Counseling as well as a Bachelors of Art degree in Psychology. Amina has worked in the area of counseling for over a decade, engaging in multicultural approaches to counseling adults, groups, couples and children. She has additional experience working with the refugee population including both counseling and fundraising efforts. Additionally, Amina has worked as an educator, teaching both children and adults within varying programs. Currently, she teaches for Northwestern University's Center for Talent Development where she designs and implements curriculum for gifted students.



# *Proclamation*

**WHEREAS**, the progress and the future of our American society is dependent upon the vision and preparedness of our young people to be the leaders of tomorrow; and

**WHEREAS**, 25 of the Village of Lincolnwood High School graduates from the class of 2017 have qualified to be designated as 2017 Illinois State Scholars; and

**WHEREAS**, the Illinois State Scholar Award is based on the combination of college entrance examination scores and a record of high school achievement; and

**WHEREAS**, the Village of Lincolnwood acknowledges our State Scholars for this outstanding achievement and further recognizes them as 2017 LINCOLNWOOD STUDENT ACHIEVERS.

**NOW, THEREFORE, BE IT RESOLVED** that I, Barry I. Bass, President of the Village of Lincolnwood along with the Village Board of Trustees congratulate the 2017 Lincolnwood Student Achievers and do hereby proclaim Tuesday, June 6, 2017 as

## ***LINCOLNWOOD STUDENT ACHIEVERS' DAY***

And urge all citizens of the Village to join in acknowledgement of this honor.

DATED this 6<sup>th</sup> day of June, 2017

ATTEST:

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Beryl Herman  
Village Clerk

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Barry I. Bass  
Village President

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 1

**ORIGINATING DEPARTMENT:** Village Manager's Office

**SUBJECT:** Approval of a Resolution Relating to Participation by Elected Officials in the Illinois Municipal Retirement Fund

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

The Illinois Municipal Retirement Fund (IMRF) Board of Trustees recently passed a Resolution requiring communities to certify elected officials' participation in IMRF. The Village of Lincolnwood is now required to affirm that the position of Village President meets the IMRF hourly standard of 600 hours annually. The Village must pass a Resolution every two years certifying that the Village President is eligible to participate in IMRF.

The Village President was first authorized by Village Resolution for IMRF participation effective May 1, 1985. To maintain this position's eligibility the Village will need to approve the attached Resolution by September 1, 2017.

The attached resolution was previously approved at the May 2, 2017 Village Board Meeting. IMRF has indicated that they provided the Village with incorrect information at that time and has requested that the Village approve the attached resolution. The original resolution stated that the applicable elected official must work 600 hours or more per year and the attached resolution correctly states that the qualifying position of the Village President works 1,000 or more hours per year.

**FINANCIAL IMPACT:**

None

**DOCUMENTS ATTACHED:**

1. Special Memorandum #337 from IMRF
2. Proposed Resolution

**RECOMMENDED MOTION:**

**Move to approve** a resolution relating to participation by Elected Officials in the Illinois Municipal Retirement Fund.



## SPECIAL MEMORANDUM #337

**Date:** March 3, 2017  
**To:** Authorized Agents of Employers with Compensated Elected Officials  
Participating in IMRF  
**Subject:** IMRF Board Resolution 2017-02-13 for Elected Officials' Participation in IMRF

The IMRF Board of Trustees has adopted Board Resolution 2017-02-13, requiring recertification of IMRF eligibility every two years for all elected positions.

This new Board rule requires all governing bodies of units of government with elected positions participating in IMRF to pass new resolutions re-affirming that the positions meet the IMRF hourly standard (either 600 or 1,000 hours per year). Hours spent at meetings, preparing for meetings, in the office, and actually conferring with constituents are counted as performance of duty and may be included in the IMRF hourly standard. Hours spent on-call or otherwise informally available to constituents **do not** count as performance of duty and should not be included in the IMRF hourly standard.

Regardless of the date of any existing IMRF resolution regarding eligibility of elected officials, a recertifying resolution must be passed by your employer's governing body before September 1, 2017. The governing body may use IMRF Form 6.64, "A Resolution Relating to Participation by Elected Officials in The Illinois Municipal Retirement Fund" (enclosed), or your governing body may draft and adopt its own resolution that is consistent with IMRF Form 6.64. After the resolution is adopted, it must be filed with IMRF. If IMRF does not receive a recertification, the unit of government's elected officials will no longer be eligible to participate in IMRF and will be administratively terminated by IMRF.

This IMRF Board rule was adopted because of issues related to the difficulty of determining how many hours of duty an elected position requires. Previously, IMRF required no recertification of eligibility for elected positions. If the governing body adopted a resolution for an elected position, any person holding the position could participate in IMRF, regardless of the date the resolution was passed. After IMRF began conducting employer audits, it became clear that many of the resolutions for elected positions on file with IMRF were no longer accurate statements of the hours required for the position.

The IMRF Board adopted its new rule requiring recertification of IMRF eligibility for elected positions for several reasons. First, the recertification process will give governing bodies the opportunity to review the IMRF eligibility rules that will ultimately aid their unit of government with compliance and avoid costly mistakes in enrollment. Additionally, recertification will streamline the IMRF audit process because IMRF's auditors will be able to rely on the accuracy of the recertification without requiring additional documentation. Finally, recertification will take into account modernization and legislative enactments as it recognizes that required hours of duty of an elected position can—and do—change over time as technology and legal requirements evolve.

To comply with Board Resolution 2017-02-13, **all governing bodies with elected officials participating in IMRF must adopt the initial recertification before September 1, 2017, and file it with IMRF.** Afterward, the process of recertifying and filing the resolution should take place every two years. ***Failure to recertify will end IMRF eligibility for any elected position not recertified.***

**Contact IMRF with questions**

If you have questions about your elected officials' participation in IMRF, please contact IMRF's General Counsel, Kathy O'Brien, at 630-368-5352.

Sincerely,

A handwritten signature in black ink, appearing to read "Louis W. Kosiba". The signature is fluid and cursive, with the first name "Louis" and last name "Kosiba" clearly legible.

Louis W. Kosiba  
Executive Director



**A RESOLUTION RELATING TO PARTICIPATION BY ELECTED OFFICIALS  
IN THE ILLINOIS MUNICIPAL RETIREMENT FUND**

## **INCOME TAX INFORMATION**

All elected officials eligible to participate in IMRF are considered active participants in an employer sponsored retirement plan under the Internal Revenue Code, **even if the official does not elect to participate in IMRF**, and are subject to the IRA deductibility limits imposed by law.

**IMRF**

2211 York Road, Suite 500, Oak Brook, Illinois 60523-2337

Employer Only Phone: 1-800-728-7971

[www.imrf.org](http://www.imrf.org)

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

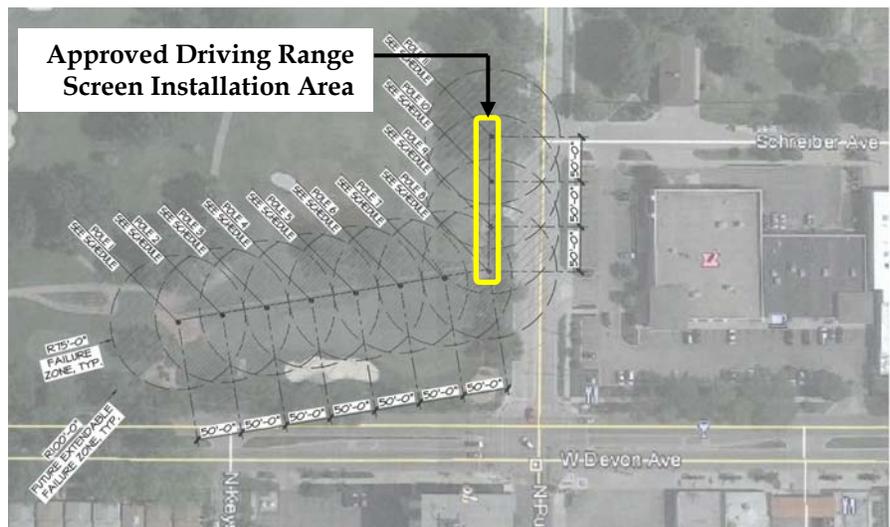
**AGENDA ITEM NO:** 2

**ORIGINATING DEPARTMENT:** Community Development

**SUBJECT:** Approval of an Ordinance Waiving Enforcement of Section 14-14-10 of the Municipal Code of Lincolnwood for Installation of a Netting System at 6600 North Crawford Avenue

## **SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

On May 11, 2017, the Village issued Building Permit #170225 to the Bryn Mawr Country Club, Property Owner at 6600 North Crawford Avenue, to install a screen protecting a portion of Crawford Avenue from their golf driving range. Ace Golf Netting, LP is the contractor hired by the Property Owner to complete the work.



Work is expected to begin on June 12, 2017. The Property Owner hopes to have construction completed in two weeks, though this timeline would be more realistic if permission were granted to allow for work on Saturday afternoons and on Sundays. According to the Property Owner, they would like to complete this project as soon as possible in order to reduce the likelihood of errant golf balls on Crawford Avenue.

Section 14-14-10 of the Village Code prohibits construction after noon on Saturdays and all day on Sundays. The Property Owner is requesting a Waiver of Enforcement of these regulations to allow the following additional hours of construction:

- Saturday, June 17, 2017: 12:00 p.m. to 4:00 p.m.
- Sunday, June 18, 2017: 8:00 a.m. to 4:00 p.m.
- Saturday, June 24, 2017: 12:00 p.m. to 4:00 p.m.
- Sunday, June 25, 2017: 8:00 a.m. to 4:00 p.m.

The Property Owner has stated that the Contractor will, to the extent possible, use the extended hours to complete work that has minimal impact on neighboring properties, such as the hanging of netting. To the extent possible, more impactful work, such as the delivery and pouring of concrete, would be

minimized during the extended hours. In order to allow the Contractor to work during the prohibited hours, the Village Board must waive enforcement of the Village Code. Staff is recommending approval of this request.

**FINANCIAL IMPACT:**

None

**DOCUMENTS ATTACHED:**

1. Proposed Ordinance
2. Letter of Request from Bryn Mawr Country Club

**RECOMMENDED MOTION:**

**Move to approve** an Ordinance waiving enforcement of Section 14-14-10 of the Municipal Code of Lincolnwood for installation of a netting system at 6600 North Crawford Avenue.

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2017- \_\_\_\_\_**

**AN ORDINANCE WAIVING ENFORCEMENT OF SECTION 14-14-10  
OF THE MUNICIPAL CODE OF LINCOLNWOOD  
FOR INSTALLATION OF A NETTING SYSTEM  
AT 6600 NORTH CRAWFORD AVENUE**

WHEREAS, the Village of Lincolnwood is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, Bryn Mawr Country Club ("**BMCC**") is the record title owner of that certain real property commonly known as 6600 North Crawford Avenue, Lincolnwood, Illinois ("**Property**"); and

WHEREAS, BMCC, a not-for-profit organization organized under the laws of the State of Illinois, operates a private golf course and country club on the Property; and

WHEREAS, BMCC desires to install a new netting system around a portion of the Property abutting Crawford Avenue ("**Proposed Netting System**"); and

WHEREAS, pursuant to Section 14-14-10 of the Municipal Code of Lincolnwood ("**Village Code**"), construction in the Village is permitted on Saturdays only between the hours of 7:00 a.m. and 12:00 p.m., and is prohibited at all times on Sundays; and

WHEREAS, in order to expedite the completion of the installation of the Proposed Netting System, BMCC has filed a request with the Village President and Board of Trustees, seeking a waiver of enforcement of Section 14-14-10 of the Village Code to permit the performance of the installation of the Proposed Netting System on Saturdays between 7:00 a.m. and 4:00 p.m., and on Sundays between 8:00 a.m. and 4:00 p.m., beginning on June 17, 2017 and continuing through June 25, 2017 ("**Requested Waiver**"); and

WHEREAS, the President and Board of Trustees have considered the request of Bryn Mawr Country Club and have determined that it will grant the Requested Waiver, but only in accordance with the provisions of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LINCOLNWOOD, COOK COUNTY, ILLINOIS, as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. WAIVER. In accordance with the home rule powers of the Village, the Village President and Board of Trustees hereby waive the enforcement of Section 14-14-10 of the Village Code to permit BMCC to perform the installation of the Proposed Netting System on Saturdays between 7:00 a.m. and 4:00 p.m., and on Sundays between 8:00 a.m. and 4:00 p.m., beginning on June 17, 2017 and continuing through June 25, 2017.

SECTION 3. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance are to remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 4. EFFECTIVE DATE. This Ordinance will be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2017.

AYES: \_\_\_\_\_

NAYS:

ABSENT:

ABSTENTION:

APPROVED by me this \_\_\_\_ day of \_\_\_\_\_, 2017.

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Barry I. Bass, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this  
\_\_\_\_ day of \_\_\_\_\_, 2017

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Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois



May 30, 2017

Attn: Lincolnwood Village Board of Trustees

We will be installing a new netting system at our practice facility very soon. We secured the building permit on May 11<sup>th</sup> and greatly appreciate the cooperation to date of your staff and management team. The new netting will be higher and extended to include an area along Crawford Avenue. Tree losses attributed to the Emerald Ash Borer have made the area along Crawford Avenue a particularly vulnerable area.

Our contractor, Ace Netting from Texas, will begin work on Monday, June 12<sup>th</sup>. We are hopeful that the work can be completed in two weeks, but in order to accomplish that we are asking for an exception on the permit stipulation that prohibits work on Saturday afternoons and Sundays.

There are almost no homes that will be impacted by the associated construction noise and our contractor has assured me that he can keep any noise to a minimum on the weekends by using that time to hang the netting system and by not scheduling any large truck (such as concrete truck) deliveries.

This project is very important to us; when completed, we will greatly minimize the likelihood of errant golf balls finding their way onto the street thus making the area much safer. I know the village will appreciate that too.

We would request that Ace Netting be given 4 extra hours of work on Saturday (7 AM-4 PM) and 8 hours of extra work on Sunday (8 AM-4 PM). We are optimistic that this exception might only be for one weekend; likely in good weather that this entire project can be completed by Friday, June 23<sup>rd</sup>. However, we would ask that the village consider this request for two weekends; June 17-18 and June 24-25.

Thank you for giving this variance request your thoughtful consideration.

Sincerely,

Brian A. Bossert, CGCS  
Certified Golf Course Superintendent  
Bryn Mawr Country Club

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 3

**ORIGINATING DEPARTMENT:** Community Development

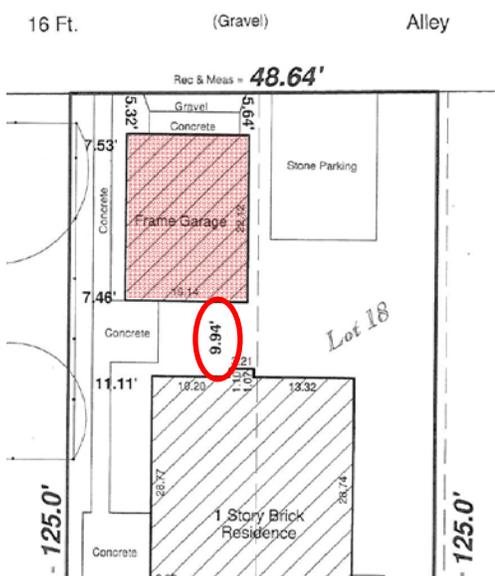
**SUBJECT:** Approval of an Ordinance in Case #ZB-05-17 to Approve a Variation from the Zoning Code to Allow Construction of a New Accessory Structure Less than 15 Feet From the Nearest Wall of the Principal Building at 4308 West Pratt Avenue

## SUMMARY AND BACKGROUND OF SUBJECT MATTER:

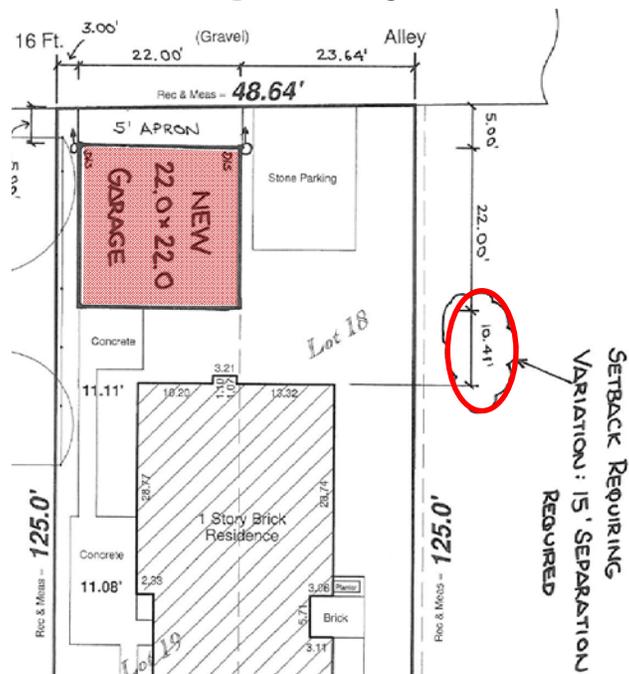
Andrew Venamore, Petitioner, on behalf of Deborah and Scott Weil, Property Owners, seeks approval of a Variation to allow the construction of a new garage less than 15 feet away from the nearest wall of the house. The proposed garage, which would accommodate two cars, would replace an existing one-car garage that is in disrepair.

The Petitioner is requesting the Variation based on constraints of the residential lot. According to the Petitioner, the location of the house and its proximity to the rear lot line make it impossible to accommodate a garage with an appropriate depth and required setbacks from both the principal structure and the rear alley. The proposed garage would be located 10.41 feet from the principal structure. (The existing garage is located 9.94 feet from the principal structure.) The proposed garage would comply with all other zoning regulations.

**Existing Garage Location**



**Proposed Garage Location**



Section 3.08 of the Zoning Code (attached) establishes regulations for accessory structures. Specifically, subsection (4)a states “a detached accessory building shall not be nearer than 15 feet from the nearest wall of the principal building, nor within 60 feet of the front lot line.”

#### Requested Zoning Action

The Petitioner seeks approval of a Variation to allow the construction of a new accessory structure less than 15 feet from the nearest wall of the principal building (Section 3.08(4)a).

#### **Public Hearing**

The Zoning Board of Appeals held a Public Hearing at their May 17, 2017 meeting. Petitioner Andrew Venamore and Property Owners Deborah and Scott Weil stated that the proposed two-car garage would replace an existing one-car garage in generally the same location on the lot. Mr. Venamore stated that the existing garage is in a state of disrepair, and that there is not adequate room on the property to meet all zoning regulations and accommodate replacement of the existing garage. The principal structure takes up most of the lot which does not leave much room for this type of improvement. Mr. Venamore stated that the 260-square-foot stone parking pad adjacent to the existing garage will be removed and planted with grass, resulting in a net reduction of impervious surface by 143-square feet.

Prior to the ZBA hearing, a resident at 6821 North Lowell Avenue submitted a letter expressing concerns that the enlarged garage may increase flooding in the north/south portion of the alley just north of the subject property. However, Commissioners deemed this concern to be addressed based on the proposed removal of the parking pad and the resulting overall net reduction in impervious surface on the subject property.

Commissioner Nickell requested that removal of the stone parking pad be included in any ZBA action.

Development Manager Hammel stated that similar cases have generally been supported by the ZBA over the past several years. Commissioner O'Brien clarified for the benefit of other Commissioners that the ZBA has generally considered a two-car garage as the “base line” minimum standard when considering Variations for residential properties in Lincolnwood.

Public comments were invited but none were received.

#### **Zoning Board of Appeals Recommendation**

By a unanimous vote (6-0), the Zoning Board of Appeals recommends approval of a Variation to allow the construction of a new accessory structure less than 15 feet from the nearest wall of the principal building, with the condition that the existing stone parking pad be removed and replaced with grass.

#### **FINANCIAL IMPACT:**

None

**DOCUMENTS ATTACHED:**

1. Proposed Ordinance
2. May 17, 2017 Staff Report to ZBA
3. May 17, 2017 ZBA Minutes Excerpt (Draft)
4. Pertinent Village Code Sections
5. Petitioner Application for Variation
6. Design Plans and Elevations
7. Photos of 4308 West Pratt Avenue
8. Comment Letter Received Prior to ZBA Hearing

**RECOMMENDED MOTION:**

**Move to approve** an Ordinance granting a Variation from the Zoning Code to permit construction of a new accessory structure less than 15 feet from the nearest wall of the principal building at 4308 West Pratt Avenue, with the condition that the existing stone parking pad be removed and replaced with grass.

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2017-\_\_\_\_\_**

**AN ORDINANCE GRANTING A VARIATION  
FOR THE CONSTRUCTION OF A DETACHED GARAGE**

(4308 West Pratt Avenue)

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF LINCOLNWOOD  
THIS \_\_\_\_ DAY OF JUNE, 2017.

Published in pamphlet form  
by the authority of the  
President and Board of Trustees  
of the Village of Lincolnwood,  
Cook County, Illinois this  
\_\_\_\_\_ day of \_\_\_\_\_, 2017

---

Village Clerk

**AN ORDINANCE GRANTING A VARIATION  
FOR THE CONSTRUCTION OF A DETACHED GARAGE**  
(4308 West Pratt Avenue)

WHEREAS, Deborah Weil and Scott Weil (collectively, the "*Owner*") are the record title owners of that certain property located in the R-3 Residential District ("*R-3 District*"), commonly known as 4308 West Pratt Avenue, and legally described in **Exhibit A** attached to and, by this reference, made a part of this Ordinance ("*Property*"); and

WHEREAS, the Property is improved with a single-family residential structure ("*Principal Structure*") and a detached garage ("*Existing Garage*"); and

WHEREAS, pursuant to Section 3.08(4)(a) of "The Village of Lincolnwood Zoning Ordinance," as amended ("*Zoning Ordinance*"), the minimum distance between a detached accessory building and the nearest wall of the principal building on the same lot is 15 feet; and

WHEREAS, the Owner desires to demolish the Existing Garage and to construct a new detached garage in the rear yard of the property, in approximately the same location as the Existing Garage ("*Proposed Garage*"); and

WHEREAS, pursuant to Section 2.02 of the Zoning Ordinance, the Proposed Garage will be classified as an accessory building; and

WHEREAS, the Proposed Garage will be located approximately 10.41 feet from the nearest wall of the Principal Structure, in violation of the minimum distance requirement set forth in Section 3.08(4)(a) of the Zoning Ordinance; and

WHEREAS, in order to construct the Proposed Garage, Mach 1, Inc. ("*Applicant*"), on behalf of the Owner, has filed an application for a variation from the minimum distance requirement set forth in Section 3.08(4)(a) of the Zoning Ordinance ("*Requested Variation*"); and

WHEREAS, a public hearing of the Zoning Board of Appeals ("*ZBA*") of the Village of Lincolnwood to consider approval of the Requested Variations was duly advertised in the *Lincolnwood Review* on April 27, 2017 and held on May 17, 2017; and

WHEREAS, on May 17, 2017, the ZBA made findings and recommendations in support of the Requested Variation, subject to specified conditions; and

WHEREAS, the Village President and Board of Trustees have determined that the Requested Variation meets the required standards for variations as set forth in Article V of the Zoning Ordinance; and

WHEREAS, the Village President and Board of Trustees have determined that it will serve and be in the best interests of the Village to grant the Requested Variation, subject to the conditions, restrictions, and provisions of this Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF LINCOLNWOOD, COOK COUNTY, ILLINOIS,** as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. APPROVAL OF REQUESTED VARIATION. In accordance with and pursuant to Article V of the Zoning Ordinance and the home rule powers of the Village, and subject to, and contingent upon, the conditions, restrictions, and provisions set forth in Section Three of this Ordinance, the Village President and Board of Trustees hereby grant a variation from Section 3.08(4)(a) of the Zoning Ordinance to decrease the minimum required distance between the Proposed Garage and the nearest wall of the Principal Structure, from 15 feet to 10.41 feet.

SECTION 3. CONDITIONS. Notwithstanding any use or development right that may be applicable or available pursuant to the provisions of the Zoning Ordinance, the approval granted pursuant to Section 2 of this Ordinance is hereby expressly subject to, and contingent upon, the development, use, and maintenance of the Property in compliance with each and all of the following conditions:

- A. Compliance with Regulations. Except to the extent specifically provided otherwise in this Ordinance, the development, use, operation, and maintenance of the Principal Structure, the Proposed Garage, and the Property must comply at all times with all applicable Village codes and ordinances, as the same have been or may be amended from time to time.
- B. Compliance with Plans. Except for minor changes and site work approved by the Village Zoning Officer or the Village Engineer (for matters within their respective permitting authorities) in accordance with all applicable Village standards, the development, use, operation, and maintenance of the Principal Structure, the Proposed Garage, and the Property must comply with the following plans, copies of which are attached to and, by this reference, made a part of this Ordinance as **Group Exhibit B** (collectively, the "*Plans*").
  - 1. The Plat of Survey/Proposed Site Plan, prepared by Central Survey Company, Inc., consisting of one page, and dated March 7, 2017; and
  - 2. The Detached Garage - Hip Roof Plan, prepared by Danley's Garage World, consisting of two sheets.
- C. Removal of Stone Parking Pad. The Owner must remove the stone parking pad currently on the Property, and must replace such pad with grass.
- D. Limitation of Variation. The variation granted in Section Two of this Ordinance applies and is limited only to the Proposed Garage, as depicted in the Plans. No future alterations or modifications that are not in conformity with the requirements of the Zoning Ordinance may be made to the Principal Structure or to the Proposed Garage without first obtaining Village approval in accordance with the applicable provisions of the Zoning Ordinance.
- E. Reimbursement of Village Costs. In addition to any other costs, payments, fees, charges, contributions, or dedications required under applicable Village codes,

ordinances, resolutions, rules, or regulations, the Owner must pay to the Village, promptly upon presentation of a written demand or demands therefor, all legal fees, costs, and expenses incurred or accrued in connection with the review, negotiation, preparation, consideration, and review of this Ordinance. Payment of all such fees, costs, and expenses for which demand has been made must be made by a certified or cashier's check. Further, the Owner must pay upon demand all costs incurred by the Village for publications and recordings required in connection with the aforesaid matters.

SECTION 4. RECORDATION; BINDING EFFECT. A copy of this Ordinance will be recorded with the Cook County Recorder of Deeds. This Ordinance and the privileges, obligations, and provisions contained herein inures solely to the benefit of, and be binding upon, the Owner and each of its heirs, representatives, successors, and assigns.

SECTION 5. FAILURE TO COMPLY WITH CONDITIONS. Upon the failure or refusal of the Owner or the Applicant to comply with any or all of the conditions, restrictions, or provisions of this Ordinance, as applicable, the variation granted in Section Two of this Ordinance will, at the sole discretion of the Village President and Board of Trustees, by ordinance duly adopted, be revoked and become null and void; provided, however, that the Village President and Board of Trustees may not so revoke the variations granted in Section Two of this Ordinance unless they first provide the Owner and the Applicant with two months advance written notice of the reasons for revocation and an opportunity to be heard at a regular meeting of the Village President and Board of Trustees. In the event of revocation, the development and use of the Property will be governed solely by the regulations of the R-3 District and the applicable provisions of the Zoning Ordinance, as the same may, from time to time, be amended. Further, in the event of such revocation, the Village Manager and Village Attorney are hereby authorized and directed to bring such zoning enforcement action as may be appropriate under the circumstances.

SECTION 6. AMENDMENTS. Any amendments to the variation granted in Section Two of this Ordinance that may be requested by the Owner or the Applicant after the effective date of this Ordinance may be granted only pursuant to the procedures, and subject to the standards and limitations, provided in the Zoning Ordinance.

SECTION 7. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance will remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 8. EFFECTIVE DATE.

- A. This Ordinance will be effective only upon the occurrence of all of the following events:
1. Passage by the Village President and Board of Trustees in the manner required by law;
  2. Publication in pamphlet form in the manner required by law; and

3. The filing by the Owner and the Applicant with the Village Clerk of an Unconditional Agreement and Consent, in the form of **Exhibit C** attached to and, by this reference, made a part of this Ordinance, to accept and abide by each and all of the terms, conditions, and limitations set forth in this Ordinance and to indemnify the Village for any claims that may arise in connection with the approval of this Ordinance.

B. In the event the Owner or the Applicant do not file fully executed copies of the Unconditional Agreement and Consent, as required by Section 8.A.3 of this Ordinance, within 30 days after the date of final passage of this Ordinance, the Village President and Board of Trustees will have the right, in their sole discretion, to declare this Ordinance null and void and of no force or effect.

PASSED this \_\_\_ day of June, 2017.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTENTION: \_\_\_\_\_

APPROVED by me this \_\_\_ day of June, 2017.

\_\_\_\_\_  
Barry Bass, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this  
\_\_\_\_\_ day of \_\_\_\_\_, 2017

\_\_\_\_\_  
Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois

**EXHIBIT A**

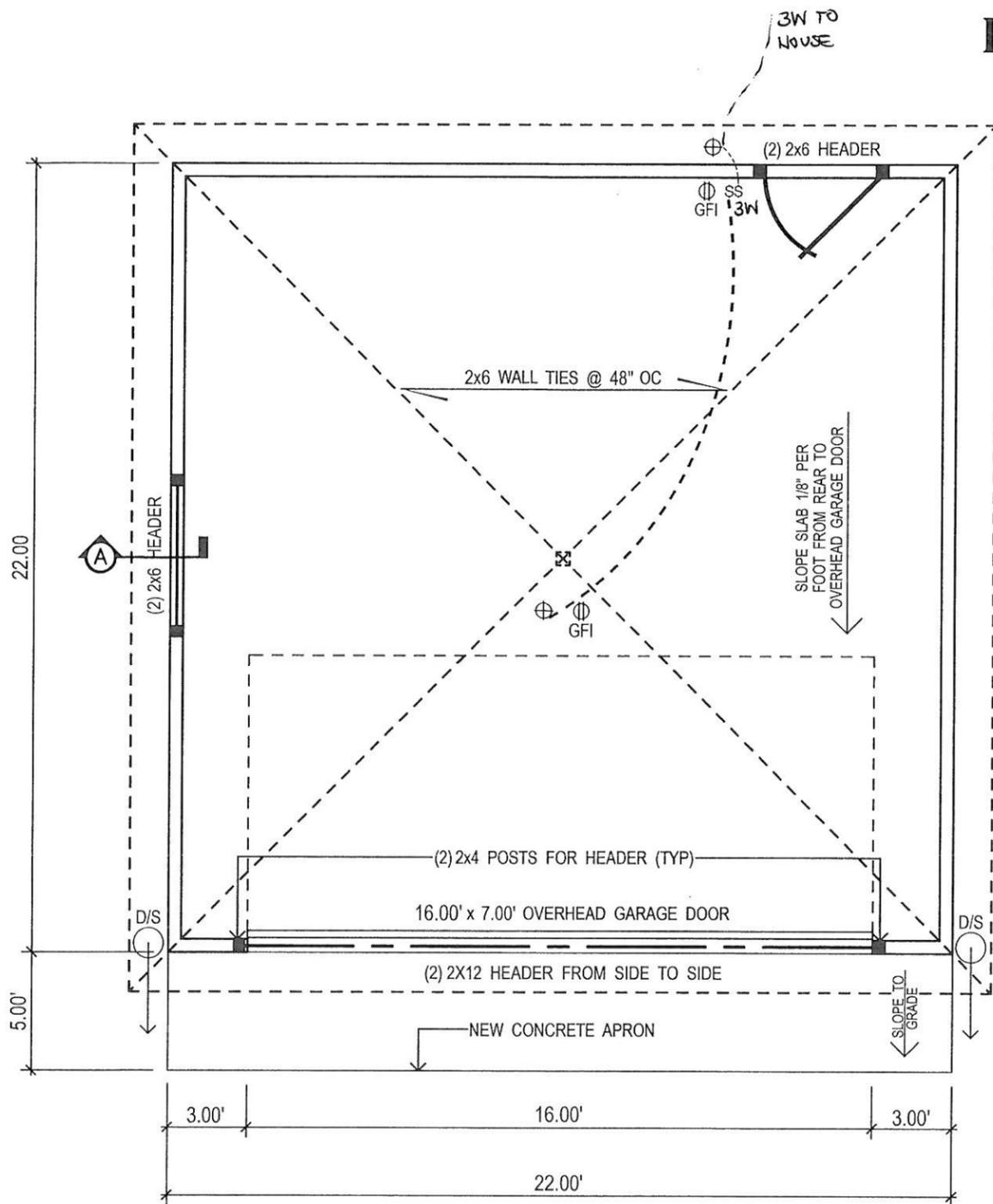
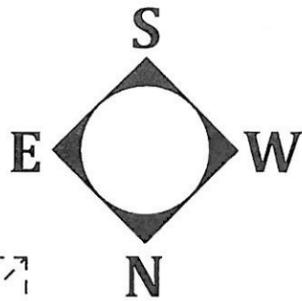
**LEGAL DESCRIPTION OF THE PROPERTY**

Commonly known as: 4308 West Pratt Avenue, Lincolnwood, Illinois.

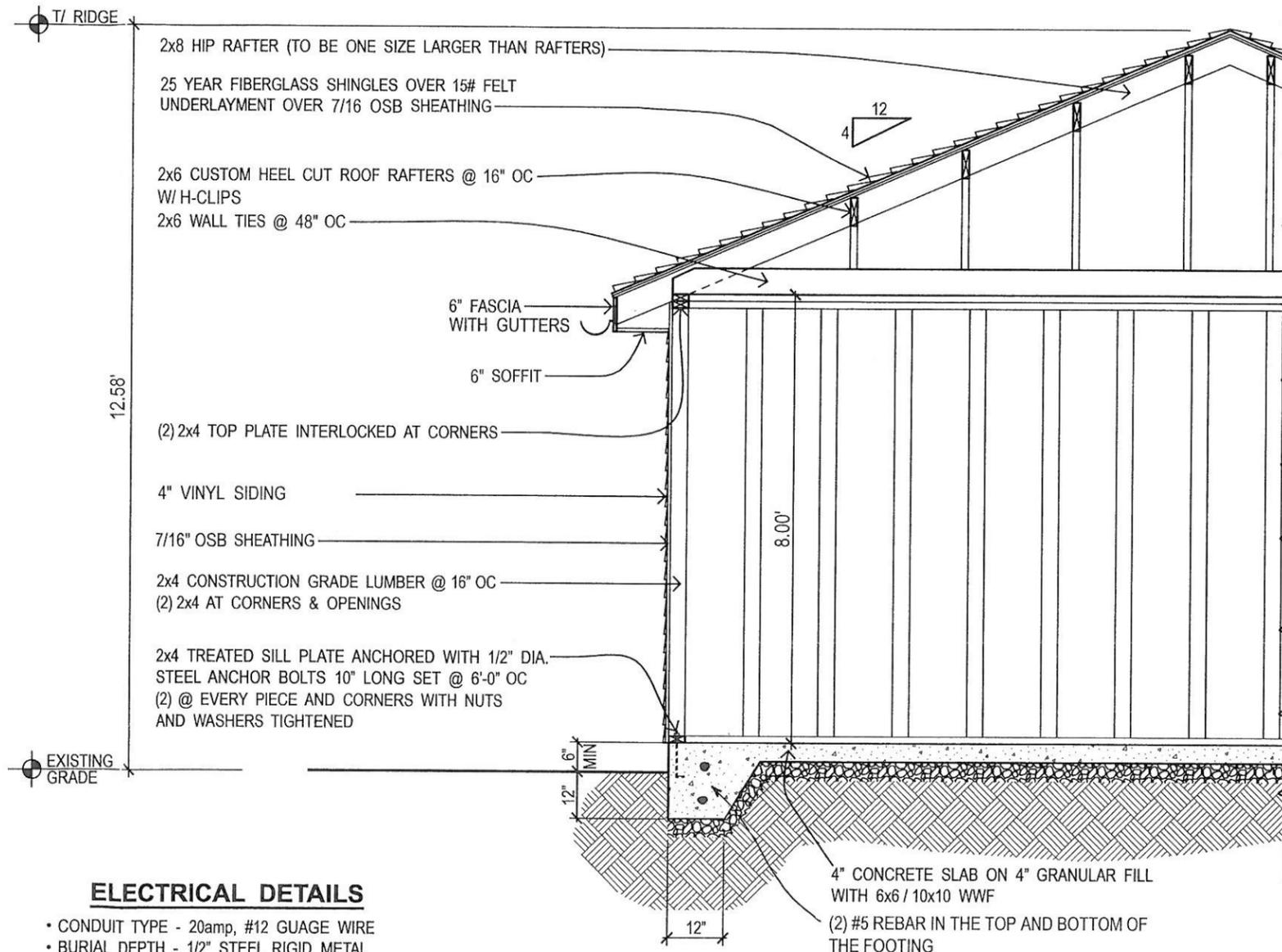
PIN: 10-34-224-065-0000

**GROUP EXHIBIT B**

**PLANS**



**FLOOR PLAN**



**ELECTRICAL DETAILS**

- CONDUIT TYPE - 20amp, #12 GAUGE WIRE
- BURIAL DEPTH - 1/2" STEEL RIGID METAL CONDUIT, 18" DEEP
- WIRING - SEPARATE CIRCUIT TO SERVICE PANEL

**BUILDING SECTION**

**NOTE: DRAWINGS ARE NOT TO SCALE**

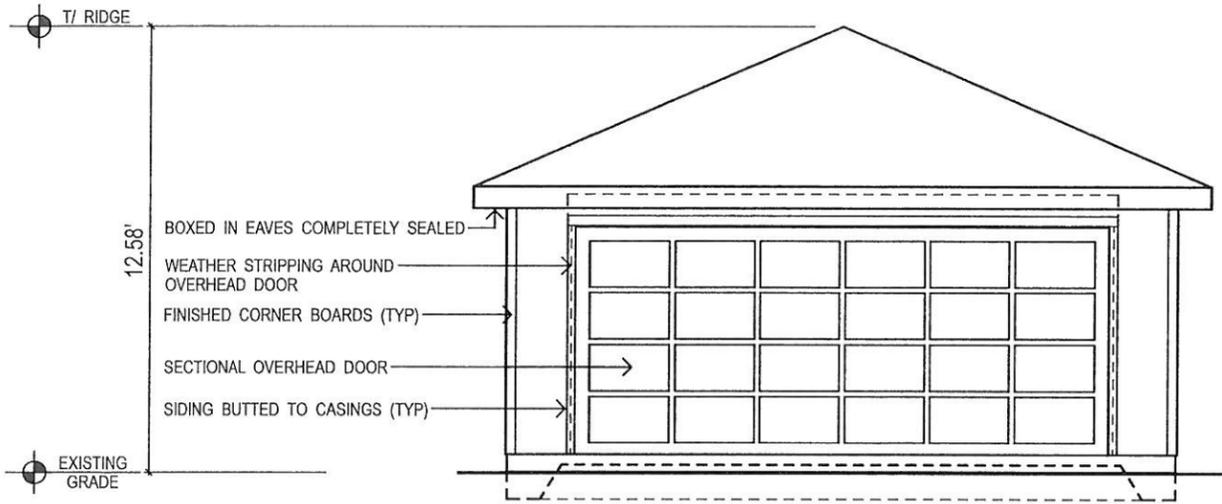


**DETACHED GARAGE - HIP ROOF**  
**4308 W. PRATT AVENUE, LINCOLNWOOD - SCOTT & DEBORAH WEIL**

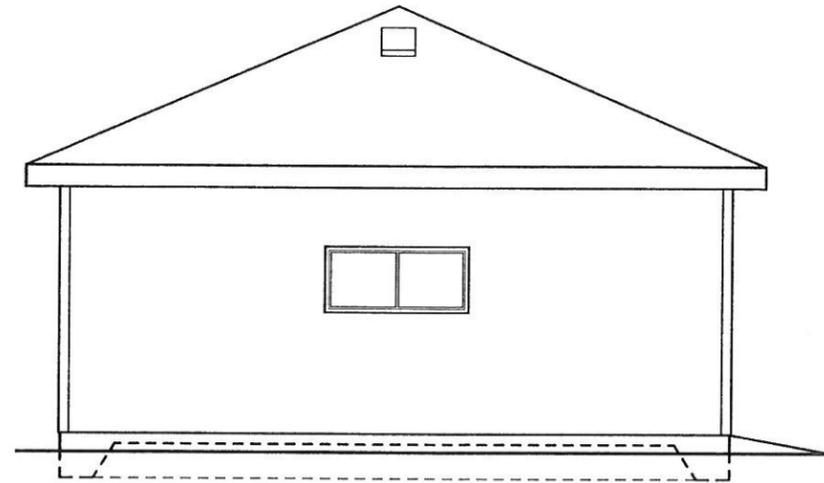
CONTRACTOR:  
**DANLEY'S GARAGE WORLD**  
 612 ACADEMY DRIVE  
 NORTHBROOK, IL. 60062  
 PHONE: 847/562-9393  
 FAX: 847/562-1939

SHEET NAME:  
**FLOOR PLAN & BUILDING SECTION**  
 SHEET NUMBER:  
**1 OF 2**

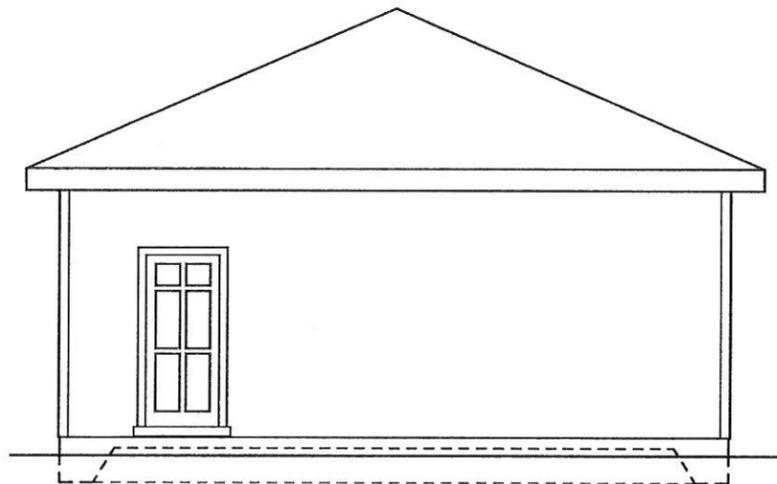
SPECIFIC WINDOW AND DOOR STYLES SHOWN  
ON PLANS ARE REPRESENTATIVE ONLY



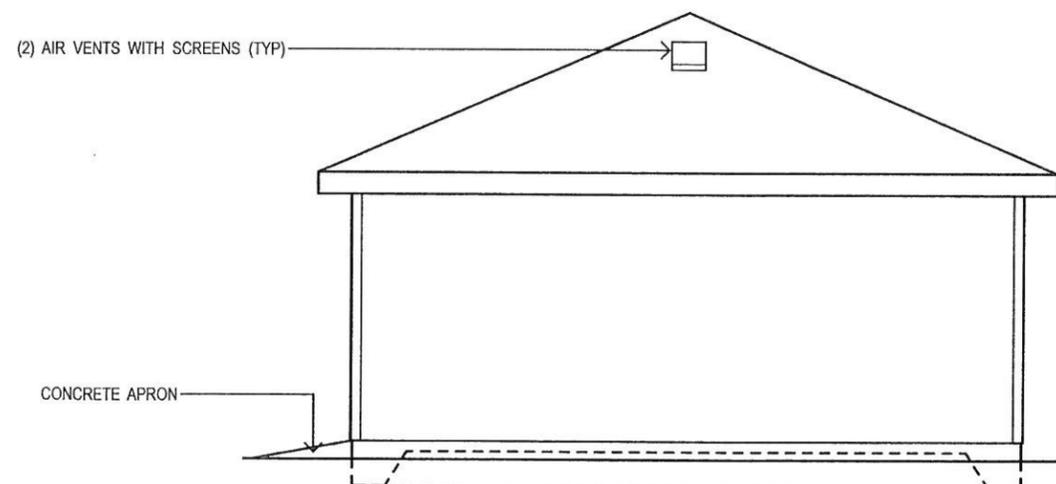
NORTH ELEVATION



EAST ELEVATION



SOUTH ELEVATION



WEST ELEVATION

NOTE: DRAWINGS ARE NOT TO SCALE



**DETACHED GARAGE - HIP ROOF**  
4308 W. PRATT AVENUE, LINCOLNWOOD - SCOTT & DEBORAH WEIL

CONTRACTOR:  
**DANLEY'S GARAGE WORLD**  
612 ACADEMY DRIVE  
NORTHBROOK, IL. 60062  
PHONE: 847/562-9390  
FAX: 847/562-1939

SHEET NAME:  
**ELEVATIONS**  
SHEET NUMBER:  
**2 OF 2**

## **EXHIBIT C**

### **UNCONDITIONAL AGREEMENT AND CONSENT**

TO: The Village of Lincolnwood, Illinois ("**Village**");

**WHEREAS**, Deborah Weil and Scott Weil (collectively, the "**Owner**") are the record title owners of that certain property located in the R-3 Residential District, commonly known as 4308 West Pratt Avenue, in the Village ("**Property**"); and

**WHEREAS**, Ordinance No. 2017-\_\_\_\_\_, adopted by the Village President and Board of Trustees on \_\_\_\_\_, 2017 ("**Ordinance**"), grants a variation from "The Village of Lincolnwood Zoning Ordinance" to permit the construction of a detached garage on the Property; and

**WHEREAS**, Section Eight of the Ordinance provides, among other things, that the Ordinance will be of no force or effect unless and until the Owner and Mach 1, Inc. ("**Applicant**") have filed, within 30 days following the passage of the Ordinance, their unconditional agreement and consent to accept and abide by each and all of the terms, conditions, and limitations set forth in the Ordinance;

**NOW, THEREFORE**, the Owner and the Applicant do hereby agree and covenant as follows:

1. The Owner and the Applicant do hereby unconditionally agree to, accept, consent to, and will abide by, each and all of the terms, conditions, limitations, restrictions, and provisions of the Ordinance.
2. The Owner and the Applicant acknowledge that public notices and hearings have been properly given and held with respect to the adoption of the Ordinance, have considered the possibility of the revocation provided for in the Ordinance, and agree not to challenge any such revocation on the grounds of any procedural infirmity or a denial of any procedural right.
3. The Owner and the Applicant acknowledge and agree that the Village is not and will not be, in any way, liable for any damages or injuries that may be sustained as a result of the Village's granting of a variation for the Property or its adoption of the Ordinance, and that the Village's approvals do not, and will not, in any way, be deemed to insure the Owner or the Applicant against damage or injury of any kind and at any time.

4. The Owner and the Applicant do hereby agree to hold harmless and indemnify the Village, the Village's corporate authorities, and all Village elected and appointed officials, officers, employees, agents, representatives, and attorneys, from any and all claims that may, at any time, be asserted against any of such parties in connection with the Village's adoption of the Ordinance granting the variation for the Property.

Dated: \_\_\_\_\_, 2017

**SCOTT WEIL**

**DEBORAH WEIL**

\_\_\_\_\_

\_\_\_\_\_

ATTEST:

**MACH 1, INC.**

By: \_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

Its: \_\_\_\_\_



## Zoning Board of Appeals Staff Report

### Case #ZB-05-17

May 17, 2017

**Subject Property:**  
4308 West Pratt Avenue

**Zoning District:** R-3, Residential

**Petitioner:** Andrew Venamore of Mach 1, Inc., on behalf of Deborah and Scott Weil, Property Owners

**Requested Action:** Variation to allow the construction of a new accessory structure less than 15 feet from the nearest wall of the principal building



**Nature of Request:** The Petitioner seeks a Variation to allow the development of a two-car garage in such a manner that the nearest wall of the principal building will be less than 15 feet from the garage. The new garage would be approximately 10.41 feet from the nearest wall of the principal building. (The existing garage is 9.94' from the nearest wall of the principal building.)

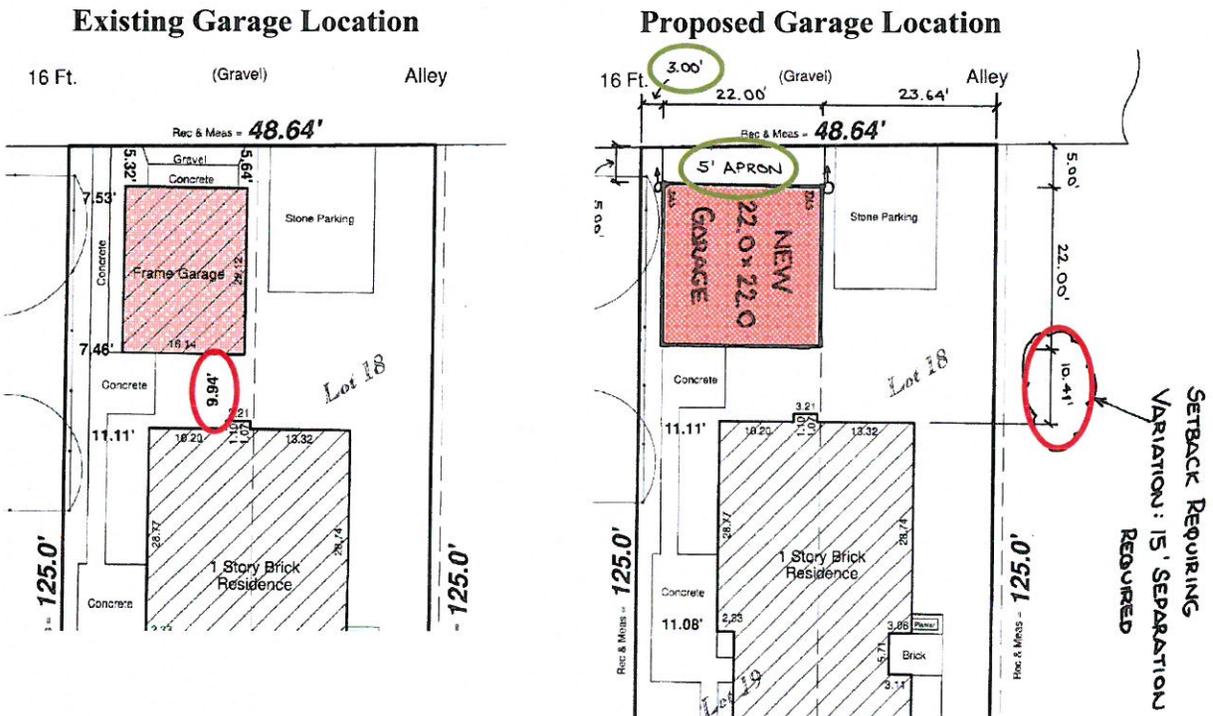
**Notification:** Notice was published in the Lincolnwood Review on April, 2017, a Public Hearing Sign installed at 4308 West Pratt Avenue, and Legal Notices were mailed on April 27, 2017 to Properties within 250 Feet.

### **Summary of Request**

The Petitioner is seeking zoning relief to allow the construction of a two-car garage at 4308 West Pratt Avenue. The new garage would replace an existing one-car garage that, according to the Petitioner, is in disrepair. The new garage would be located in the same general area as the existing garage and would be compliant with standards related to setbacks from the alley along the north and property line to the west. The new garage would be located approximately six inches further away from the nearest wall of the principal structure than the existing garage. The east wall of the new garage will be located approximately 1.4 feet further to the east than the wall of the existing garage. All other characteristics of the new garage will be in compliance with the Zoning Ordinance.

**Requested Relief:**

Section 3.08 of the Zoning Code (attached) establishes regulations for accessory structures. Specifically, subsection (4)a states “a detached accessory building shall not be nearer than 15 feet from the nearest wall of the principal building, nor within 60 feet of the front lot line.” As shown in the Plat of Survey, the existing garage is 9.94 feet from the nearest façade of the house. The new garage will be located in generally the same location. It will increase the distance between the garage and façade of the house to 10.41 feet, but will not meet the required 15-foot separation. It will be slightly closer to the alley, but will maintain the five-foot setback required by the zoning ordinance. It will be located slightly closer to the western property line, but will maintain the three-foot setback required by the zoning ordinance.



**Considerations:**

The application submitted by the Petitioner indicates that the original home was built toward the rear of the lot and has an elongated footprint, resulting in inadequate space to accommodate the required five-foot setback from the alley, a functional garage depth and the required 15-foot separation from the primary structure. The Petitioner also states that the existing garage is “decrepit” and it must be replaced to ensure safe storage of the owner’s vehicles. The petitioner’s application and design plans for the new garage can be found in Attachments #1-4 of this report.

**Variation Standards**

Section 5.15(7) Major Variations of the Village zoning ordinance identifies eight standards related to this case to be used in determining “whether in a specific case there are practical difficulties or particular hardships in the way of carrying out the strict letter of this Zoning Ordinance.” These standards are identified in Attachment #5 of this report. Village regulations regarding accessory structures can be found in attachment #6 of this report.

**Public Comment**

All public comments received are provided in full in Attachment #7 of this report. They are summarized as follows.

Ronald Grossman, resident at 6821 North Lowell Avenue, expressed concerns regarding the impact the new garage could have on the existing flooding issues in the alley between Kildare Avenue and Lowell Avenue on the 6800 block. His letter found in Attachment #7 includes photos of recent flooding.

**Conclusion**

The Petitioner is seeking zoning relief to allow the construction of a two-car garage at 4308 West Pratt Avenue. This request is based on the need to replace the existing garage that is in deteriorating condition, and constraints placed on the property by the placement and dimensions of the existing primary structure.

**Documents Attached**

1. Zoning Variation Application
2. Plat of Survey
3. Design Plans and Elevations
4. Photos of 4308 West Pratt Avenue
5. Variation Standards
6. Village Code Section 3.08 Accessory Buildings, Structures, and Uses
7. Public Comment



**DRAFT MEETING MINUTES  
OF THE  
ZONING BOARD OF APPEALS  
MAY 17, 2017 – 7:00 P.M.**

**LINCOLNWOOD VILLAGE HALL  
COUNCIL CHAMBERS  
6900 NORTH LINCOLN AVENUE  
LINCOLNWOOD, ILLINOIS 60712**

**MEMBERS PRESENT:**

Acting Chairman Kathy O'Brien  
Paul Grant  
Bruce Heller  
Martina Keller  
Chris Nickell  
Kirill Vorobeychik

**MEMBERS ABSENT:**

Chairman Herb Theisen

**STAFF PRESENT:**

Doug Hammel, AICP, Community Development Manager

**I. Call to Order**

Acting Chairman O'Brien noted a quorum of six members and welcomed Mr. Bruce Heller, the newest member of the Zoning Board of Appeals. The meeting was called to order at 7:00 p.m.

**II. Pledge of Allegiance**

**III. Approval of Minutes**

**Motion to approve** the April 19, 2017 Plan Commission Minutes was made by Commissioner Grant and seconded by Commissioner Keller.

**Aye: Grant, Keller, Heller, Nickell, Vorobeychik, and O'Brien**

**Nay: None**

**Motion Approved: 6-0**

**IV. Case #ZB-05-17: 4308 West Pratt Avenue – Garage Variation**

**DRAFT**

Acting Chairman O'Brien announced Case #ZB-05-17 for consideration of a request by Deborah and Scott Weil, property owners, to allow the replacement of a one-car garage with a new two-car garage in the rear yard. The proposed garage requires a Variation to allow it to be less than

fifteen feet from the nearest wall of the primary structure at 4308 West Pratt Avenue. Acting Chairman O'Brien swore in Mr. Andrew Venamore, 602 Academy Drive, Northbrook, Illinois, and Scott and Deborah Weil. Acting Chairman O'Brien disclosed that she is acquainted with Mr. Venamore professionally, but has had no contact with him regarding this case.

Development Manager Hammel provided background on the property at 4308 West Pratt Avenue which is a single-family home in the R-3, Residential Zoning District. The property currently has a one-car garage to the north end of the property abutting the rear alley which is just under ten feet from the primary structure. The new 22-foot by 22-foot two-car garage will be basically in the same footprint as the existing garage and will be 10.41 feet away from the primary structure. This is being accomplished by reducing the space between the garage and the alley while still maintaining the five-foot setback requirement. The three-foot setback for an accessory structure will be maintained on the west edge of the property. The existing and proposed site plan were presented for comparison and review. Development Manager Hammel stated that all other zoning requirements have been met.

The Standards for Granting Variations were presented for review and discussion to ascertain if the Standards have been met. One letter was received from a resident at 6821 North Lowell Avenue regarding flooding concerns in the north/south portion of the alley just north of the property. Development Manager Hammel noted that other similar cases that have generally been approved by the Zoning Board of Appeals.

Mr. Venamore stated that the existing garage is in a state of disrepair which is driving the request for this new two-car garage. Mr. Venamore stated the Weil's hardship is the existing condition of the property. The principal structure takes up most of the lot which does not leave much room for this type of improvement. The 260-square-foot stone parking pad adjacent to the existing garage will be removed and planted with grass, resulting in a net reduction of impervious surface by 143-square feet. This will allow the lot itself to reduce the runoff of water into the alley.

Commissioner Nickell asked that the removal of the stone parking pad be included in any recommendation.

Acting Chairman O'Brien asked if anyone in the audience would like to address the Zoning Board of Appeals regarding this issue. Let the record state that no one came forward.

**Motion to approve** the Variation request for a new 22-foot by 22-foot two-car garage, with the stipulation that the stone parking pad be removed and replaced with sod, was made by Commissioner Grant and seconded by Commissioner Heller. This request will be heard at the June 6, 2017 Village Board meeting.

**Aye: Grant, Heller, Keller, Nickell, Vorobeychik, and O'Brien**

**Nay: None**

**Motion Approved: 6-0**

# Attachment #4 Pertinent Village Code Sections

## Accessory Structure Regulations Excerpt

Section 3.08(4) Except as otherwise regulated herein, an accessory building hereafter erected, altered, enlarged, or moved on a lot shall conform with the following:

- a. A detached accessory building shall not be nearer than 15 feet from the nearest wall of the principal building, nor within 60 feet of the front lot line.

## Variation Standards

Section 5.15 Major Variations

(7) Standards. In determining whether in a specific case there are practical difficulties or particular hardships in the way of carrying out the strict letter of this Zoning Ordinance, there shall be taken into consideration the extent to which the following facts are established:

- a. The requested major Variation is consistent with the stated intent and purposes of this Zoning Ordinance and the Comprehensive Plan;
- b. The particular physical surroundings, shape, or topographical conditions of the subject property would bring a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of this Zoning Ordinance is enforced;
- c. The conditions upon which the petition for the Variation is based would not be applicable generally to other property within the same zoning district;
- d. The Variation is not solely and exclusively for the purpose of enhancing the value of or increasing the revenue from the property;
- e. The alleged difficulty or hardship has not been created by any person presently having an interest in the property;
- f. The granting of the Variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located;
- g. The Variation granted is the minimum change to the Zoning Ordinance standards necessary to alleviate the practical hardship on the subject property; and
- h. The proposed Variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire, or otherwise endanger the public safety, or substantially diminish or impair property values within the neighborhood.



**VILLAGE OF LINCOLNWOOD Public Hearing Application**  
**Community Development Department Variations**

**SUBJECT PROPERTY**

Property Address: 4308 W. PRATT AVENUE

Permanent Real Estate Index Number(s): 10-34-224-065

Zoning District: R-3 Lot Area: 6,079 S.F.

List all existing structures on the property. Include fencing, sheds, garages, pools, etc.  
S.F.R., DETACHED GARAGE, WEST SIDE REAR FENCE, PATIOS AND SIDEWALKS

Are there existing development restrictions affecting the property?  Yes  No

(Examples: previous Variations, conditions, easements, covenants) If yes, describe: \_\_\_\_\_

**REQUESTED ACTION**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Variation - Residential | <input type="checkbox"/> Variation - Signs/Special Signs |
| <input type="checkbox"/> Variation - Non-Residential        | <input type="checkbox"/> Minor Variation                 |
| <input type="checkbox"/> Variation - Off-Street Parking     | <input type="checkbox"/> Other                           |
| <input type="checkbox"/> Variation - Design Standards       |  |

**PROJECT DESCRIPTION**

Describe the Request and Project: REPLACEMENT DETACHED GARAGE THAT DOES NOT SATISFY THE REQUIRED 15-FOOT SEPARATION (existing garage separation is also non-conforming).

**PROPERTY OWNER/PETITIONER INFORMATION**

**Property Owner(s):** *(List all Beneficiaries if Trust)*

Name: DEBORAH AND SCOTT WEIL

Address: 4308 W. PRATT AVENUE, LINCOLNWOOD

Telephone: (847) 840-5785 Fax: ( ) E-mail: gudforme4@icloud.com

**Petitioner:** *(if Different from Owner)*

Name: ANDREW VENAMORE, MACH 1, INC. Relationship to Property: ZONING SPECIALIST

Address: 602 ACADEMY DRIVE, NORTHBROOK, IL 60062

Telephone: (224) 619-4539 Fax: (224) 326-2483 E-mail: andrew@venamore.net

**NOTICE OF REASONABLE ACCOMMODATION PROCESS**

An alternate process is provided by the Village for persons with disabilities or handicaps who seek a Reasonable Accommodation from the Zoning Code regulations in order to gain equal access to housing. If you seek a Reasonable Accommodation from the Zoning Code based on disability or handicap, do not complete this application form, but rather a separate application for Reasonable Accommodation. For more information on this process, consult Section 4.06(3) of the Zoning Code, or contact the Community Development Department at 847.673.7402.

**EXPLANATION OF VARIATION  
VILLAGE OF LINCOLNWOOD  
4308 W. Pratt Avenue, Deborah and Scott Weil**

- 1. The requested major variation is consistent with the stated intent and purposes of this Zoning Ordinance and the Comprehensive Plan:**

This replacement garage project is consistent with the zoning ordinance and comprehensive plan principles as it avoids congestion in the public streets by getting two vehicles into secure private off-street parking, will conserve (and likely increase) the taxable value of land and buildings within the Village, will maintain adequate natural light, pure air, and safety from fire and other dangers and will protecting the public health, safety, comfort, morals, convenience, and general welfare.

- 2. The particular physical surroundings, shape or topographical conditions of the subject property would bring a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of this Zoning Ordinance is enforced:**

When this home was constructed, it was located more towards the rear of the lot and its design was elongated, which limited the opportunity for a comply garage location. With only 38 feet from the back of the home to the rear property line (PL), in addition to the required 5-foot rear yard setback and the 15-foot structure separation requirement, there is little left for a practical depth garage. The strict application of the separation requirement means that the owner's existing decrepit garage (which needs to be replaced) cannot be updated without relief from the ordinance requirements – which creates a hardship as they endeavor to improve their property.

- 3. The conditions upon which the petition for the variation is based would not be applicable generally to other property within the same zoning district:**

The location (with less than 38 feet in the rear yard) and depth of the existing S.F.R. (occupying over 46% of the 125-foot depth of the lot), are hampering the simple replacement of this existing standard 2-car garage. With a current separation of 9.94 feet, and a garage that is already over 22-feet deep there is no possible way of replacing this decrepit garage with a structure that will permit the parking of the owners vehicles and comply with the 15-foot separation requirement.

- 4. The variation is not solely and exclusively for the purpose of enhancing the value of or increasing the revenue from the property:**

The intent behind the project is to provide a newer garage that will allow for the parking of the owner's vehicles undercover by replacing an older ineffective

structure. While there will be an overall improvement in the value of the property as a result of this project, that is not the specific intent of the owner.

**5. The alleged difficulty or hardship has not been created by any person presently having an interest in the property:**

The hardship for this owner is related to the location and size of the existing S.F.R. and the strict requirements for separating the principle and accessory buildings by 15 feet. As the existing condition is already less than 10 feet (at 9.94 feet), this project will actually improve that existing non-conforming condition by proposing a setback of 10.41 feet. The hardship was created by the original owner/builder of the property and their construction which was likely approved under a different set of zoning requirements, which now impact the current owner.

**6. The granting of the variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located:**

Since the current garage is located off the alley, and this proposal is intended to update and replace that older structure, this standard use will not be injurious to other property nor detrimental to the public welfare within the neighborhood vicinity.

**7. The variation granted is the minimum change to the Zoning Ordinance standards necessary to alleviate the practical hardship on the subject property:**

The proposal, which reduces the existing non-conforming condition by approximately 5%, is the minimum change possible to the zoning ordinance that would permit a replacement of the existing structure.

**8. The proposed variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire, or otherwise endanger the public safety, or substantially diminish or impair property values within the neighborhood:**

Since there is already an existing garage located at the rear of this property, there will be little change in the supply of light and air onto adjacent properties nor any specific increase in the danger of fire, or diminished property values as a result of this replacement garage receiving zoning relief. There may in fact be some improvement to all these items based on the fact that a newer garage will be an improvement to the neighborhood.



VILLAGE OF LINCOLNWOOD  
COMMUNITY DEVELOPMENT DEPT.

Zoning Calculations  
Accessory Structure

Please fill out this form for all permits involving new detached accessory structures  
(Garages and sheds)

ADDRESS 4308 W. PRATT AVENUE

ZONING DISTRICT R-3

TOTAL LOT AREA = WIDTH 48.64' X LENGTH 125.00 = 6,079.0 Sq.Ft.

ZONING ACCESSORY STRUCTURE SETBACKS

	Required	Proposed
FROM SIDE PROPERTY LINE	<u>3.00'</u> Ft.	<u>3.00'</u> Ft.
FROM SIDE PROPERTY LINE	<u>3.00'</u> Ft.	<u>23.64</u> Ft.
FROM REAR PROPERTY LINE	<u>5.00'</u> Ft.	<u>5.00</u> Ft.
<u>DISTANCE BETWEEN HOUSE AND ACCESSORY STRUCTURE</u> EXISTING IS N/C: <u>9.94'</u>	Minimum 15 Ft.	<u>10.41</u> Ft.

ZONING CALCULATION INSTRUCTIONS

	Permitted	Proposed Total
60% TOTAL LOT COVERAGE (Lot area)	<u>6,079.00</u> X .60 = <u>3,647.40</u> Sq.Ft.	<u>2,735.63</u> Sq.Ft.
35% BUILDING COVERAGE (Lot area)	<u>6,079.00</u> X .35 = <u>2,127.65</u> Sq.Ft.	<u>1,951.88</u> Sq.Ft.
30% REAR YARD BLDG. COV. (Rear yard)	<u>1,829.40</u> X .30 = <u>548.22</u> Sq.Ft.	<u>484.00</u> Sq.Ft.

AREA CALCULATIONS

	Existing	Proposed Changes	Proposed Total
A. BUILDING COVERAGE	<u>1,824.90</u> Sq.Ft.	<u>+ 126.98</u> Sq.Ft.	<u>1,951.88</u> Sq.Ft.
B. DRIVEWAY/APRON	<u>63.04</u> Sq.Ft.	<u>+ 46.16</u> Sq.Ft.	<u>110.00</u> Sq.Ft.
C. SIDEWALKS	<u>478.75</u> Sq.Ft.	<u>- 54.00</u> Sq.Ft.	<u>424.75</u> Sq.Ft.
D. PATIO/OTHER IMPERVIOUS SURFACE	<u>249.00</u> Sq.Ft.	<u>0.00</u> Sq.Ft.	<u>249.00</u> Sq.Ft.

	Permitted	Proposed
<u>ACCESSORY STRUCTURE HEIGHT</u> (Measured from finished grade)	Maximum 17 Ft.	<u>12.58</u> Ft.

VARIATION REQUIRED

No

Yes

For BLDG. SEPARATION

The undersigned hereby acknowledges the accuracy of the above information and accepts full responsibility for any discrepancies or inaccuracies.

Property Owners Signature

4/7/17  
Date

COMMUNITY DEVELOPMENT DEPT. • 6900 N. LINCOLN AVE. • LINCOLNWOOD, IL 60712 •

PHONE: 847-673-7402 • FAX: 847-673-7456



TREE CITY USA.

STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF COOK )

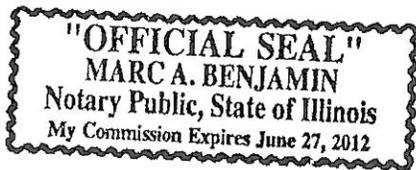
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Arnold N. Weil and Adele P. Weil, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and official seal, this 5<sup>th</sup> day of October, 2011.



Notary Public

My Commission expires 06/27, 2012



**THIS INSTRUMENT PREPARED BY:**

Marc A. Benjamin  
Weiss Benjamin Gussin Block LLP  
801 Skokie Boulevard, Suite 100  
Northbrook, Illinois 60062

**MAIL TO:**

Marc A. Benjamin  
Weiss Benjamin Gussin Block LLP  
801 Skokie Boulevard, Suite 100  
Northbrook, Illinois 60062

**SEND SUBSEQUENT TAX BILLS TO:**

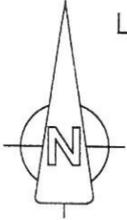
Arnold N. Weil and Adele P. Weil, Co-Trustees  
4308 West Pratt  
Lincolnwood, Illinois 60648

# Plat of Survey

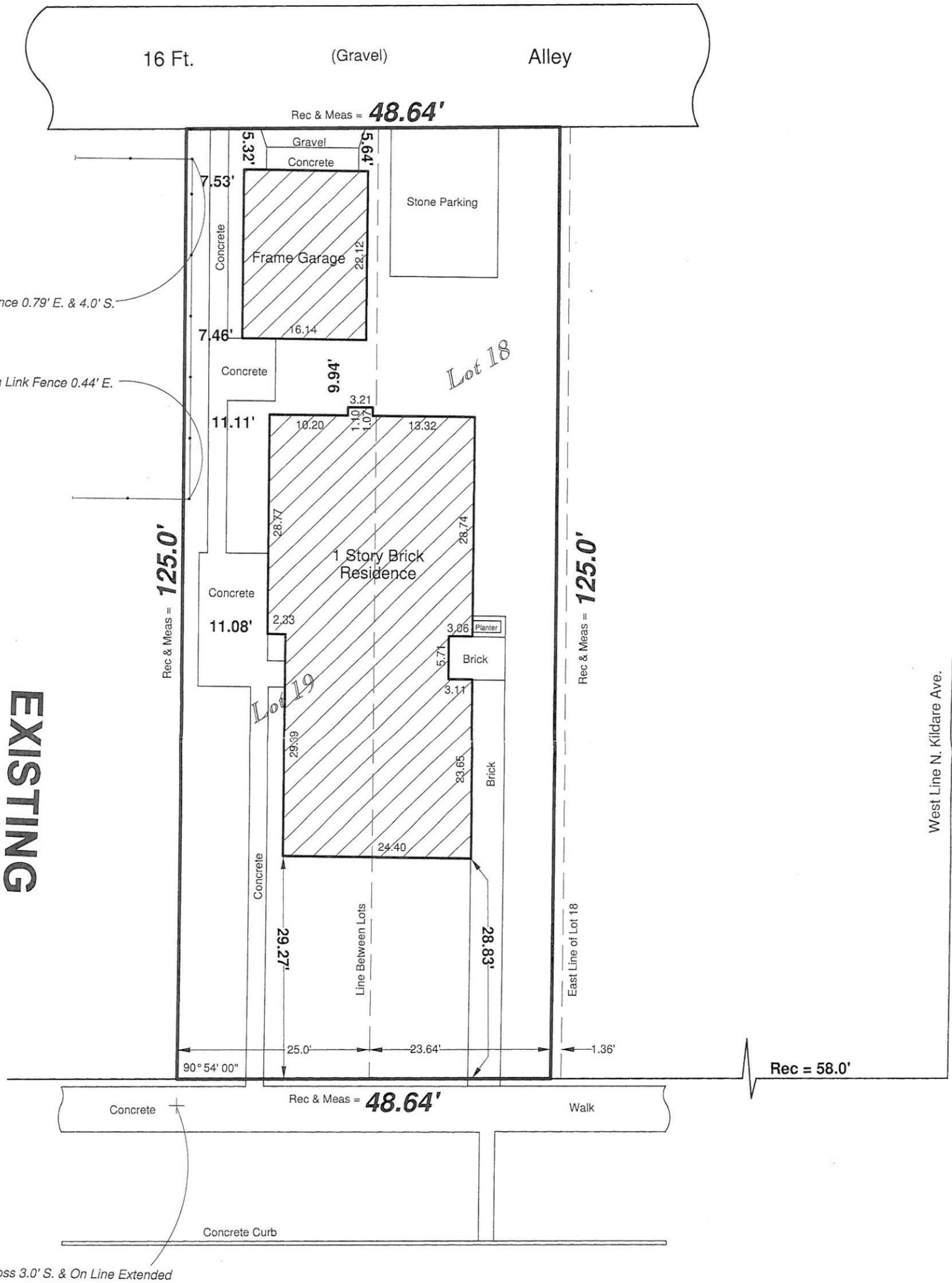
Central Survey Company, Inc., 6415 N. Caldwell Ave., Chicago, Illinois 60646-2713  
 Phone (773) 631-5285 www.Centralsurvey.com Fax (773) 775-2071

## Legal Description

Lot 18 (except the West 1.36 feet thereof) and all of Lot 19 in Block 3 in Pratt Avenue Subdivision of the South 1/2 of the Southwest 1/4 of the Northeast 1/4 of Section 34, Township 41 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois  
 Commonly Known as: 4308 W. Pratt Ave., Lincolnwood, Illinois  
 Area of Land Described: 6,079 Sq. Ft.



**EXISTING  
SITE PLAN**



**W. Pratt Ave.**

**Legend**

- N. = North
- S. = South
- E. = East
- W. = West
- (TYP) = Typical
- Rec = Record
- Meas = Measure
- St. = Street
- Ave. = Avenue

Decimal/Inch Conversions		
0.01' = 1/8"	0.08' = 1"	0.58' = 7"
0.02' = 1/4"	0.17' = 2"	0.67' = 8"
0.03' = 3/8"	0.25' = 3"	0.75' = 9"
0.04' = 1/2"	0.33' = 4"	0.83' = 10"
0.05' = 5/8"	0.42' = 5"	0.92' = 11"
0.06' = 3/4"	0.50' = 6"	1.00' = 12"

NOTE: Property corners were NOT staked per customer.  
 Scale: 1 Inch equals 15 Feet.  
 Ordered By: MACH 1  
 Order Number: 4308C  
 Assume no dimension from scaling upon this plat. Compare all points before building and report any difference at once. For building restrictions refer to your abstract, deed, contract and local ordinances.

State of Illinois )  
 County of Cook ) S.S.

Central Survey LLC does hereby certify that an on the ground survey per record description of the land shown hereon was performed on March 7, 2017 and that the map or plat hereon drawn is a correct representation of said survey. When bearings are shown the bearing base is assumed. Dimensions are shown in feet and hundredths and are correct at a temperature of 68° Fahrenheit.

Dated this 7th day of March 2017

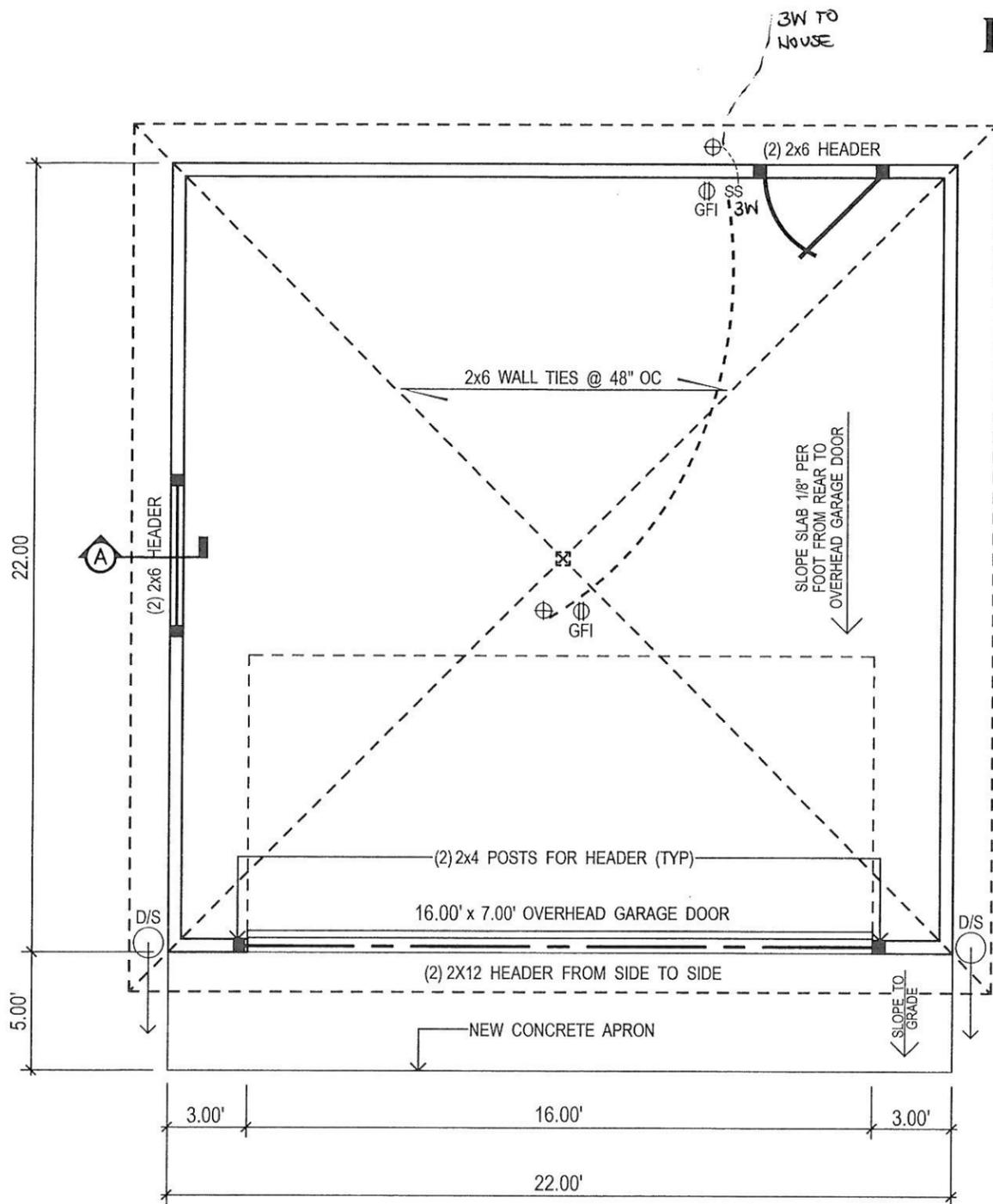
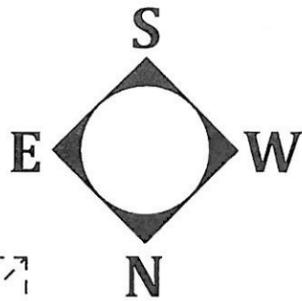
*William R. Webb*

William R. Webb P.L.S. #2190 (exp.11/30/2018) Professional Design Firm Land Surveying LLC (#184-004113)

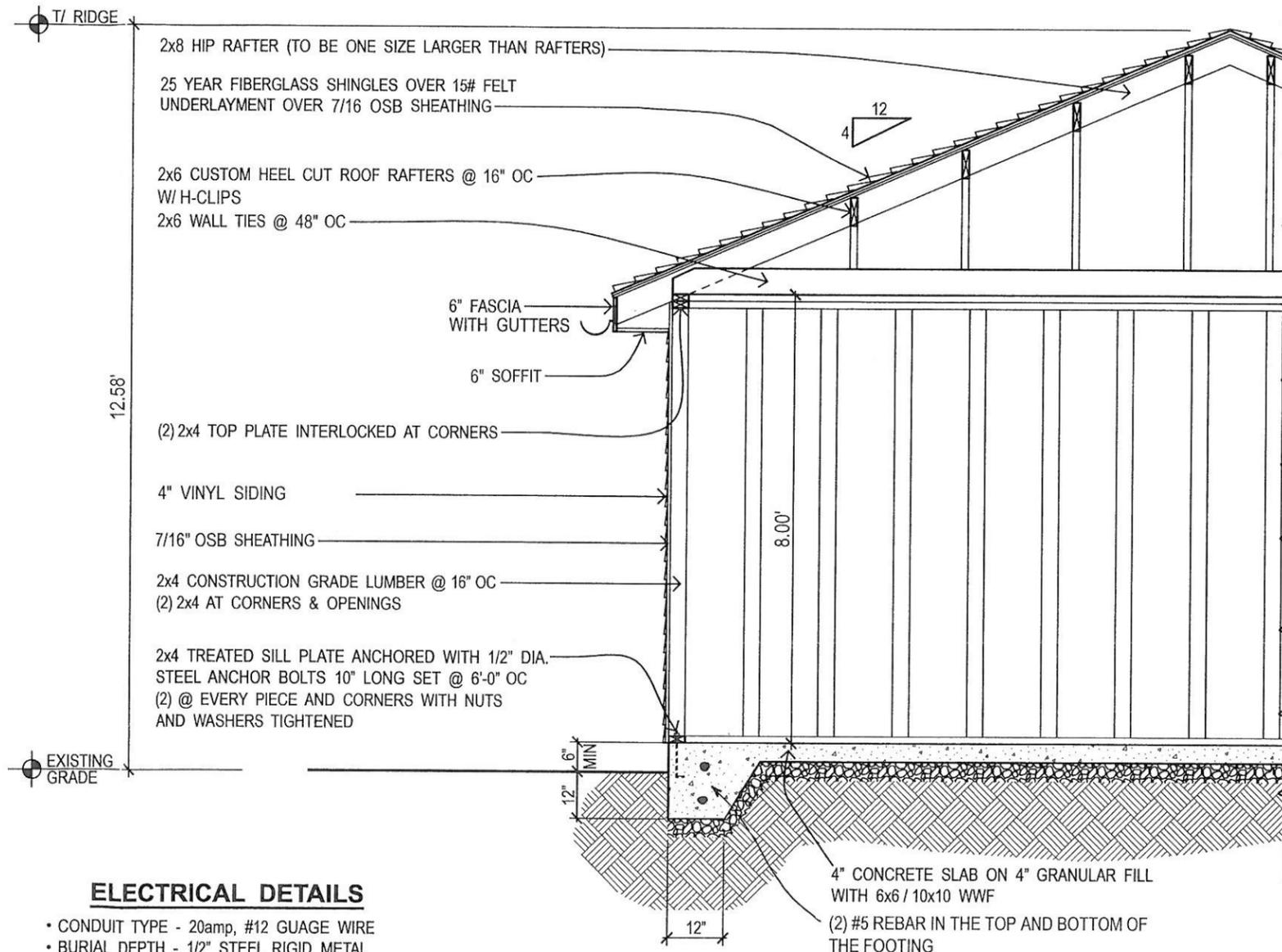


This professional service conforms to current Illinois minimum standards for a boundary survey.





**FLOOR PLAN**



**ELECTRICAL DETAILS**

- CONDUIT TYPE - 20amp, #12 GAUGE WIRE
- BURIAL DEPTH - 1/2" STEEL RIGID METAL CONDUIT, 18" DEEP
- WIRING - SEPARATE CIRCUIT TO SERVICE PANEL

**BUILDING SECTION**

**NOTE: DRAWINGS ARE NOT TO SCALE**

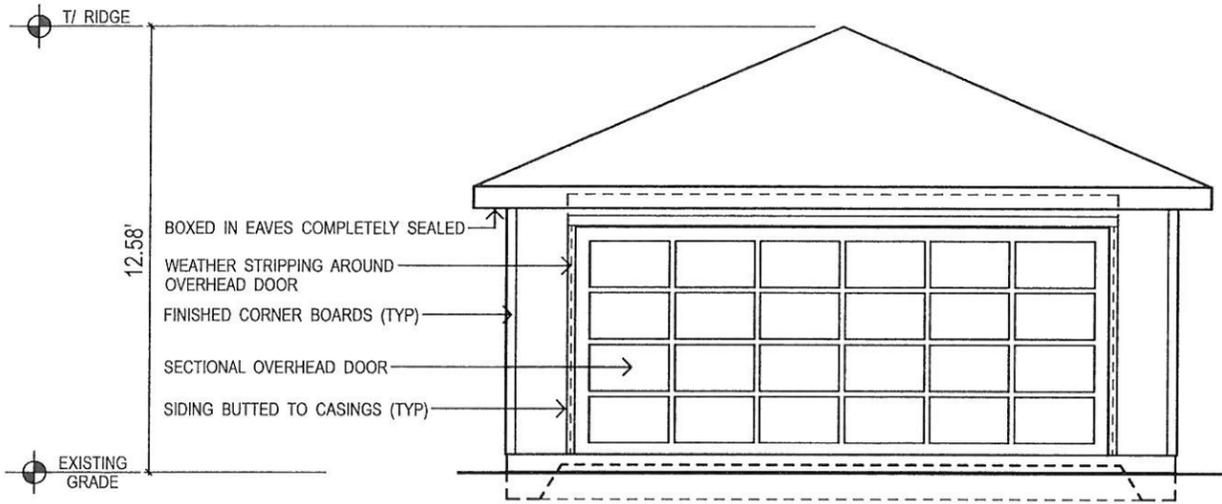


**DETACHED GARAGE - HIP ROOF**  
**4308 W. PRATT AVENUE, LINCOLNWOOD - SCOTT & DEBORAH WEIL**

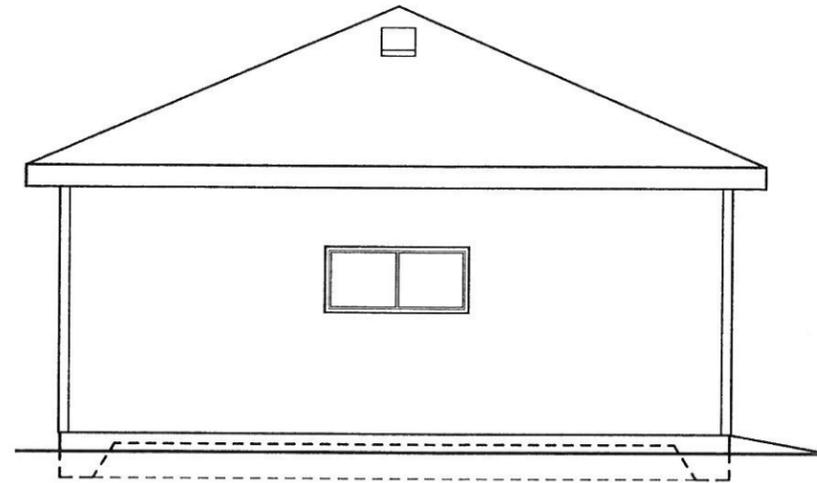
CONTRACTOR:  
**DANLEY'S GARAGE WORLD**  
 612 ACADEMY DRIVE  
 NORTHBROOK, IL. 60062  
 PHONE: 847/562-9393  
 FAX: 847/562-1939

SHEET NAME:  
**FLOOR PLAN & BUILDING SECTION**  
 SHEET NUMBER:  
**1 OF 2**

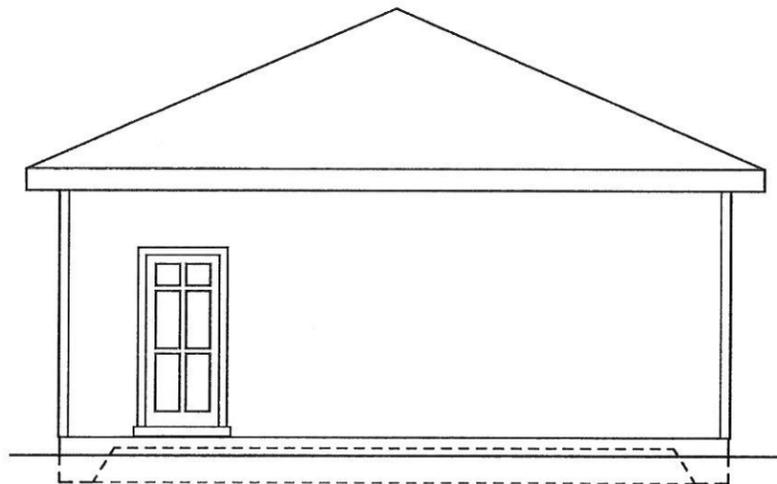
SPECIFIC WINDOW AND DOOR STYLES SHOWN  
ON PLANS ARE REPRESENTATIVE ONLY



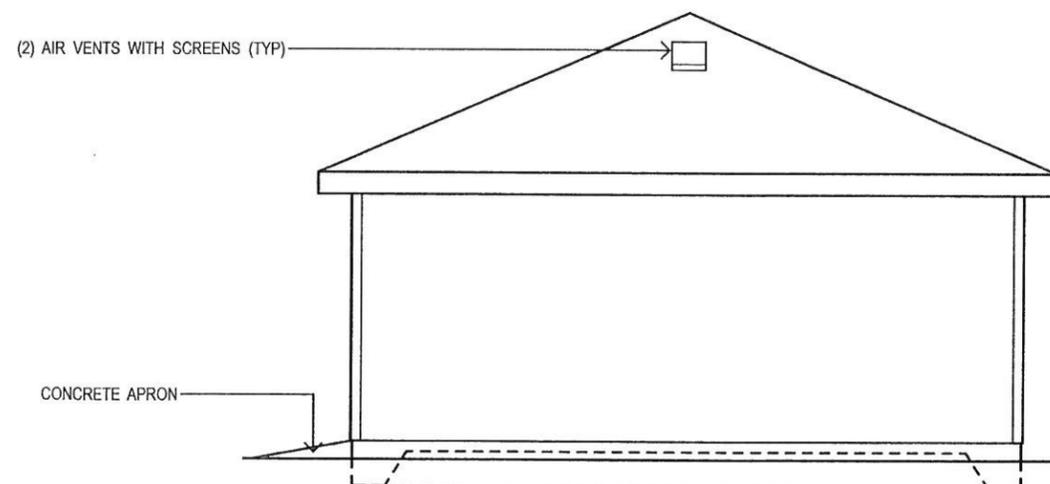
NORTH ELEVATION



EAST ELEVATION



SOUTH ELEVATION



WEST ELEVATION

NOTE: DRAWINGS ARE NOT TO SCALE

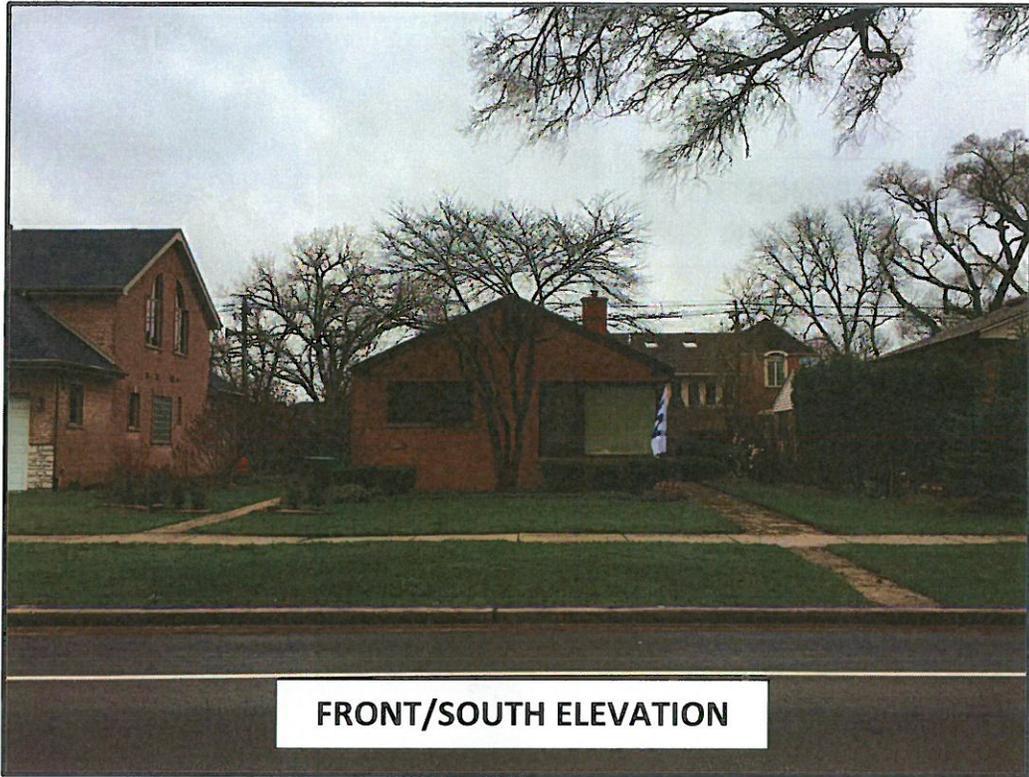


**DETACHED GARAGE - HIP ROOF**  
4308 W. PRATT AVENUE, LINCOLNWOOD - SCOTT & DEBORAH WEIL

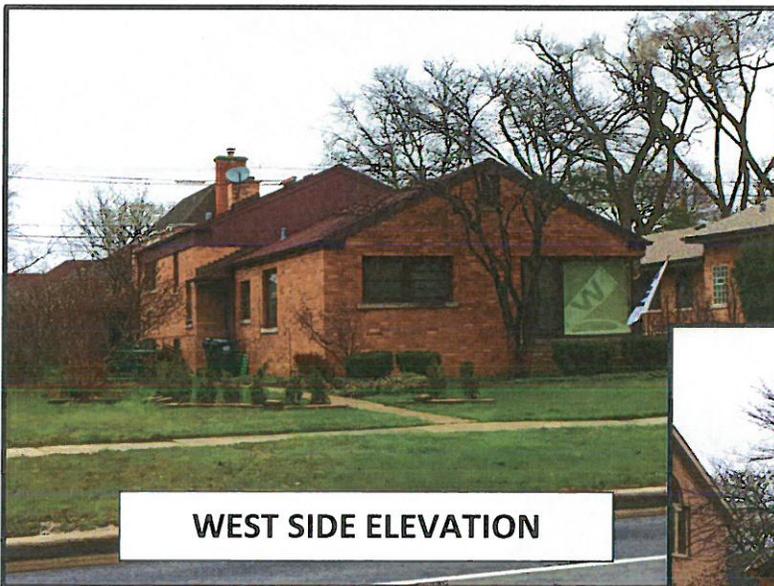
CONTRACTOR:  
**DANLEY'S GARAGE WORLD**  
612 ACADEMY DRIVE  
NORTHBROOK, IL. 60062  
PHONE: 847/562-9390  
FAX: 847/562-1939

SHEET NAME:  
**ELEVATIONS**  
SHEET NUMBER:  
**2 OF 2**

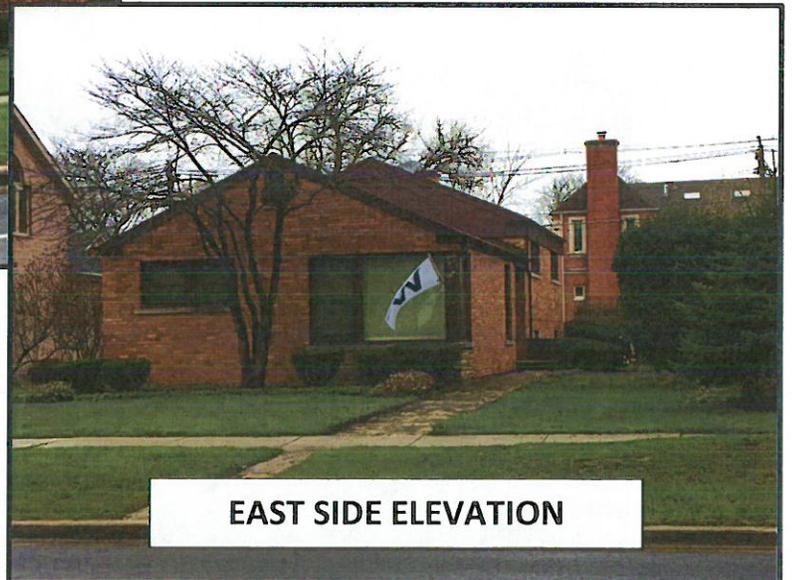
**4803 W. PRATT AVENUE  
DETACH GARAGE**



**FRONT/SOUTH ELEVATION**



**WEST SIDE ELEVATION**



**EAST SIDE ELEVATION**

Ronald Grossman  
Alley Flooding  
May 11, 2017, 12:36:07 PM  
Patricia Grossman

Attn.: Zoning Officer  
Community Development Department  
Lincolnwood, Il, 60712  
Re: Case # ZB-05-17/4308 W. Pratt Ave

May 11, 2017  
My name is Ronald Grossman and I am resident of Lincolnwood  
at 6821 N. Lowell.

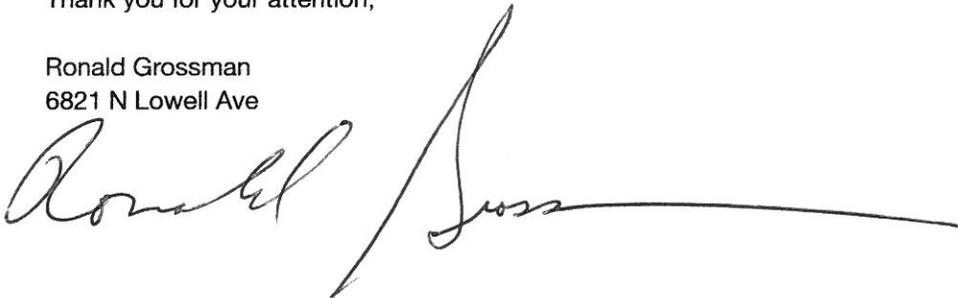
I would like to comment on the above case concerning a  
Garage at 4308 West Pratt.

My sole concern is the impact this new structure would have on  
the current flooding problem we are having in the alley between  
Kildare and Lowell in the 6800 block. Several of the garages on this block flood even with an average rainfall.

I am happy to discuss these concerns with you. I know this has been brought to the attention of the Department  
of Public Works,  
but I would like to make sure that this issue is addressed for the benefit of all of our neighbors.

Thank you for your attention,

Ronald Grossman  
6821 N Lowell Ave

A handwritten signature in black ink, appearing to read "Ronald Grossman", with a long horizontal flourish extending to the right.





# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 4

**ORIGINATING DEPARTMENT:** Public Works

**SUBJECT:** Approval of an Ordinance Waiving Enforcement of Section 14-14-10 of the Municipal Code to Allow the Village's Contractor Nettle Creek Nursery Performing the Lincoln Avenue Medians Project on Lincoln Avenue to Work between 12:00 P.M. and 3:00 P.M. on Saturdays from June 10, 2017 through September 30, 2017

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

The Village awarded a bid to Nettle Creek Nursery on March 7, 2017 to complete the Lincoln Avenue Median Improvement Project. The contractor began work during the week of May 15, 2017 and is scheduled to complete the project in September. Due to a delay caused by the review and approval of the Illinois Department of Transportation (IDOT) permit and the need to complete the project including all landscaping installation this construction season, Nettle Creek Nursery is requesting the ability to work on Saturdays from 7:00 a.m. to 3:00 p.m. through the duration of the project in an effort to expedite the work schedule. The Village Code does not allow work after 12:00 p.m. on Saturdays. In order to allow Nettle Creek Nursery to work during the prohibited hours the Village Board must waive enforcement of the Village Code. Staff is recommending approval of this request.

**FINANCIAL IMPACT:**

None

**DOCUMENTS ATTACHED:**

1. Proposed Ordinance
2. Letter of Request from Nettle Creek Nursery

**RECOMMENDED MOTION:**

**Move to approve** an Ordinance waiving enforcement of Section 14-14-10 of the Municipal Code of Lincolnwood for completion of the Lincoln Avenue median improvement project.

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2017- \_\_\_\_\_**

**AN ORDINANCE WAIVING ENFORCEMENT OF SECTION 14-14-10 OF THE  
MUNICIPAL CODE OF LINCOLNWOOD FOR COMPLETION OF  
THE LINCOLN AVENUE MEDIAN IMPROVEMENT PROJECT**

WHEREAS, the Village of Lincolnwood is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, on March 7, 2017, the Village awarded a contract to Nettle Creek Nursery to complete the Lincoln Avenue Improvement Project ("**Work**"); and

WHEREAS, due to delays obtaining a permit from the Illinois Department of Transportation and the need to complete the construction, including landscaping installation, during the current year, Nettle Creek Nursery now desires to expedite the completion of the Work by performing Work between 7:00 a.m. and 3:00 p.m. on Saturdays beginning on June 10, 2017 and continuing through September 30, 2017; and

WHEREAS, pursuant to Section 14-14-10 of the Municipal Code of Lincolnwood ("**Village Code**"), construction in the Village is permitted on Saturdays only between the hours of 7:00 a.m. and 12:00 p.m.; and

WHEREAS, Nettle Creek Nursery has filed a request with the Village President and Board of Trustees, seeking a waiver of enforcement of Section 14-14-10 of the Village Code to permit the performance of Work on Saturdays between 7:00 a.m. and 3:00 p.m. beginning on June 10, 2017 and continuing through September 30, 2017 ("**Requested Waiver**"); and

WHEREAS, the President and Board of Trustees have considered the request of Nettle Creek Nursery and have determined that it will grant the Requested Waiver, but only in accordance with the provisions of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LINCOLNWOOD, COOK COUNTY, ILLINOIS, as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. WAIVER. In accordance with the home rule powers of the Village, the Village President and Board of Trustees hereby waive the enforcement of Section 14-14-10 of

the Village Code to permit Nettle Creek Nursery to perform Work on Saturdays between 7:00 a.m. and 3:00 p.m. beginning on June 10, 2017 and continuing through September 30, 2017.

SECTION 3. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance are to remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 4. EFFECTIVE DATE. This Ordinance will be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2017.

AYES: \_\_\_\_\_

NAYS:

ABSENT:

ABSTENTION:

APPROVED by me this \_\_\_\_ day of \_\_\_\_\_, 2017.

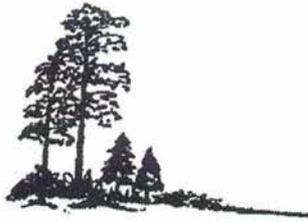
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Barry I. Bass, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this  
\_\_\_\_ day of \_\_\_\_\_, 2017

---

Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois



## nettle creek nursery

320 Ottawa Street  
Morris, IL 60450  
Phone: (815) 942-6805  
Fax: (815) 942-6966

[www.nettlecreeknursery.net](http://www.nettlecreeknursery.net)

May 25, 2017

Christopher B. Burke Engineering, LTD.  
9575 W. Higgins Rd, Suite 600  
Rosemont, IL 60018  
Attn.: Mr. James Amelio, PE

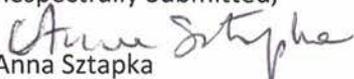
Re: Lincoln Ave Median Landscape (CBBEL Project No. 140090.C1601), Village of Lincolwood  
Request for authorization to work extended hours on Saturdays

Dear Mr. James Amelio,

Due to progress delays demonstrated to date, Nettle Creek Nursery, Inc. is currently behind schedule on Ave Median Landscape Project (CBBEL Project No. 140090.C1601), Village of Lincolwood. In effort to recuperate some of the lost time, Nettle Creek Nursery, Inc. hereby requests an authorization to work extended hours on Saturdays until 3:00 p.m. between now and the completion of the project, September 30, 2017. The ability to work extended hours on Saturdays would help in expediting the progress schedule moving forward on the project.

Thank you in advance for your consideration.

Respectfully Submitted,

  
Anna Sztapka

Secretary of Nettle Creek Nursery, Inc.

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 5

**ORIGINATING DEPARTMENT:** Public Works

**SUBJECT:** Approval of Two Resolutions Requesting Motor Fuel Tax Funds from the State of Illinois Pertaining to General Maintenance and Infrastructure Improvements

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

Since October 1, 1977 the State of Illinois has imposed a motor fuel use tax on fuel used by interstate commercial motor vehicles. Revenues collected from this tax assists with building and maintaining roads and highways. A portion of State revenue from motor fuel taxes is returned to municipalities from the State of Illinois. The Village may request permission from the Illinois Department of Transportation (IDOT) to use motor fuel tax funds (MFT funds) for the following items:

- Construction and Maintenance of Municipal Streets and Extensions, Municipal Alleys, and Federal-Aid Routes within the municipality
- Bicycle Signs, Paths, Lanes, or Bicycle Parking, Facilities Storm Sewers
- Street Lighting Systems
- Grade Separations and Approaches
- Off-Street Parking Facilities
- Traffic Control and School Crossing Signals
- Pedestrian Subway or Overhead Crossings
- Sidewalks and Pedestrian Paths
- Non-dedicated Subdivision Roads established before July 23, 1959
- Matching funds for federal grants

The attached Resolutions reflect costs that are all included in the current year's budget and Capital Improvement Plan, and breakdown as follows:

*Devon Avenue Street Light Installation Project - \$1,230,000*

Funds requested are for the installation of new LED street lights on Devon Avenue, between Lincoln and Longmeadow Avenues. The work will also include retrofitting existing lighting along Cicero Avenue and McCormick Boulevard with LED fixtures, and installation of new pedestrian lights at the Valley Line Trail and UP Trail crossings at Pratt Avenue. In order to move forward with the design, the Village must first commit the necessary MFT funds in the total estimated project cost. The estimated project cost of \$1,230,000 includes \$25,000 for design, \$65,000 for construction oversight, and an estimated \$1,114,000 for construction. The Capital Improvement Plan calls for the project to be split between two fiscal years, with construction anticipated to begin in the spring of 2018. Included with this resolution are two proposed agreements with Gewalt Hamilton Associates for design and construction oversight services. The Devon Avenue Street Light Replacement marks the completion of the major projects associated with the Village's Street Light Replacement Plan.

*General Maintenance - \$24,000*

Funds requested are for the Village's share of traffic signal maintenance. Traffic signal maintenance is managed by IDOT and the Village is billed for its portion of the maintenance. The Village pays only the portion of the maintenance for the legs that are under local control. For example, the Village pays 50% of the maintenance costs for the traffic signal at Lincoln and Pratt Avenues since Pratt is a local street and Lincoln is under the jurisdiction of IDOT. Attached to this resolution is the estimate of general maintenance costs provided by IDOT.

**FINANCIAL IMPACT:**

\$460,000 in FY 2017/18 Motor Fuel Tax Funds with the remainder to be budgeted in a future fiscal year.

**DOCUMENTS ATTACHED:**

1. Proposed Illinois Department of Transportation Resolution for the Devon Avenue Street Light Installation Project
2. Proposed Agreement for Design Services Relating to the Devon Avenue Street Light Installation Project
3. Proposed Agreement for Construction Engineering Services Relating to the Devon Avenue Street Light Installation Project
4. Proposed Illinois Department of Transportation Resolution for General Maintenance of Traffic Signals
5. Illinois Department of Transportation Estimate of General Maintenance Costs

**RECOMMENDED MOTION:**

**Move to approve** two Resolutions requesting motor fuel tax funds from the State of Illinois pertaining to general maintenance and the Devon Avenue street light installation project.



Municipality Village of Lincolnwood	<b>L O C A L  A G E N C Y</b>	 <b>Illinois Department of Transportation</b>  <b>Preliminary Engineering Services Agreement For Motor Fuel Tax Funds</b>	<b>C O N S U L T A N T</b>	Name Gewalt Hamilton Associates, Inc.
Township Niles				Address 625 Forest Edge Drive
County Cook				City Vernon Hills
Section 17-00065-00-LT				State IL

THIS AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ between the above Local Agency (LA) and Consultant (ENGINEER) and covers certain professional engineering services in connection with the improvement of the above SECTION. Motor Fuel Tax Funds, allotted to the LA by the State of Illinois under the general supervision of the State Department of Transportation, hereinafter called the "DEPARTMENT", will be used entirely or in part to finance ENGINEERING services as described under AGREEMENT PROVISIONS.

**Section Description**

Name Devon Ave

---

Route 6 Length 1.25 Mi. 6600.00 FT (Structure No. N/A )

---

Termini Lincoln Ave to Longmeadow Avenue (excluding Bryn Mawr Country Club)

Description:  
New street lights along Devon within the Village's jurisdiction, retrofit existing street lights on Cicero Ave and McCormick Blvd and new pedestrian lights at trail crossings on Pratt Avenue.

**Agreement Provisions**

**The Engineer Agrees,**

1. To perform or be responsible for the performance of the following engineering services for the LA, in connection with the proposed improvements herein before described, and checked below:
  - a.  Make such detailed surveys as are necessary for the preparation of detailed roadway plans
  - b.  Make stream and flood plain hydraulic surveys and gather high water data, and flood histories for the preparation of detailed bridge plans.
  - c.  Make or cause to be made such soil surveys or subsurface investigations including borings and soil profiles and analyses thereof as may be required to furnish sufficient data for the design of the proposed improvement. Such investigations are to be made in accordance with the current requirements of the DEPARTMENT.
  - d.  Make or cause to be made such traffic studies and counts and special intersection studies as may be required to furnish sufficient data for the design of the proposed improvement.
  - e.  Prepare Army Corps of Engineers Permit, Department of Natural Resources-Office of Water Resources Permit, Bridge waterway sketch, and/or Channel Change sketch, Utility plan and locations, and Railroad Crossing work agreements.
  - f.  Prepare Preliminary Bridge design and Hydraulic Report, (including economic analysis of bridge or culvert types) and high water effects on roadway overflows and bridge approaches.
  - g.  Make complete general and detailed plans, special provisions, proposals and estimates of cost and furnish the LA with five (5) copies of the plans, special provisions, proposals and estimates. Additional copies of any or all documents, if required, shall be furnished to the LA by the ENGINEER at his actual cost for reproduction.
  - h.  Furnish the LA with survey and drafts in quadruplicate of all necessary right-of-way dedications, construction easement and borrow pit and channel change agreements including prints of the corresponding plats and staking as required.

Note: Four copies to be submitted to the Regional Engineer

- i.  Assist the LA in the tabulation and interpretation of the contractors' proposals
  - j.  Prepare the necessary environmental documents in accordance with the procedures adopted by the DEPARTMENT's Bureau of Local Roads & Streets.
  - k.  Prepare the Project Development Report when required by the DEPARTMENT.
- (2) That all reports, plans, plats and special provisions to be furnished by the ENGINEER pursuant to the AGREEMENT, will be in accordance with current standard specifications and policies of the DEPARTMENT. It is being understood that all such reports, plats, plans and drafts shall, before being finally accepted, be subject to approval by the LA and the DEPARTMENT.
- (3) To attend conferences at any reasonable time when requested to do so by representatives of the LA or the Department.
- (4) In the event plans or surveys are found to be in error during construction of the SECTION and revisions of the plans or survey corrections are necessary, the ENGINEER agrees that he will perform such work without expense to the LA, even though final payment has been received by him. He shall give immediate attention to these changes so there will be a minimum delay to the Contractor.
- (5) That basic survey notes and sketches, charts, computations and other data prepared or obtained by the Engineer pursuant to this AGREEMENT will be made available, upon request, to the LA or the DEPARTMENT without cost and without restriction or limitations as to their use.
- (6) That all plans and other documents furnished by the ENGINEER pursuant to this AGREEMENT will be endorsed by him and will show his professional seal where such is required by law.

**The LA Agrees,**

1. To pay the ENGINEER as compensation for all services performed as stipulated in paragraphs 1a, 1g, 1i, 2, 3, 5 and 6 in accordance with one of the following methods indicated by a check mark:
- a.  A sum of money equal to 0.00 percent of the awarded contract cost of the proposed improvement as approved by the DEPARTMENT.
  - b.  A sum of money equal to the percent of the awarded contract cost for the proposed improvement as approved by the DEPARTMENT based on the following schedule:

Schedule for Percentages Based on Awarded Contract Cost

Awarded Cost	Percentage Fees	
Under \$50,000	_____	(see note)
	_____	%
	_____	%
	_____	%
	_____	%
	_____	%

Note: Not necessarily a percentage. Could use per diem, cost-plus or lump sum.

2. To pay for services stipulated in paragraphs 1b, 1c, 1d, 1e, 1f, 1h, 1j & 1k of the ENGINEER AGREES at actual cost of performing such work plus \_\_\_\_\_ percent to cover profit, overhead and readiness to serve - "actual cost" being defined as material cost plus payrolls, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost. Subject to the approval of the LA, the ENGINEER may sublet all or part of the services provided under the paragraph 1b, 1c, 1d, 1e, 1f, 1h, 1j & 1k. If the ENGINEER sublets all or part of this work, the LA will pay the cost to the ENGINEER ~~plus a five (5) percent service charge.~~

"Cost to Engineer" to be verified by furnishing the LA and the DEPARTMENT copies of invoices from the party doing the work. The classifications of the employees used in the work should be consistent with the employee classifications for the services performed. If the personnel of the firm, including the Principal Engineer, perform routine services that should normally be performed by lesser-salaried personnel, the wage rate billed for such services shall be commensurate with the work performed.

\*See attached GHA proposal #2017.M059

3. That payments due the ENGINEER for services rendered in accordance with this AGREEMENT will be made as soon as practicable after the services have been performed in accordance with the following schedule:
  - a. Upon completion of detailed plans, special provisions, proposals and estimate of cost - being the work required by paragraphs 1a through 1g under THE ENGINEER AGREES - to the satisfaction of the LA and their approval by the DEPARTMENT, 90 percent of the total fee due under this AGREEMENT based on the approved estimate of cost.
  - b. Upon award of the contract for the improvement by the LA and its approval by the DEPARTMENT, 100 percent of the total fee due under the AGREEMENT based on the awarded contract cost, less any amounts paid under "a" above.

By Mutual agreement, partial payments, not to exceed 90 percent of the amount earned, may be made from time to time as the work progresses.

4. That, should the improvement be abandoned at any time after the ENGINEER has performed any part of the services provided for in paragraphs 1a, through 1h and prior to the completion of such services, the LA shall reimburse the ENGINEER for his actual costs plus \* \_\_\_\_\_ percent incurred up to the time he is notified in writing of such abandonment -"actual cost" being defined as in paragraph 2 of THE LA AGREES.
5. That, should the LA require changes in any of the detailed plans, specifications or estimates except for those required pursuant to paragraph 4 of THE ENGINEER AGREES, after they have been approved by the DEPARTMENT, the LA will pay the ENGINEER for such changes on the basis of actual cost plus \* \_\_\_\_\_ percent to cover profit, overhead and readiness to serve -"actual cost" being defined as in paragraph 2 of THE LA AGREES. It is understood that "changes" as used in this paragraph shall in no way relieve the ENGINEER of his responsibility to prepare a complete and adequate set of plans and specifications.

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**It is Mutually Agreed,**

1. That any difference between the ENGINEER and the LA concerning their interpretation of the provisions of this Agreement shall be referred to a committee of disinterested parties consisting of one member appointed by the ENGINEER, one member appointed by the LA and a third member appointed by the two other members for disposition and that the committee's decision shall be final.
2. This AGREEMENT may be terminated by the LA upon giving notice in writing to the ENGINEER at his last known post office address. Upon such termination, the ENGINEER shall cause to be delivered to the LA all surveys, permits, agreements, preliminary bridge design & hydraulic report, drawings, specifications, partial and completed estimates and data, if any from traffic studies and soil survey and subsurface investigations with the understanding that all such material becomes the property of the LA. The ENGINEER shall be paid for any services completed and any services partially completed in accordance with Section 4 of THE LA AGREES.
3. That if the contract for construction has not been awarded one year after the acceptance of the plans by the LA and their approval by the DEPARTMENT, the LA will pay the ENGINEER the balance of the engineering fee due to make 100 percent of the total fees due under this AGREEMENT, based on the estimate of cost as prepared by the ENGINEER and approved by the LA and the DEPARTMENT.
4. That the ENGINEER warrants that he/she has not employed or retained any company or person, other than a bona fide employee working solely for the ENGINEER, to solicit or secure this contract, and that he/she has not paid or agreed to pay any company or person, other than a bona fide employee working solely for the ENGINEER, any fee, commission, percentage, brokerage fee, gifts or any other consideration, contingent upon or resulting from the award or making of this contract. For Breach or violation of this warranty the LA shall have the right to annul this contract without liability.

\*See attached GHA proposal #2017.M059

IN WITNESS WHEREOF, the parties have caused the AGREEMENT to be executed in quadruplicate counterparts, each of which shall be considered as an original by their duly authorized officers.

Executed by the LA:

ATTEST: \_\_\_\_\_ of the  
(Municipality/Township/County)  
State of Illinois, acting by and through its

By \_\_\_\_\_  
Clerk By \_\_\_\_\_  
(Seal) Title \_\_\_\_\_

Executed by the ENGINEER:

Gewalt Hamilton Associates, Inc.  
625 Forest Edge Drive, Vernon Hills IL 60031

ATTEST: \_\_\_\_\_  
By Michael T. Shrake By Bruce L. Shrake, PE, PTOE  
Title Principal Title President

Approved  
\_\_\_\_\_  
Date  
Department of Transportation  
\_\_\_\_\_  
Regional Engineer

May 23, 2017

Mr. Andrew Letson  
Director of Public Works  
Village of Lincolnwood  
7001 North Lawndale Avenue  
Lincolnwood, IL 60712

Re: Village of Lincolnwood  
Street Lighting Replacement Design – Year 5  
Supplemental Proposal - Professional Engineering - Design Services  
GHA Proposal No. 2017.M059

Dear Mr. Letson:

Pursuant to your recent conversations with GHA staff we understand that the Village has selected “option #2” which includes the general lighting scope of improvements listed below:

- New street lights on Devon Avenue within the Village of Lincolnwood’s jurisdiction between Lincoln & Longmeadow (omitting Bryn Mawr section).
- Retrofit of existing street lights on Cicero Ave. (Devon to Jarvis) and on McCormick Blvd (Pratt to Touhy).
- New streets lights at the two path crossings on Pratt Avenue.

GHA will complete the project scope listed above in accordance with Scope of Services IIA and IIB as detailed in the August 30, 2010 agreement between the Village of Lincolnwood and GHA. In addition, pursuant to our meeting with the Illinois Department of Transportation on May 17, 2017, GHA respectfully requests supplemental professional service costs to the 2010 agreement for the following services:

- Design services for retrofitting of existing street lights on Cicero Ave and McCormick Blvd with LED lamps.
- Design services for new street lighting at the two path crossings on Pratt Avenue.
- Modifying plan format and seek IDOT BLRS approval for use of MFT funds for construction cost
- Preparation of easement exhibits (we anticipate between 6 to 10 exhibits).

Please note that the easement exhibits, will be prepared in a similar format as completed by Christopher Burke Engineering for the Touhy Avenue easements. All coordination with property owners, agreements, negotiation, legal descriptions, etc. will be completed by the Village or other parties.

Based on the supplemental scope of services, we propose a lump sum fee of **\$25,000**. Invoices for our work will be submitted monthly on a time and material basis. Reimbursable expenses such as printing, messenger service, mileage etc. will be included in the lump sum fee billed.

Sincerely,  
Gewalt Hamilton Associates, Inc.



Bruce L. Shrake, PE, PTOE  
President

Accepted by: \_\_\_\_\_  
President, Village of Lincolnwood

Date: \_\_\_\_\_

Accepted by: \_\_\_\_\_  
Village Administrator

Date: \_\_\_\_\_

Accepted by: \_\_\_\_\_  
Village Clerk

Date: \_\_\_\_\_

Municipality Village of Lincolnwood	<b>L O C A L  A G E N C Y</b>	 <b>Illinois Department of Transportation</b>  <b>Preliminary/Construction Engineering Services Agreement For Motor Fuel Tax Funds</b>	<b>C O N S U L T A N T</b>	Name Gewalt Hamilton Associates, Inc.
Township Niles				Address 625 Forest Edge Drive
County Cook				City Vernon Hills
Section 17-00065-00-LT				State Illinois

THIS AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ between the above Local Agency (LA) and Consultant (ENGINEER) and covers certain professional engineering services in connection with the improvement of the above PROJECT. Motor Fuel Tax Funds, allotted to the LA by the State of Illinois under the general supervision of the State Department of Transportation, hereinafter called the "DEPARTMENT", will be used entirely or in part to finance ENGINEERING services as described under AGREEMENT PROVISIONS.

WHEREVER IN THIS AGREEMENT or attached exhibits the following terms are used, they shall be interpreted to mean:

- Regional Engineer** Deputy Director Division of Highways, Regional Engineer, Department of Transportation
- Resident Construction Supervisor** Authorized representative of the LA in immediate charge of the engineering details of the PROJECT
- Contractor** Company or Companies to which the construction contract was awarded

**Section Description**

Name Devon Ave Route 6 Length 1.25 miles Structure No. N/A

Termini Lincoln Ave to Longmeadows (excluding Bryn Mawr Country Club)

Description  
New street light on Devon Avenue within the Village's jurisdiction; retrofitting of existing street lights on Cicero Ave and McCormick Blvd; and new pedestrian lights at two trail crossings on Pratt Ave.

**Agreement Provisions**

**The Engineer Agrees,**

1. To perform or be responsible for the performance of the following engineering services for the LA in connection with the proposed improvement herein before described, and checked below:
  - a.  Make such detailed surveys as are necessary for the preparation of detailed roadway plans.
  - b.  Make stream and flood plain hydraulic surveys and gather high water data and flood histories for the preparation of detailed bridge plans.
  - c.  Make or cause to be made such soil surveys or subsurface investigations including borings and soil profiles and analyses thereof as may be required to furnish sufficient data for the design of the proposed improvement. Such investigations are to be made in accordance with the current requirements of the DEPARTMENT.
  - d.  Make or cause to be made such traffic studies and counts and special intersection studies as may be required to furnish sufficient data for the design of the proposed improvement.

- e.  Prepare Army Corps of Engineers Permit, Division of Water Resources Permit, Bridge waterway sketch and/or Channel Change sketch, Utility plan and locations and Railroad Crossing work agreements.
- f.  Prepare Preliminary Bridge Design and Hydraulic Report, (including economic analysis of bridge or culvert types) and high water effects on roadway overflows and bridge approaches.

**NOTE** Four copies to be submitted to the Regional Engineer

- g.  Make complete general and detailed plans, special provisions, proposals and estimates of cost and furnish the LA with five (5) copies of the plans, special provisions, proposals and estimates. Additional copies of any or all documents, if required shall be furnished to the LA by the ENGINEER at his actual cost for reproduction.
- h.  Furnish the LA with survey and drafts in quadruplicate of all necessary right-of-way dedications, construction easements and borrow pit and channel change agreements including prints of the corresponding plats and staking as required.
- i.  Assist the LA in the receipt and evaluation of proposals and the awarding of the construction contract.
- j.  Furnish or cause to be furnished:
  - (1) Proportioning and testing of concrete mixtures in accordance with the "Manual of Instructions for Concrete Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the DEPARTMENT and promptly submit reports on forms prepared by said Bureau.
  - (2) Proportioning and testing of bituminous mixtures (including extracting test) in accordance with the "Manual of Instructions for Bituminous Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the DEPARTMENT, and promptly submit reports on forms prepared by said Bureau.
  - (3) All compaction tests as required by the specifications and report promptly the same on forms prepared by the Bureau of Materials and Physical Research.
  - (4) Quality and sieve analyses on local aggregates to see that they comply with the specifications contained in the contract.
  - (5) Inspection of all materials when inspection is not provided at the sources by the Bureau of Materials and Physical Research, of the DEPARTMENT and submit inspection reports to the LA and the DEPARTMENT in accordance with the policies of the said DEPARTMENT.
- k.  Furnish or cause to be furnished
  - (1) A resident construction supervisor, inspectors, and other technical personnel to perform the following work: (The number of such inspectors and other technical personnel required shall be subject to the approval of the LA.)
    - a. Continuous observation of the work and the contractor's operations for compliance with the plans and specifications as construction proceeds, but the ENGINEER does not guarantee the performance of the contract by the contractor.
    - b. Establishment and setting of lines and grades.
    - c. Maintain a daily record of the contractor's activities throughout construction including sufficient information to permit verification of the nature and cost of changes in plans and authorized extra work.
    - d. Supervision of inspectors, proportioning engineers and other technical personnel and the taking and submitting of material samples.
    - e. Revision of contract drawings to reflect as built conditions.
    - f. Preparation and submission to the LA in the required form and number of copies, all partial and final payment estimates, change orders, records and reports required by the LA and the DEPARTMENT.

**NOTE: When Federal funds are used for construction and the ENGINEER or the ENGINEER's assigned staff is named as resident construction supervisor, the ENGINEER is required to be prequalified with the STATE in Construction Inspection. The onsite resident construction supervisor and project inspectors shall possess valid Documentation of Contract Quantities certification.**

2. That all reports, plans, plats and special provisions to be furnished by the ENGINEER pursuant to this agreement will be in accordance with the current standard specifications and policies of the DEPARTMENT, it being understood that all such reports, plats, plans and drafts shall before being finally accepted, be subject to approval by the LA and the said DEPARTMENT.
3. To attend conferences at any reasonable time when requested to do so by the LA or representatives of the DEPARTMENT.
4. In the event plans, surveys or construction staking are found to be in error during the construction of the PROJECT and revisions of the plans or survey or construction staking corrections are necessary, the ENGINEER agrees that he will perform such work without expense to the LA, even though final payment has been received by him. He shall give immediate attention to these changes so there will be a minimum delay to the contractor.
5. The basic survey notes and sketches, charts, computations and other data prepared or obtained by the ENGINEER pursuant to this agreement will be made available upon request to the LA or the DEPARTMENT without cost and without restriction or limitations as to their use.
6. To make such changes in working plans, including all necessary preliminary surveys and investigations, as may be required after the award of the construction contract and during the construction of the improvement.
7. That all plans and other documents furnished by the ENGINEER pursuant to the AGREEMENT will be endorsed by him and will show his professional seal where such is required by law.
8. To submit, upon request by the LA or the DEPARTMENT a list of the personnel and the equipment he/she proposes to use in fulfilling the requirements of this AGREEMENT.

**The LA Agrees,**

1. To pay the Engineer as compensation for all services performed as stipulated in paragraphs 1a, 1g, 1i, 2, 3, 5 and 6 in accordance with one of the following methods indicated by a check mark:
  - a.  A sum of money equal to <sup>1</sup> \_\_\_\_\_ percent of the awarded contract cost of the proposed improvement as approved by the DEPARTMENT.
  - b.  A sum of money equal to the percentage of the awarded contract cost for the proposed improvement as approved by the DEPARTMENT based on the following schedule:

Schedule for Percentages Based on Awarded Contract Cost

Awarded Cost	Percentage Fees	
Under \$50,000	_____	(see note)
	_____	%
	_____	%
	_____	%
	_____	%
	_____	%

Note: Not necessarily a percentage. Could use per diem, cost-plus or lump sum.

2. To pay for services stipulated in paragraphs 1b, 1c, 1d, 1e, 1f, 1h, 1j and 1k of THE ENGINEER AGREES at the hourly rates stipulated below for personnel assigned to this PROJECT as payment in full to the ENGINEER for the actual time spent in providing these services the hourly rates to include profit, overhead, readiness to serve, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost. Subject to the approval of the LA, the ENGINEER may sublet all or part of the services provided under paragraphs 1b, 1c, 1d, 1e, 1f, 1j and 1k of THE ENGINEER AGREES. If the ENGINEER sublets all or a part of this work, the LA will pay the cost to the ENGINEER ~~plus a five (5) percent service charge.~~ "Cost to ENGINEER" to be verified by furnishing the LA and the DEPARTMENT copies of invoices from the party doing the work. The classifications of the employees used in the work should be consistent with the employee classifications for the services performed. If the personnel of the firm including the Principal Engineer perform routine services that should normally be performed by lesser-salaried personnel, the wage rate billed for such services shall be commensurate with the work performed.

<sup>1</sup> See attached GHA proposal #2017.CS064

Grade Classification of Employee	Hourly Rate
Principal Engineer	_____
Resident Construction Supervisor	_____
Chief of Party	_____
Instrument Man	_____
Rodmen	_____
Inspectors	_____
_____	_____
_____	_____
_____	_____

The hourly rates itemized above shall be effective the date the parties, hereunto entering this AGREEMENT, have affixed their hands and seals and shall remain in effect until \_\_\_\_\_. In event the services of the ENGINEER extend beyond \_\_\_\_\_, the hourly rates will be adjusted yearly by addendum to this AGREEMENT to compensate for increases or decreases in the salary structure of the ENGINEER that are in effect at that time.

3. That payments due the ENGINEER for services rendered pursuant to this AGREEMENT will be made as soon as practicable after the services have been performed, in accordance with the following schedule:
  - a. Upon completion of detailed plans, special provisions, proposals and estimate of cost - being the work required by paragraphs 1a through 1g under THE ENGINEER AGREES - to the satisfaction of the LA and their approval by the DEPARTMENT, 90 percent of the total fee based on the above fee schedule and the approved estimate of cost.
  - b. Upon award of the contract for the improvement by the LA and its approval by the DEPARTMENT, 100 percent of the total fee (excluding any fees paragraphs 1j and 1k of the ENGINEER AGREES), based on the above fee schedule and the awarded contract cost, less any previous payment.
  - c. Upon completion of the construction of the improvement, 90 percent of the fee due for services stipulated in paragraphs 1j and 1k.
  - d. Upon completion of all final reports required by the LA and the DEPARTMENT and acceptance of the improvement by the DEPARTMENT, 100 percent of the total fees due under this AGREEMENT, less any amounts previously paid.

By mutual agreement, partial payments, not to exceed 90 percent of the amount earned, may be made from time to time as the work progresses.

4. That should the improvements be abandoned at any time after the ENGINEER has performed any part of the services provided for in paragraphs 1a and 1g, and prior to the completion of such services the LA shall reimburse the ENGINEER for his actual costs plus \_\_\_\_\_ percent incurred up to the time he is notified in writing of such abandonment "actual cost" being defined as material costs plus actual payrolls, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost.
5. That should the LA require changes in any of the detailed plans, specifications or estimates (except for those required pursuant to paragraph 4 of THE ENGINEER AGREES) after they have been approved by the DEPARTMENT, the LA will pay the ENGINEER for such changes on the basis of actual cost plus \_\_\_\_\_ percent to cover profit, overhead and readiness to serve - "actual cost" being defined as in paragraph 4 above. It is understood that "changes" as used in this paragraph shall in no way relieve the ENGINEER of his responsibility to prepare a complete and adequate set of plans.
6. That should the LA extend completion of the improvement beyond the time limit given in the contract, the LA will pay the ENGINEER, in addition to the fees provided herein, his actual cost incurred beyond such time limit - "actual cost" being defined as in paragraph 4 above.
7. To submit approved forms BC 775 and BC 776 with this AGREEMENT when federal funds are used for construction.

**It is Mutually Agreed,**

1. That any difference between the ENGINEER and the LA concerning the interpretation of the provisions of this AGREEMENT shall be referred to a committee of disinterested parties consisting of one member appointed by the ENGINEER one member appointed by the LA and a third member appointed by the two other members for disposition and that the committee's decision shall be final.
2. This AGREEMENT may be terminated by the LA upon giving notice in writing to the ENGINEER at his last known post office address. Upon such termination, the ENGINEER shall cause to be delivered to the LA all drawings, specifications, partial and completed estimates and data if any from traffic studies and soil survey and subsurface investigations with the understanding that all such material becomes the property of the LA. The ENGINEER shall be paid for any services completed and any services partially completed in accordance with Section 4 of THE LA AGREES.
3. That if the contract for construction has not been awarded one year after the acceptance of the plans by the LA and their approval by the DEPARTMENT, the LA will pay the ENGINEER the balance of the engineering fee due to make 100 percent of the total fees due under the AGREEMENT, based on the estimate of cost as prepared by the ENGINEER and approved by the LA and the DEPARTMENT.
4. That the ENGINEER warrants that he/she has not employed or retained any company or person, other than a bona fide employee working solely for the ENGINEER, to solicit or secure this contract and that he/she has not paid or agreed to pay any company or person, other than a bona fide employee working solely for the ENGINEER, any fee, commission, percentage, brokerage fee, gifts or any other consideration contingent upon or resulting from the award or making of this contract. For breach or violation of this warranty the LA shall have the right to annul this contract without liability.

IN WITNESS WHEREOF, the parties have caused this AGREEMENT to be executed in quadruplicate counterparts, each of which shall be considered as an original by their duly authorized offices.

Executed by the LA:

ATTEST: \_\_\_\_\_ of the  
(Municipality/Township/County)  
State of Illinois, acting by and through its

By \_\_\_\_\_  
Clerk

(Seal)

By \_\_\_\_\_  
Title:

Executed by the ENGINEER:

Gewalt Hamilton Associates, Inc.  
625 Forest Edge Drive, Vernon Hills IL 60061

ATTEST: *Bruce L. Shrake*

By *Michael T. Shuck*  
Title: *Principal*

Bruce L. Shrake, PE, PTOE  
Title: President

**Approved**

\_\_\_\_\_  
Date  
Department of Transportation

\_\_\_\_\_  
Regional Engineer

May 23, 2017

Mr. Andrew Letson  
Director of Public Works  
Village of Lincolnwood  
7001 North Lawndale Avenue  
Lincolnwood, IL 60712

Re: Village of Lincolnwood  
Street Lighting Replacement Design – Year 5  
Supplemental Proposal - Professional Engineering – Construction Engineering Services  
GHA Proposal No. 2017.CS064

Dear Mr. Letson:

Pursuant to your recent conversations with GHA staff we understand that the Village has selected “option #2” which includes the general lighting scope of improvements listed below:

- New street lights on Devon Avenue within the Village of Lincolnwood’s jurisdiction between Lincoln & Longmeadow (omitting Bryn Mawr section).
- Retrofit of existing street lights on Cicero Ave. (Devon to Jarvis) and on McCormick Blvd (Pratt to Touhy).
- New streets lights at the two path crossings on Pratt Avenue.

The scope of services consists of providing the following Construction Engineering services to the Village of Lincolnwood for the above referenced project:

1. Conduct a preconstruction conference with the Village and contractor prior to commencement of construction, and prepare minutes for that meeting.
2. Provide consulting services to the Village throughout the construction process. This work would include preparing change orders, clarifying questions, and resolving problems encountered during the work.
3. During construction, review of work in progress and notify the Village of any deficiencies. A Resident Engineer will provide part-time (approximately 20 hours/week) observation during pole and conduit location and installation. Coordinate the construction sequencing with the contractor to minimize the disruption to residents and local businesses.
4. Provide the services of the Village Engineer who will oversee the general construction operation and coordinate questions and problems with the Resident Engineer and the Village.
5. Review construction drawings, as they relate to the work performed to date, and issue opinions stating whether or not the work completed through each draw was performed in conformance with the plans and specifications and is at the percent of completion being requested in the subject draw. Upon completion of construction, including any punch list items, coordinate a final inspection of the work with the Village and contractor, and issue a final opinion of the work.

Based on the supplemental scope of services, we propose a lump sum fee of **\$65,000**. Invoices for our work will be submitted monthly on a time and material basis. Reimbursable expenses such as printing, messenger service, mileage etc. will be included in the lump sum fee billed.

Sincerely,  
Gewalt Hamilton Associates, Inc.



Bruce L. Shrake, PE, PTOE  
President

Accepted by: \_\_\_\_\_  
President, Village of Lincolnwood

Date: \_\_\_\_\_

Accepted by: \_\_\_\_\_  
Village Administrator

Date: \_\_\_\_\_

Accepted by: \_\_\_\_\_  
Village Clerk

Date: \_\_\_\_\_



# Resolution for Maintenance Under the Illinois Highway Code



Resolution Number	Resolution Type	Section Number
	Original	18-0000-00-GM

BE IT RESOLVED, by the President and Board of Trustees of the Village of Lincolnwood Illinois that there is hereby appropriated the sum of Twenty-Four Thousand Dollars ( \$24,000.00 )

of Motor Fuel Tax funds for the purpose of maintaining streets and highways under the applicable provisions of Illinois Highway Code from 05/01/17 to 04/30/18.

BE IT FURTHER RESOLVED, that only those operations as listed and described on the approved Estimate of Maintenance Costs, including supplemental or revised estimates approved in connection with this resolution, are eligible for maintenance with Motor Fuel Tax funds during the period as specified above.

BE IT FURTHER RESOLVED, that Village of Lincolnwood shall submit within three months after the end of the maintenance period as stated above, to the Department of Transportation, on forms available from the Department, a certified statement showing expenditures and the balances remaining in the funds authorized for expenditure by the Department under this appropriation, and

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I Beryl E. Herman Village Clerk in and for said Village of Lincolnwood in the State of Illinois, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the President and Board of Trustees of Lincolnwood at a meeting held on \_\_\_\_\_ Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this \_\_\_\_\_ Day \_\_\_\_\_ Month, Year \_\_\_\_\_.

(SEAL)

Clerk Signature

**APPROVED**

Regional Engineer  
 Department of Transportation

### Instructions for BLR 14220

This form shall be used when a Local Public Agency (LPA) wants to perform maintenance operations using Motor Fuel Tax (MFT) funds. Refer to Chapter 14 of the Bureau of Local Roads and Streets Manual (BLRS Manual) for more detailed information. This form is to be used by a Municipality or a County. Road Districts will use BLR 14221. For signature requirements refer to Chapter 2, Section 3.05(b) of the BLRS Manual.

When filling out this form electronically, once a field is initially completed, fields requiring the same information will be auto-populated.

Resolution Number	Insert the resolution number as assigned by the LPA, if applicable.
Resolution Type	From the drop down box, choose the type of resolution: -Original would be used when passing a resolution for the first time for this project. -Supplemental would be used when passing a resolution increasing appropriation above previously passed resolutions. -Amended would be used when a previously passed resolution is being amended.
Section Number	Insert the section number of the improvement covered by the resolution.
Governing Body Type	From the drop down box choose the type of administrative body. Choose Board for County; Council or President and Board of Trustees for a City, Village or Town.
LPA Type	From the drop down box choose the LPA body type; County, City, Town or Village.
Name of LPA	Insert the name of the LPA.
Resolution Amount	Insert the dollar value of the resolution for maintenance to be paid for with MFT funds in words, followed by the same amount in numerical format in the ().
Beginning Date	Insert the beginning date of the maintenance period. Maintenance periods must be a 12 or 24 month consecutive period.
Ending Date	Insert the ending date of the maintenance period.
LPA Type	From the drop down box choose the LPA body type; County, City, Town or Village.
Name of LPA	Insert the name of the LPA.
Name of Clerk	Insert the name of the LPA Clerk.
LPA Type	From the drop down box choose the LPA body type; County, City, Town or Village.
LPA Type	From the drop down box choose the LPA body type; County, City, Town or Village.
Name of LPA	Insert the name of the LPA.
Governing Body Type	From the drop down box choose the type of administrative body. Choose Board for County; Council or President and Board of Trustees for a City, Village or Town.
Name of LPA	Insert the name of the LPA.
Date	Insert the date of the meeting.
Day	Insert the day the Clerk signed the document.
Month, Year	Insert the month and year of the clerk's signature.
Clerk Signature	Clerk shall sign here.
Approved	The Department of Transportation representative shall sign and date here upon approval.

**A minimum of four(4) certified signed originals must be submitted to the Regional Engineer's District office.**

Following the Regional Engineer's approval, distribution will be as follows:

- Local Public Agency Clerk
- Engineer (Municipal, Consultant or County)
- District Compliance Review
- District File



# Municipal Estimate of Maintenance Costs



Submittal Type

Local Public Agency  County  Section  Maintenance Period Beginning  Ending

### Estimated Cost of Maintenance Operations

Maintenance Operation (No. and Description)	Maint. Eng. Group	Insp. Req.	For Group I, IIA, IIB or III				Est Total Operation Cost
			Item	Unit	Quantity	Unit Price	
Traffic Signal Maintenance (State Contract Repayment)	I	N		1			\$24,000.00
<b>Total Estimated Maintenance Operation Cost</b>							<b>\$24,000.00</b>

### Estimated Cost of Maintenance Engineering

Preliminary Engineering	
Engineering Inspection	
Material Testing	
Advertising	
Bridge Inspections	
<b>Total Estimated Maintenance Engineering Cost</b>	

### Maintenance Program Estimated Costs

	Estimated Cost	MFT Portion	Other Funds
Maint Oper	\$24,000.00		
Maint Eng			
<b>Totals</b>	<b>\$24,000.00</b>		
<b>Total Estimated Maintenance Cost</b>			<b>\$24,000.00</b>

**Submitted**  
 Municipal Official  Date   
  
 Title

**Approved**  
 Regional Engineer  
 Department of Transportation  
 Date

**Instructions for BLR 14231**

This form shall be used when a Municipality wants to expend funds for a maintenance period. The maintenance estimate must include all operations to be funded with Motor Fuel Tax (MFT) funds. If operations are added during the maintenance period, a revised or supplemental estimate is required. All estimates of maintenance costs must be submitted to the district for approval prior to incurring any expenses. The amount of MFT funds expended on items covered in the estimate is limited to the amount of MFT funds appropriated in the maintenance resolution. IF rental equipment is included in the estimate, BLR 12110 must also be completed and submitted.

For additional information refer to the Bureau of Local Roads and Streets Manual (BLRS), Chapter 14. For signature requirements refer to Chapter 2, Section 3.05(b) of the BLRS Manual.

- Submittal Type                      From the drop down, choose Original (being submitted for the first time), Revised (revising a previously approved submittal), or Supplemental (addition to estimate(s) already approved).
- Local Public Agency                Insert the name of the municipality.
- County                                 Insert the name of the County in which the municipality is located.
- Maintenance Period
  - Beginning                            Insert the beginning date of the maintenance period. This must be 12 or 24 consecutive months. The dates must match those on the resolution.
  - Ending                                Insert the ending date of the maintenance period, following the above guidelines.

**Estimated Cost of Maintenance Operations**

To aid in determining quantities for maintenance operations, the LPA may develop their own spreadsheet containing the following information. IDOT does not provide a form for this purpose.

Location			Surface			Maintenance Operation			
Street/Road	From	To	Existing Type	Length	Width	No.	Description	Unit	Quantity

- Maintenance Operations            List each maintenance operations with a consecutive operation number. If an operation is not listed MFT funds cannot be expended for that operation.
- Maint. Engineering Group        From the drop down, select the group number that applies to the maintenance operation to be performed. All maintenance operations shall require one of the following group designations.
  - 1. Group I.** Services purchased without a proposal such as electrical energy or materials purchased from Central Management Services' Joint Purchasing Program ([www.purchase.state.il.us](http://www.purchase.state.il.us)) or another joint purchasing program that has been approved by the District BLRS or Central BLRS.
  - 2. Group II-A.** Routine maintenance or maintenance items that do not require competitive sealed bids according to section 12-1.02(a) or local ordinance/resolution.
  - 3. Group II-B.** Routine maintenance items that require competitive sealed bids according to Section 12-1.02(a) or a local ordinance/resolution. Routine maintenance includes all items in the following work categories: snow removal, street sweeping, lighting and traffic signal maintenance, cleaning ditches or drainage structures, tree trimming or removal, mowing, crack sealing, pavement marking, shoulder maintenance, limited amounts of CC&G repair, scour mitigation, pavement patching and minor drainage repairs.
  - 4. Group III.** Maintenance items that are not covered by Group I or IIB and require competitive bidding with a material proposal or a delivery and install proposal.
  - 5. Group IV.** Maintenance items that are not covered by Group I or IIB and require competitive bidding with a contract proposal.
- Insp Req.                              From the drop down, select 'Y' if the operation being performed requires an engineering inspection or 'N' if the operation does not need an engineering inspection.
- Item                                      For Groups I, IIA, IIB (not performed by a formal contract), and III type operations list each item to be used in this maintenance operation. For Group IIB items being done by a formal contract and Group IV items list "by contract".
- Unit                                      For Groups I, IIA, IIB (not performed by a formal contract), and III insert the unit of measure for each listed item.
- Quantity                                For Groups I, IIA, IIB (not performed by a formal contract), and III insert the estimated quantity for each listed item.
- Unit Price                               For Groups I, IIA, IIB (not performed by a formal contract), and III insert the estimated unit price for each listed item.
- Item Cost                                This is a calculated field, no entry is necessary. It calculates the quantity times the unit price.
- Est. Total Operation Cost           For each operation listed, insert the total estimated cost of that operation.
- Total Estimated Maintenance Operation Cost            This is a calculated field, no entry is necessary. It sums all the maintenance operations listed.

**Estimated Cost of Maintenance Engineering**

Preliminary Engineering	Insert the estimated cost for preliminary engineering. This will be calculated based on the maintenance engineering agreement.
Engineering Inspection	Insert the estimated cost of engineering inspection. This will be calculated based on the maintenance engineering agreement.
Material Testing	Insert the estimated cost of material testing, if applicable.
Advertising	Insert the estimated cost of advertising, if applicable.
Bridge Inspections	Insert the estimated cost of bridge inspections, if applicable. This will be calculated based on the engineering agreement.
Total Estimated Maintenance Engineering Costs	This is a calculated field, no entry is necessary. It sums all the maintenance engineering costs listed.

**Maintenance Program Estimated Costs**

Estimated Costs	For maintenance, insert the total estimated maintenance operation costs. For Maintenance Engineering, this will be automatically inserted based on the estimated engineering costs from the maintenance engineering table. The totals will automatically calculate.
MFT Portion	For each type insert the MFT funds estimated to be used for that type. The totals will automatically calculate.
Other Funds	For each type insert the amount of other funds estimated to be used for that type. The totals will automatically calculate.
Totals	This is a calculate field, no entry is necessary. It sums the total for estimated cost, MFT portion and other funds.
Submitted	The proper municipal official shall insert their title and date here.
Approved	Upon approval the Regional Engineer shall sign and date here.

**A minimum of four (4) signed originals must be submitted to the Regional Engineer's District office.**

Following the Regional Engineer's approval, distribution will be as follows:

- Municipal Clerk
- Engineer (Municipal or Consultant)
- District Compliance Review
- District File

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 6

**ORIGINATING DEPARTMENT:** Community Development

**SUBJECT:** Consideration of a Recommendation by the Zoning Board of Appeals in Case #ZB-04-17 to Approve a Fence Variation from the Zoning Code to Permit a Solid Fence along the Rear Lot Line at 7020 North Keystone Avenue

## **SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

Barry and Mimi Katz, Petitioners and Property Owners, seek approval of a fence Variation to install a six-foot-tall solid fence along their west property line. The proposed fence will include a five-foot-tall solid portion, with a one-foot-tall semi-open portion on top. Based on the Village's Zoning Code, this design falls within the definition of a "solid" fence.

The Petitioner is requesting approval of the solid fence primarily to provide a visual barrier between their property and an adjacent property that houses two large dogs that are kept outside. According to the Petitioner, the dogs become excited at the sight of neighbors and their pets and bark loudly. The dogs have also escaped the four-foot-tall chain link fence enclosing the yard in which the dogs are kept, posing an additional concern to the Petitioner.

Section 3.13(11)a of the Village Zoning Code states that "solid fences shall not be allowed in residential districts except as provided for herein below." (This instance does not qualify under any of the exceptions provided in the Zoning Ordinance.) Solid fences are defined as fences which "are not open over 50 percent of the surface area. Examples include, but are not limited to: stockade; board and batten; basket weave; chain link with woven slat inserts; and brick, except as otherwise provided".

## **Requested Zoning Action**

The Petitioner seeks approval of a Fence Variation from the Zoning Code to Permit a Solid Fence along the Rear Lot Line at 7020 North Keystone Avenue (Zoning Code Section 3.13(11)a).

## **Public Hearing**

The Zoning Board of Appeals held a Public Hearing at their May 17, 2017 meeting. Petitioners Barry and Mimi Katz testified that dogs residing at 7025 North Karlov Avenue are a regular nuisance due to their loud barking and ability to escape the existing four-foot-tall chain link fence at the home in which they reside. This results in the Petitioner's inability to use their backyard, as it excites the neighboring dogs and causes them to bark and approach the adjoining property line. The Petitioners have tried to block visual access by placing temporary boards along the lower portion of their existing fence, but this has not adequately addressed the nuisance.

The Petitioner’s original application for a Variation sought permission for a six-foot-tall fence on the rear property line and the south side property line in the rear yard, and a four-foot-tall solid fence and gate between the north façade of the house and the north property line. The Petitioner presented a depiction of their intended fence design. The depiction showed a five-foot-tall solid fence, with a one-foot-tall semi-open panel on top.

**Original Variation Request for 7020 North Keystone**

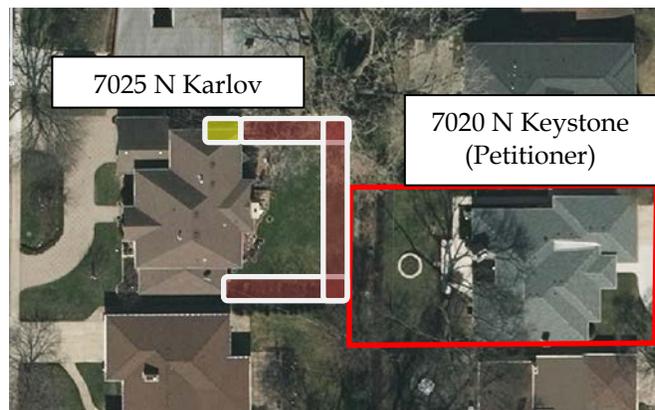


Requested six-foot-tall solid fence  
Requested four-foot-tall solid fence and gate

As part of the presentation by staff, Development Manager Hammel stated that, since the Petitioner’s submission of the request for a Variation, the property owners of 7025 North Karlov Avenue have sought and been issued a fence permit for a six-foot-tall semi-private fence to enclose their backyard.

Commissioners discussed the merits of both the Petitioner’s fence design and that of the neighbor at 7025 North Karlov Avenue. Regarding the Petitioner’s fence design, Commissioner O’Brien stated the fence would have limited impact since the dogs are used for hunting and are prompted primarily by smell. The Petitioner stated that they felt there would be at least some benefit to the visual screening. Commissioner O’Brien also expressed concern over granting a Variation for a permanent improvement in response to a temporary nuisance. With regards to the fence at 7025 North Karlov that has been approved, Commissioners generally agreed that it would likely be inadequate in alleviating the nuisance on its own.

**Approved Fence for 7025 North Karlov**



Approved six-foot-tall semi-private fence  
Approved four-foot-tall open fence

Commissioner Grant stated that the Police Department may object to a solid fence since it may inhibit public safety efforts. Community Development staff has since conferred with Police Chief LaMantia, who stated that he has no concerns regarding this request.

Commissioner O’Brien opened up the hearing for public comment.

Mr. and Mrs. Margolin, property owners to the south of the Petitioner at 7018 North Keystone Avenue, stated that the dogs start barking very early in the morning. Mr. Margolin said he has no problem with a solid fence along the rear of the lot, but strongly objects to a solid fence on the Petitioner’s south side lot line. Mrs. Margolin stated there are also dogs on the other side of 7025 Karlov Avenue which can further agitate these dogs.

Commissioner O'Brien asked if there was any other public comment. None was received.

Based on the objection by the property owner at 7018 North Keystone Avenue and discussions among the Commissioners, the Petitioner agreed to modify the request to seek a six-foot solid fence along the rear property line only.

#### ZBA Recommended Variation for 7020 North Keystone



■ Six-foot-tall solid fence

#### **Zoning Board of Appeals Recommendation**

By a 4-2 vote, the Zoning Board of Appeals recommends approval of the modified request for Zoning relief for a six-foot-tall fence located along the rear property line only at 7020 North Keystone Avenue.

#### **FINANCIAL IMPACT:**

None

#### **DOCUMENTS ATTACHED:**

1. May 17, 2017 Staff Report to ZBA
2. May 17, 2017 ZBA Minutes Excerpt (Draft)
3. Pertinent Village Code Sections
4. Petitioner Application for Variation
5. Photo Depiction of Proposed Fence Design
6. Photos of the Subject Property
7. June 6, 2017 Village Board Staff Presentation

#### **RECOMMENDED MOTION:**

**Move to concur** with the recommendation of the Zoning Board of Appeals in Case #ZB-04-17 to approve a Variation from the Zoning Code to permit a solid fence along the rear lot line at 7020 North Keystone Avenue, and to direct the Village Attorney to prepare an Ordinance for adoption consistent with this concurrence.



## Zoning Board of Appeals Staff Report

### Case #ZB-04-17

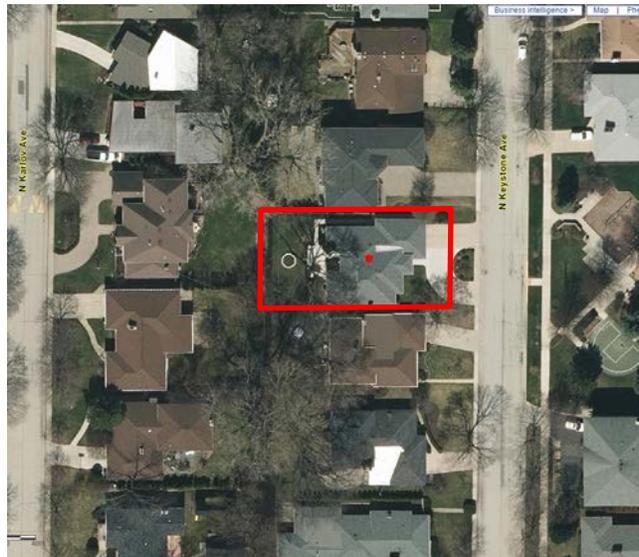
May 17, 2017

**Subject Property:**  
7020 North Keystone Avenue

**Zoning District:** R-3, Residential

**Petitioner:** Barry and Mimi Katz,  
Property Owners

**Requested Action:** Variation to allow the installation of a six-foot-tall solid wood fence along the rear lot line and south side lot line in the rear yard, and a four-foot-tall solid fence and gate aligned with the rear façade on the north side of the house



**Nature of Request:** The Petitioner seeks a Variation to allow for a solid fence in portions of the rear and side yards at 7020 North Keystone Avenue.

**Notification:** Notice was published in the Lincolnwood Review on April 27, 2017, a Public Hearing Sign installed at 7020 North Keystone Avenue, and Legal Notices were mailed on April 27, 2017 to Properties within 250 Feet.

**Summary of Request**

The owners of 7020 North Keystone Avenue seek zoning relief to install a solid fence along the rear property line and along the southern side lot line in the rear yard, and a solid fence and gate aligned with the rear façade on the north side of the house.

According to *Section 3.13(11) a.*

*Fences and Natural Screening* of the Village zoning ordinance, “solid fences shall not be allowed in residential districts except as provided for herein below.” (The conditions in this instance do not qualify for the solid fence exceptions provided in the zoning ordinance.)



■ Proposed 6’-tall solid fence  
■ Proposed 4’-tall solid fence and gate

**Considerations**

The Petitioner stated in their application that the need for this variation is the result of two large dogs residing at 7025 North Karlov Avenue. The Petitioner stated that these dogs are kept outside and bark incessantly when they see neighboring residents or pets. They have also jumped the four-foot tall chain link fences around their yard and have run down the street. A letter submitted as part of the Petitioner’s application (Attachment #1 of this report) includes additional detail regarding these instances and the unsafe feeling they have created. The Petitioner stated that the proposed six-foot tall solid fence would obstruct the view of the dogs and prevent them from barking when the Petitioner is in their backyard. Images of the existing fence conditions can be found in Attachment #2 of this report, and images of the proposed fence design for 7020 North Keystone Avenue can be found in Attachment #3 of this report.



**Variation Standards**

*Section 5.15(7) Major Variations* of the Village zoning ordinance identifies eight standards related to this case to be used in determining “whether in a specific case there are practical difficulties or particular hardships in the way of carrying out the strict letter of this Zoning Ordinance.” These standards are identified in Attachment #4 of this report.

### **Relevant Property Improvements**

The Public Hearing Application for the requested Variation was submitted to the Village on April 3, 2017. Since that date, the property owner of 7025 North Karlov Avenue has applied for and received a permit to build a 6'-tall semi-private fence in the rear yard and a 4'-tall open fence in the northern side yard. These fences are compliant with the Village's zoning ordinance. Images of the approved fence for 7025 North Karlov Avenue can be found in Attachment #5 of this report.



### **Approved fences for 7025 N. Karlov**

- 6'-tall semi-private fence
- 4'-tall open fence

### **Public Comment**

All public comments received are provided in full in Attachment #6 of this report. They are summarized as follows.

Sandra and John Lovstrand, residents at 7030 North Keystone, support the petitioner in their request for a solid fence. A letter submitted by the Lovstrand's describes similar experiences related to noise and dogs escaping their property.

Norman Margolin, resident at 7018 North Keystone Avenue, stated that he understands the concerns related to the neighboring dogs and has no objection to the 6'-tall solid fence on the west property line. However, he objects to the 6'-tall solid fence on the south property line. He is concerned he and his wife will lose their open view as a result of the new fence being installed.

### **Conclusion**

The owners of 7020 North Keystone Avenue seek zoning relief to install a solid fence along the rear property line and along the southern side lot line in the rear yard, and a solid fence and gate aligned with the rear façade on the north side of the house. The intent of this relief is to more effectively block visual access and noise from neighboring dogs. The proposed height of all fences and gates would comply with the Village zoning ordinance.

Please note that in addition to the Petitioner's Responses to the attached Variation Standards, the ZBA should consider the attached.

### **Documents Attached**

1. Zoning Variation Application
2. Existing property photographs
3. Images of proposed fence for 7020 North Keystone Avenue
4. Variation Standards
5. Images of the approved fence for 7025 North Karlov Avenue
6. Public Comments

**DRAFT****V. Case #ZB-04-17: 7020 North Keystone Avenue – Fence Variation**

Acting Chairman O'Brien announced Case #ZB-04-17 for consideration of a request by Barry and Mimi Katz, property owners, to allow the installation of a six-foot-tall solid fence along the rear lot line and south side lot line in the rear yard and a four-foot solid fence and gate aligned with the rear façade on the north side of the house.

Acting Chairman O'Brien swore in the Petitioners, Barry and Mimi Katz.

Development Manager Hammel presented background on the property for the single-family residence at 7020 North Keystone Avenue which is in the R-3, Residential Zoning District. The Katz's have an existing four-foot-tall chain link fence around the rear yard and a four-foot-tall chain link fence and gate on the north side of the property. The proposal is for a six-foot-tall solid fence along the rear property line and along the south side property line in the rear yard and a four-foot-tall solid fence and gate where the existing four-foot-tall chain link fence and gate is currently. Development Manager Hammel stated that all other Zoning requirements have been met.

The impetus for this request is their neighbor at 7025 North Karlov Avenue, have large dogs that bark frequently and escape from the backyard. The Katz's have tried to block visual access from their neighbor's yard with wood to keep the dogs from barking as the dog's pen abuts the Katz's property.

Development Manager Hammel stated that the homeowners at 7025 North Karlov Avenue have since received a fence permit for a six-foot-tall semi-private fence around the rear and side property lines in the rear yard and a four-foot-tall-open fence along the north side of the property adjacent to the house.

Public comment was received by a resident at 7030 North Keystone Avenue who approves the Katz's proposal and reiterated the impact of the dogs on their quality of life. Public comment was also received by a resident at 7018 North Keystone Avenue who had no objection to the solid fence on the west property line, but did object to the solid fence on the south property line. Development Manager Hammel stated that over the last five years, the Zoning Board of Appeals has denied these types of cases by varying degrees.

The Standards for Granting Variations were presented for review and discussion.

Mr. Katz presented the Commissioners with a picture of the proposed fence which is made up of five feet of solid fence with a one-foot lattice feature on top. Mr. Katz explained that a slatted fence would not alleviate their problem as the dogs can see through the fence at an angle. Mrs. Katz further stated that the dogs have just recently escaped from the yard. Mrs. Katz said when they are in their yard, the dogs growl and bark at them, especially if their dog is out with them. The Police Department stated that the dogs are kept for hunting purposes only and are not socialized. Mrs. Katz said that the dogs live outside 24 hours a day 365 days a year in a chicken

wire pen. Mrs. Katz stated that their hardship is that they cannot use their yard because the dogs are outside all the time. It is especially worse when they have their dog out in the yard.

Commissioner Heller asked the Petitioners if the solid part of the fence is at five feet, wouldn't the dogs still be able to see into their yard and get agitated. Mrs. Katz replied that the solid part of the fence might be enough to deter some of the barking.

Commissioner Keller commented on their involvement with the Police Department. Development Manager Hammel replied that the Police Department has been called out on numerous nuisance calls because of the dogs barking. Development Manager Hammel answered that the "animal noise" ordinance is vague. Additionally, there is no code that prohibits dogs from being outside 24 hours a day.

Acting Chairman O'Brien stated as these are hunting dogs, they are driven by smell and not sight, and a solid fence would not deter them from barking. Also, hardships need to be a permanent condition of the property, and dogs are not a permanent condition. Mrs. Katz did acknowledge that installing the wood boards across the cyclone fence has calmed the dogs down when they are outside.

Commissioner Vorobeychik asked Development Manager Hammel if the Code could be changed to address these types of nuisance issues. Development Manager Hammel stated that it would require a text amendment to the Village Code and not the Zoning Code. The standards to measure this nuisance would require extensive deliberation and would not even guarantee that the Village would want to address this issue.

Commissioner Grant asked Development Manager Hammel to reiterate what type of fence the residents at 7025 North Karlov Avenue have applied for. Development Manager Hammel restated that a permit was issued for a six-foot-tall semi-private fence in the rear yard and a four-foot-tall semi-private fence on the side yard.

Acting Chairman O'Brien asked if anyone in the audience would like to comment on this Public Hearing. Below are comments from the public.

Mr. Norm Margolin, 7018 North Keystone Avenue, stated that the dogs start barking very early in the morning. Mr. Margolin said he has no problem with a solid fence along the rear of the lot, but strongly objects to a solid fence between their properties on the side lot line.

Mrs. Margolin, 7018 North Keystone Avenue, stated there are dogs on the other side of 7025 Karlov Avenue and that is when the dogs really get agitated. Mrs. Margolin asked if this solid fence would help with that problem.

Commissioner Grant mentioned the Police Department's objection to solid fences, and asked if this request should be brought to their attention.

Mr. Katz stated that he would amend his request to only have a solid fence along the rear lot line of his property and have a code compliant fence on the south side of his property between his property and Mr. Margolin's property.

Acting Chairman O'Brien asked if anyone in the audience would like to address the Zoning Board of Appeals regarding this issue. Let the record state that no one came forward.

**Motion to approve** a five-foot-tall solid fence with a one-foot-tall open feature along the west rear lot line was made by Commissioner Nickell and seconded by Commissioner Keller. This request will be heard at the June 6, 2017 Village Board meeting.

**Aye: Heller, Keller, Nickell, and Vorobeychik**

**Nay: Grant and O'Brien**

**Motion Approved: 4-2**

#### **V. Other Business**

No other business was discussed. Acting Chairman O'Brien asked if there was anyone in the audience who would like to address the Plan Commission. Let the record state that no one came forward.

#### **VI. Next Meeting**

The next meeting of the Plan Commission is scheduled for Wednesday, June 18, 2017.

#### **X. Adjournment**

**Motion to adjourn** was made by Commissioner Grant and seconded by Commissioner Nickell. Meeting adjourned at 7:50 p.m.

**Aye: Grant, Nickell, Heller, Keller, Vorobeychik, and O'Brien**

**Nay: None**

**Motion Approved: 6-0**

Respectfully submitted,

Kathryn M. Kasprzyk  
Community Development Coordinator

# Attachment #3 Pertinent Village Code Sections

## Fence Regulations Excerpt

Section 3.13(11) Fence types and height in residential districts.

- a. Solid fences shall not be allowed in residential districts except as provided for herein below.

## Variation Standards

Section 5.15 Major Variations

(7) Standards. In determining whether in a specific case there are practical difficulties or particular hardships in the way of carrying out the strict letter of this Zoning Ordinance, there shall be taken into consideration the extent to which the following facts are established:

- a. The requested major Variation is consistent with the stated intent and purposes of this Zoning Ordinance and the Comprehensive Plan;
- b. The particular physical surroundings, shape, or topographical conditions of the subject property would bring a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of this Zoning Ordinance is enforced;
- c. The conditions upon which the petition for the Variation is based would not be applicable generally to other property within the same zoning district;
- d. The Variation is not solely and exclusively for the purpose of enhancing the value of or increasing the revenue from the property;
- e. The alleged difficulty or hardship has not been created by any person presently having an interest in the property;
- f. The granting of the Variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located;
- g. The Variation granted is the minimum change to the Zoning Ordinance standards necessary to alleviate the practical hardship on the subject property; and
- h. The proposed Variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire, or otherwise endanger the public safety, or substantially diminish or impair property values within the neighborhood.



**VILLAGE OF LINCOLNWOOD**  
**Community Development Department**

**Public Hearing Application**  
**Variations**

**SUBJECT PROPERTY**

Property Address: 7020 N. Keystone

Permanent Real Estate Index Number(s): 10-34-213-050-0000

Zoning District: \_\_\_\_\_ Lot Area: \_\_\_\_\_

List all existing structures on the property. Include fencing, sheds, garages, pools, etc.

House, attached garage, chain link fence

Are there existing development restrictions affecting the property? \_\_\_ Yes X No  
(Examples: previous Variations, conditions, easements, covenants) If yes, describe: \_\_\_\_\_

**REQUESTED ACTION**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Variation - Residential | <input type="checkbox"/> Variation - Signs/Special Signs |
| <input type="checkbox"/> Variation - Non-Residential        | <input type="checkbox"/> Minor Variation                 |
| <input type="checkbox"/> Variation - Off-Street Parking     | <input type="checkbox"/> Other                           |
| <input type="checkbox"/> Variation - Design Standards       |  |

**PROJECT DESCRIPTION**

Describe the Request and Project: Replacement of chain link fence with solid panel, wood fence.

**PROPERTY OWNER/PETITIONER INFORMATION**

Property Owner(s): (List all Beneficiaries if Trust)

Name: Barry N. and Mimi L. Katz

Address: 7020 N. Keystone

Telephone: (224) 558-3064 Fax: (\_\_\_\_) \_\_\_\_\_ E-mail: katz.7020@gmail.com

Petitioner: (if Different from Owner)

Name: \_\_\_\_\_ Relationship to Property: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: (\_\_\_\_) \_\_\_\_\_ Fax: (\_\_\_\_) \_\_\_\_\_ E-mail: \_\_\_\_\_

**NOTICE OF REASONABLE ACCOMMODATION PROCESS**

An alternate process is provided by the Village for persons with disabilities or handicaps who seek a Reasonable Accommodation from the Zoning Code regulations in order to gain equal access to housing. If you seek a Reasonable Accommodation from the Zoning Code based on disability or handicap, do not complete this application form, but rather a separate application for Reasonable Accommodation. For more information on this process, consult Section 4.06(3) of the Zoning Code, or contact the Community Development Department at 847.673.7402.

## REQUIRED ATTACHMENTS \*

Check all Documents that are Attached:

- |                    |       |                             |       |
|--------------------|-------|-----------------------------|-------|
| Plat of Survey     | _____ | Applicable Zoning Worksheet | _____ |
| Site Plan          | _____ | Photos of the Property      | _____ |
| Proof of Ownership | _____ | PDF Files of all Drawings   | _____ |
| Floor Plans        | _____ | Elevations                  | _____ |

\*The above documents are required for all applications. The Zoning Officer may release an applicant from specific required documents or may require additional documents as deemed necessary.

## COST REIMBURSEMENT REQUIREMENT

The Village requires reimbursement of certain out-of-pocket costs incurred by the Village in connection with applications for zoning approvals and relief. These costs include, but are not limited to, mailing costs, attorney and engineer costs, and other out-of-pocket costs incurred by the Village in connection with this application. In accordance with Section 5.02 of the Village of Lincolnwood Zoning Ordinance, both the petitioner and the property owner shall be jointly and severally liable for the payment of such out-of-pocket costs. Out-of-pocket costs incurred shall be first applied against any hearing deposit held by the Village, with any additional sums incurred to be billed at the conclusion of the hearing process.

Invoices in connection with this application shall be directed to:

Name: Barry N. Katz  
Address: 7020 N. Keystone  
City, State, Zip: Lincolnwood, IL 60712

## ATTESTMENT AND SIGNATURE

I hereby state that I have read and understand the Village cost reimbursement requirement, as well as the requirements and procedures outlined in Article V of the Village Zoning Ordinance, and I agree to reimburse the Village within 30 days after receipt of an invoice therefor. I also understand that if I desire a Reasonable Accommodation from the Zoning Code based on disability or handicap, that I must complete and submit a different application for consideration and by submitting this application for a Variation, I am attesting that I am not seeking a Reasonable Accommodation. I further attest that all statements and information provided in this application are true and correct to the best of my knowledge and that I have vested in me the authority to execute this application.

**PROPERTY OWNER:**

**PETITIONER:** (if Different than Property Owner)

Barry N. Katz & Mimi L. Katz  
Signature

\_\_\_\_\_  
Signature

Barry N. Katz & Mimi L. Katz  
Print Name

\_\_\_\_\_  
Print Name

4/3/2017  
Date

\_\_\_\_\_  
Date

## VARIATION STANDARDS

To be approved, each Variation request must meet certain specific standards. These standards are listed below. After each listed standard, explain how your Variation request satisfies the listed standard. Use additional paper if necessary.

1. The requested Variation is consistent with the stated intent and purposes of the Zoning Ordinance and the Comprehensive Plan.

Yes. The purpose of the Variation is to alleviate hardship.

2. The particular physical surroundings, shape or topographical conditions of the subject property would bring a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of this Zoning Ordinance is enforced.

Absolutely! See attachment.

3. The conditions upon which the petition for the Variation is based would not be applicable generally to other property within the same Zoning District.

This request is specifically intended for our property alone.

4. The Variation is not solely and exclusively for the purpose of enhancing the value of or increasing the revenue from the property.

Absolutely not! The Variation is solely for the purpose of relieving hardship and to allow us the right to enjoy using our backyard.

## VARIATION STANDARDS (Continued)

5. The alleged difficulty or hardship has not been created by any person presently having an interest in the property.

No. The hardship is being caused by the property owner directly behind our house.

6. The granting of the Variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located.

No. The purpose of the Variation is to protect our welfare and prevent injury to us, our dog, and our guests. In fact, the Variation will be beneficial to public welfare in that if the neighbor's dogs cannot see into our yard, they should be less anxious and bark less.

7. The Variation granted is the minimum change to the Zoning Ordinance standards necessary to alleviate the practical hardship on the subject property.

Yes.

8. The proposed Variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire, or otherwise endanger the public safety, or substantially diminish or impair property values within the neighborhood.

It will not.

## Variation Standards – Hardship: Question #2

**Setting the stage:** We live at 7020 N Keystone. Directly behind our house is 7025 N Karlov, a property owned by the Cantic family. The Cantic family has 2 LARGE dogs that live in an insecure, penned area made of chicken wire, supported by plywood stakes. They live in this pen:

**24 hours a day/7 days a week/365 days a year!**

One dog is a ferocious German Shepherd, weighing well over 100 lbs. The other dog is possibly a Springer Spaniel, and is also quite large. I have been told by the Lincolnwood Police that the owners say the dogs are kept specifically for the purpose of hunting, and that they are kept outside **to prevent them from socializing with people, making them better hunters.**

Throughout the year, these unsocialized dogs bark incessantly and escape their pen and yard, frightening all their neighbors and our poor mailman, who told me he has complained to the police twice. Complaining to the police has not solved the problem, and the neighbors are tired of calling. When the dogs have broken out of their pen, they've jumped the 4 ft tall, chain link fences, separating their yard from neighboring yards, and bolted down the streets. One day, I froze and grabbed my little dog, when the Springer Spaniel came running down Keystone and stopped across the street from me, directly in front of Rossi Park. Fortunately, there were no children in the park at the time. A Lincolnwood Police Community Service officer recently told me that until these dogs bite someone, the loose zoning ordinance on dog pens prevents the Village and its residents from demanding a vicious dog, secure pen for them. Their pen is about 6 ft tall, and as I said,

**it is made from chicken wire that is staked with plywood.**

**Our hardship:** Separating our yard from the Cantic yard is a 4 ft tall chain link fence that we need to replace, for seclusion from the dogs. When they see us and our dog, they bark, they growl, and jump and jump and jump to the top of their pen, bouncing off it with every intention of getting to us. Last year, we were forced to put solid sheets of plywood against our fence, in the corner, where the dogs live, to try to block their view of us as best we could.

The reason that we need a Variance for a solid wood fence is that we, indeed, have a hardship! We moved to a house in Lincolnwood, from a condo in Evanston, so that we could have a backyard. We now have a beautifully landscaped backyard that we are very uncomfortable using. We need to TOTALLY block the view of our yard from these dogs so we can use it, enjoy it, and feel secure in it. If the dogs can't see us, they will bark less, and be less of a nuisance to our neighbors as well. A fence that meets the current zoning code, without a variance, will not be helpful to us.

Proposed fence style  
in cedar.



1 ft,  
slotted top  
5 ft  
solid fence

Dog pen ↓

Dogs can see thru slotted fence (neighbor's)



Chicken wire dog pen ↓



Our chain link gate and fence will be 4 ft.

Cantio house



replacing  
this  
with 6ft  
fence



replacing  
this  
fence with  
6 ft fence

Replacing this fencing with 6ft fence



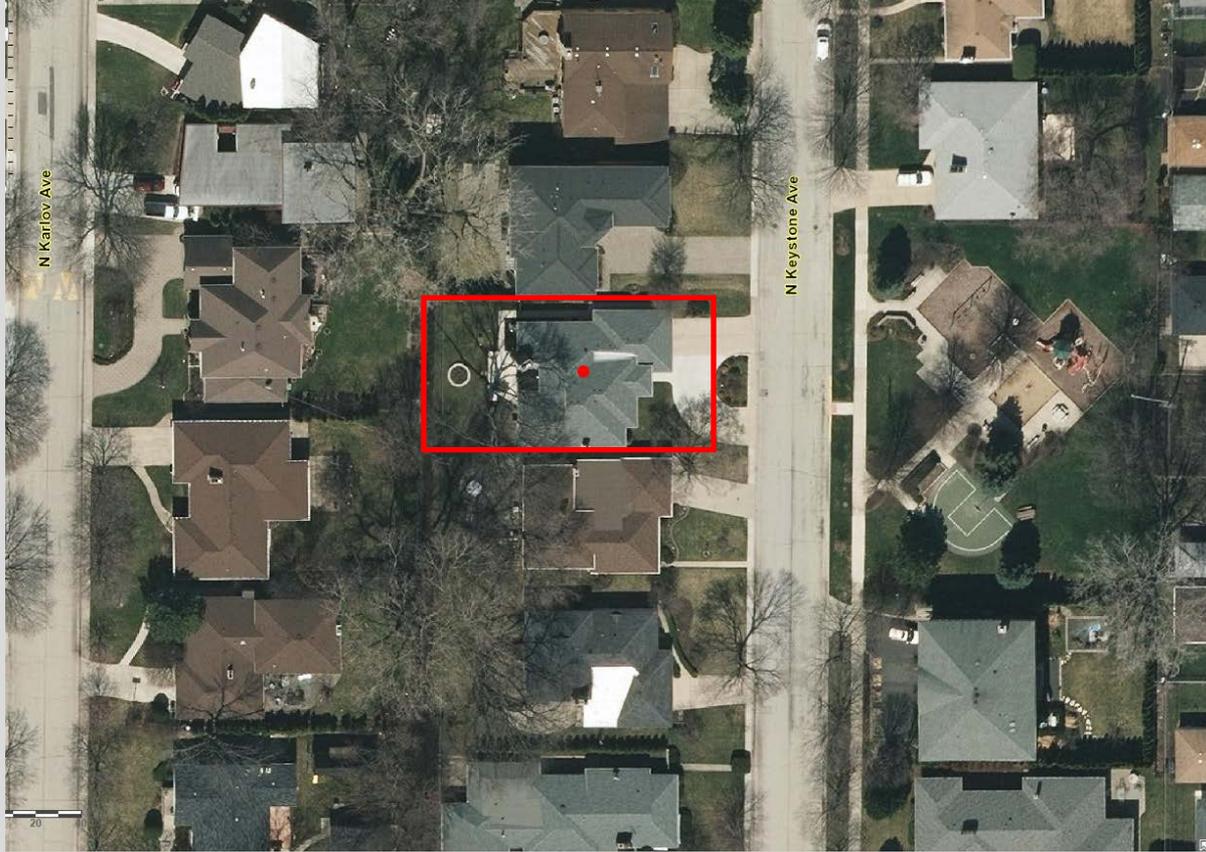
***ZONING BOARD OF APPEALS  
RECOMMENDATION***

**Case # ZB 04-17**

***Fence Variation***

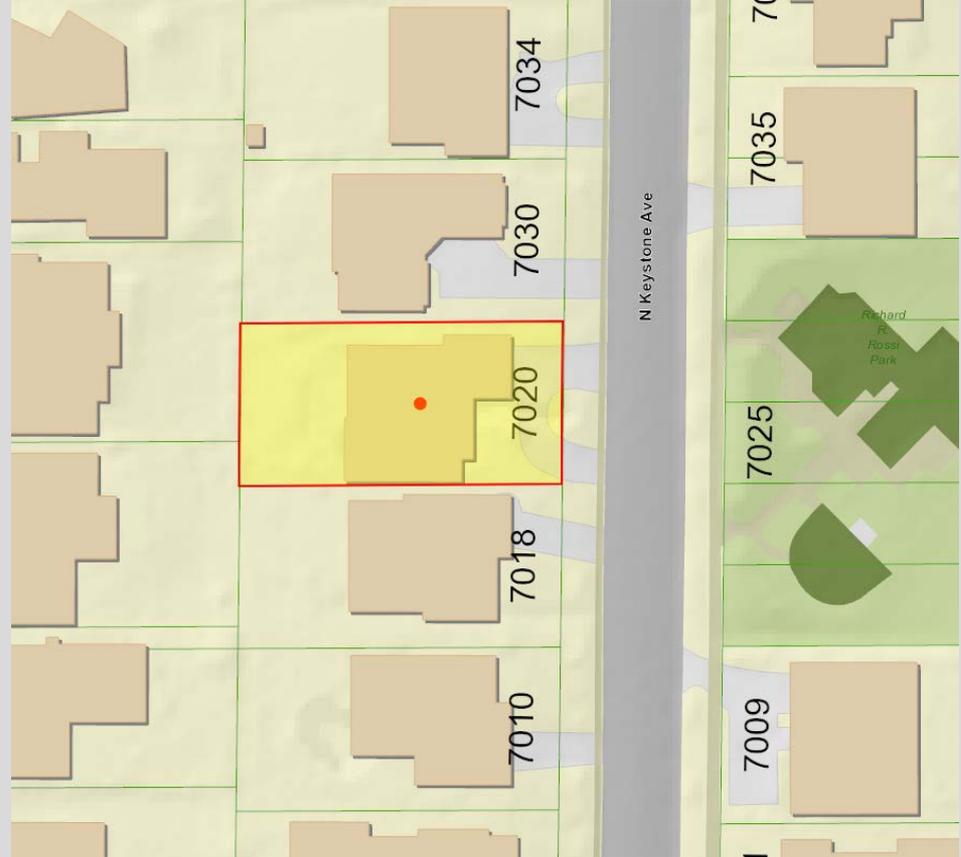
***Barry and Mimi Katz  
7020 N. Keystone Avenue***

# Subject Property



# Subject Property - Zoning

- R3 Residential Zoning
- Area – 8,464 s.f.



# Background

- Existing 4'-tall chain link fence around the rear yard



# Background

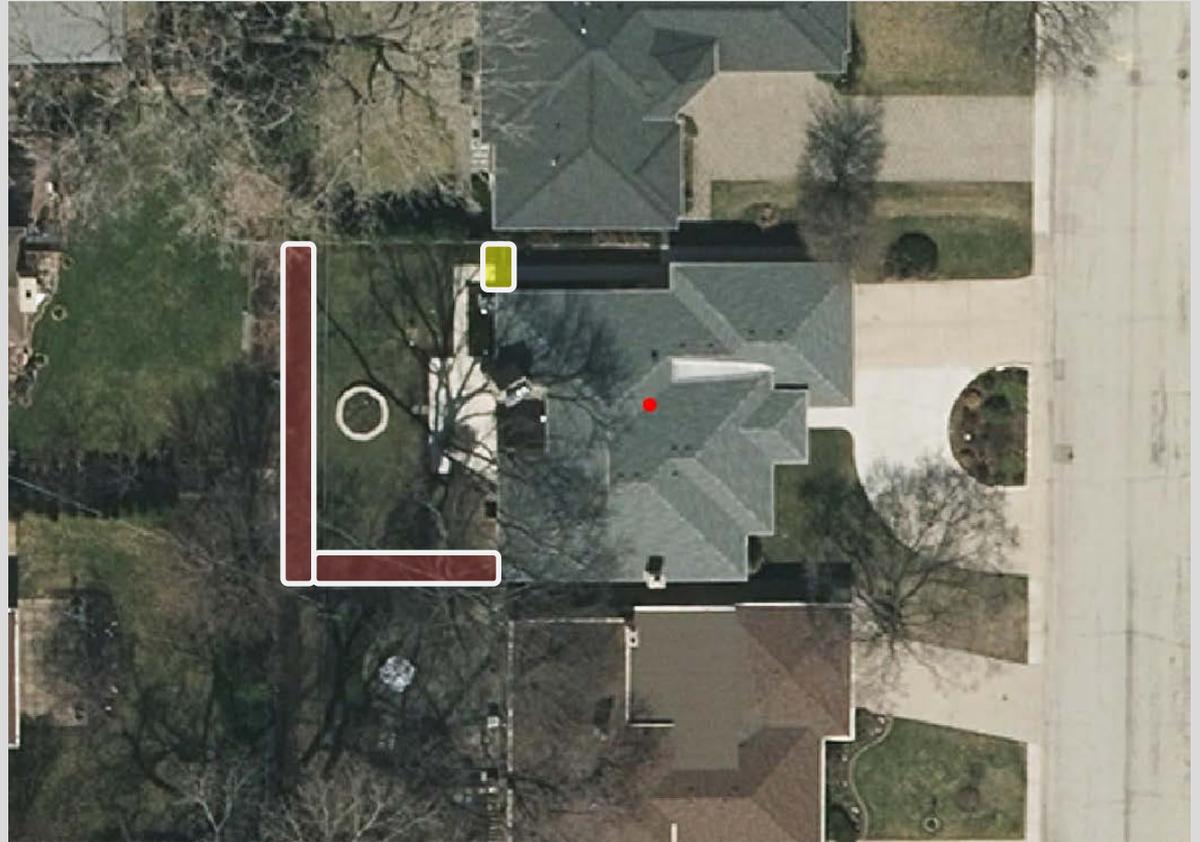
- Existing 4'-tall chain link fence and gate aligned with the rear facade



# Original Request

■ 6'-tall solid fence  
("semi-private fence"  
permitted by right)

■ 4'-tall solid fence  
and gate  
("open fence"  
permitted by right)



# Considerations

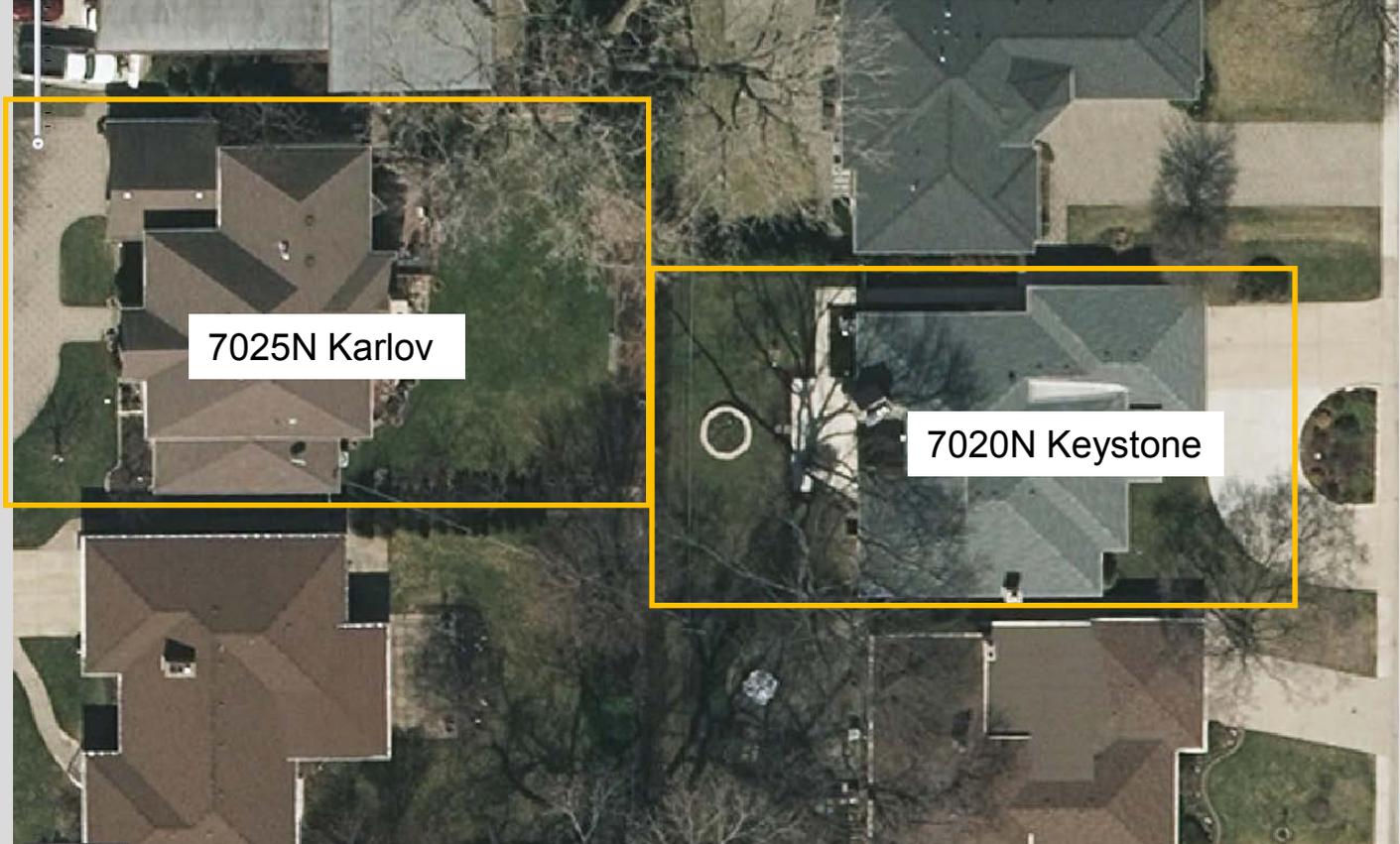
- Neighbor at 7025 N Karlov has dogs that bark and escape their backyard



7025 N Karlov

7020 N Keystone  
(Petitioner)

# Considerations

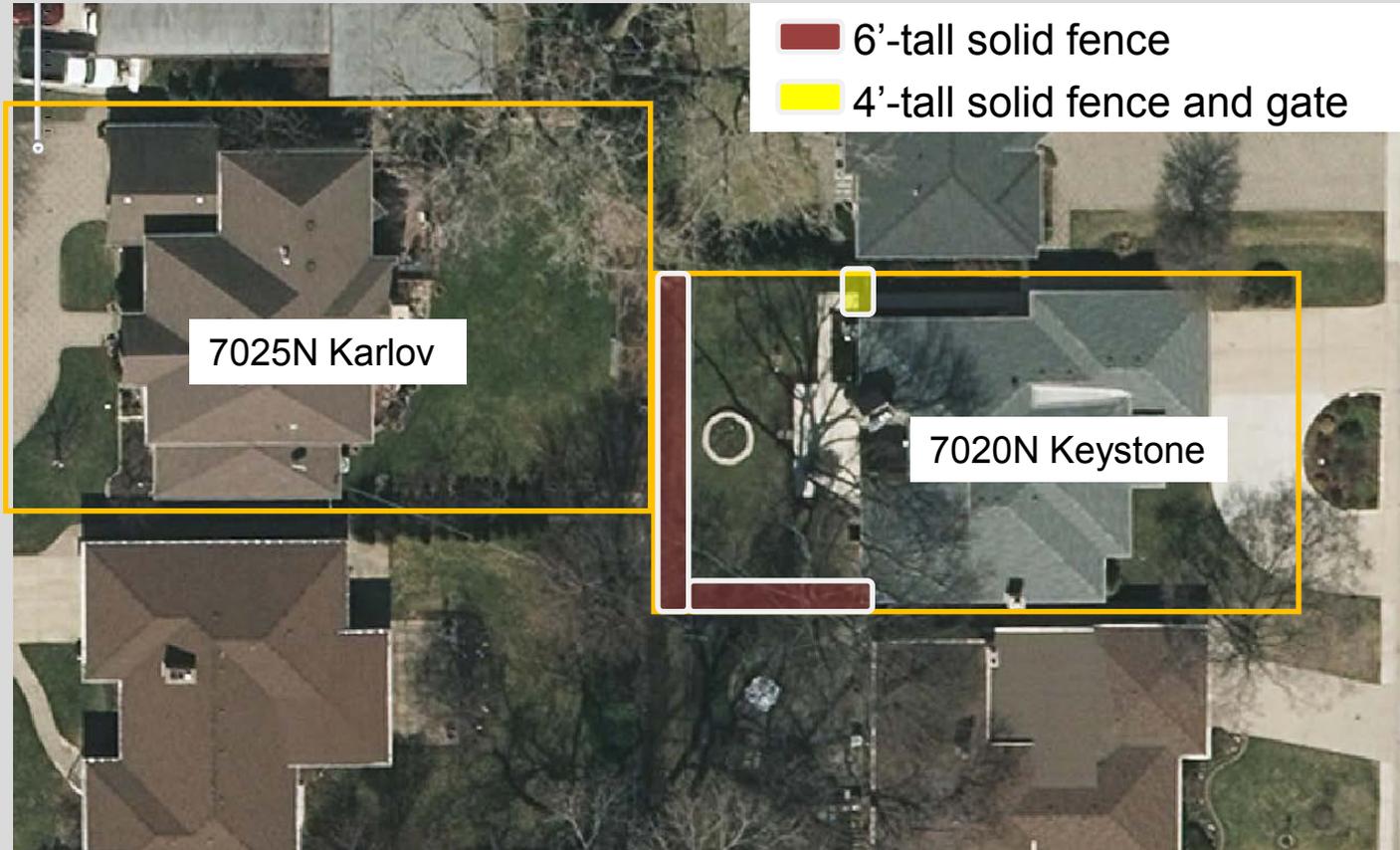


7025N Karlov

7020N Keystone

# Considerations

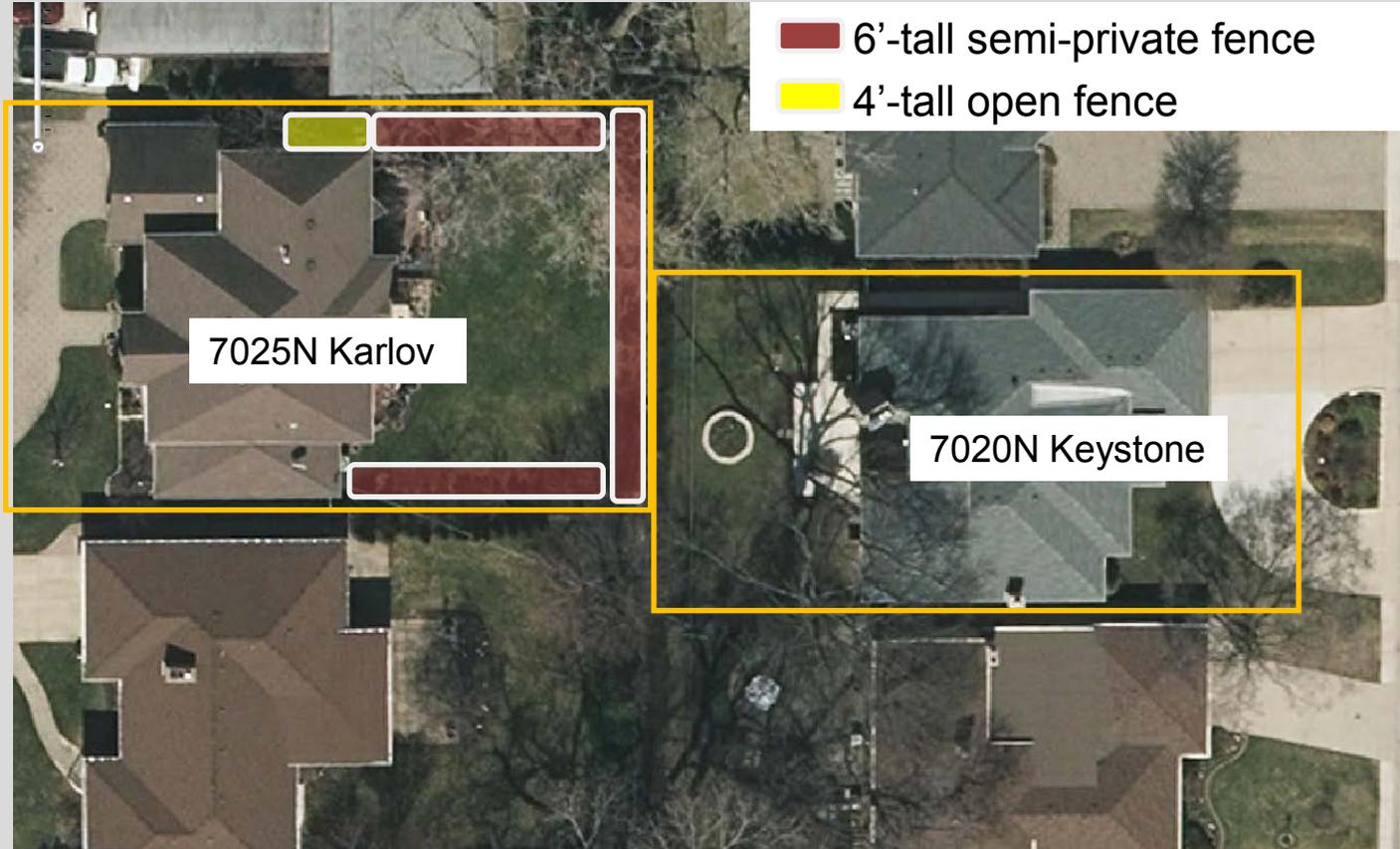
Original request  
at 7020 N  
Keystone



# Considerations

Neighbor at 7025 N Karlov has received a fence permit

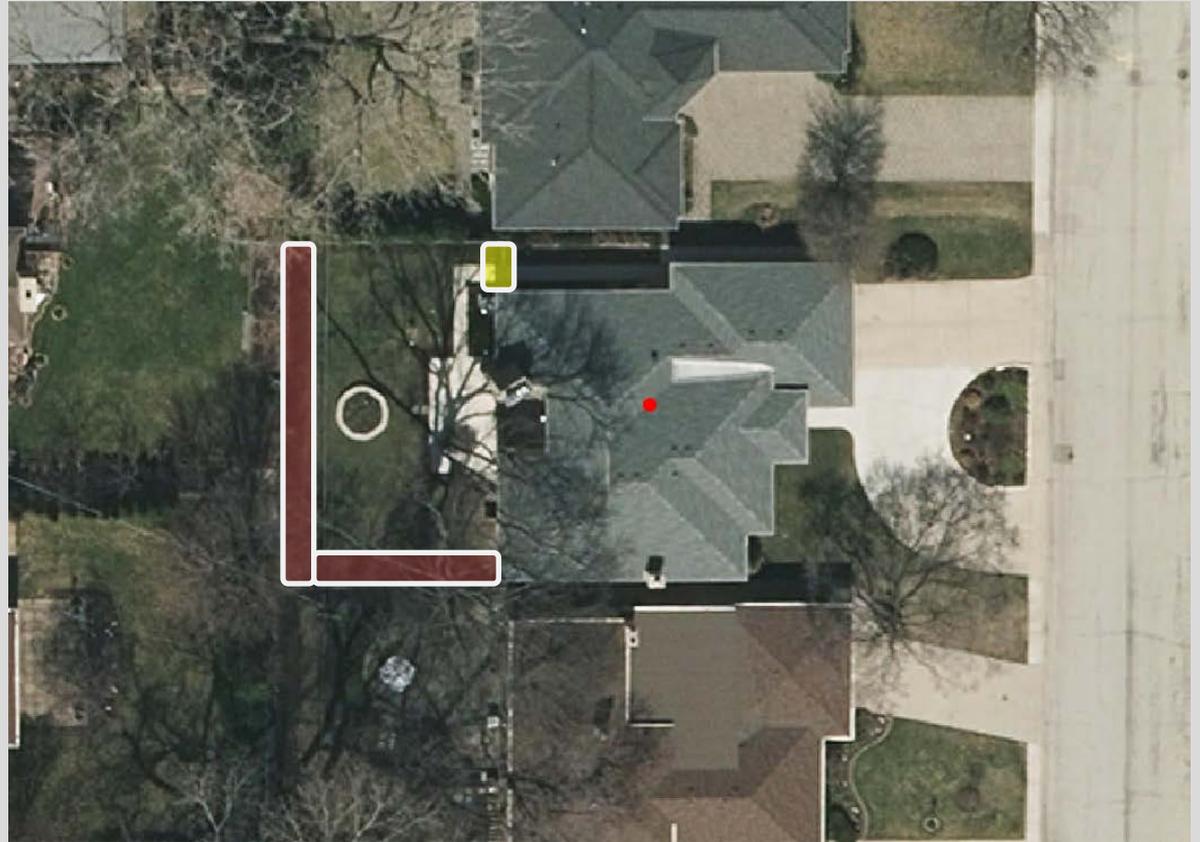
- Proposed fence meets zoning standards for height and open area of 33%



# Original Request

■ 6'-tall solid fence  
("semi-private fence"  
permitted by right)

■ 4'-tall solid fence  
and gate  
("open fence"  
permitted by right)



# Details of Requested Zoning Relief

Section 3.13(11)a states:

*“...solid fences shall not be allowed in residential districts except as provided herein below.”*

- Proposed improvement does not meet conditions that would permit solid fences



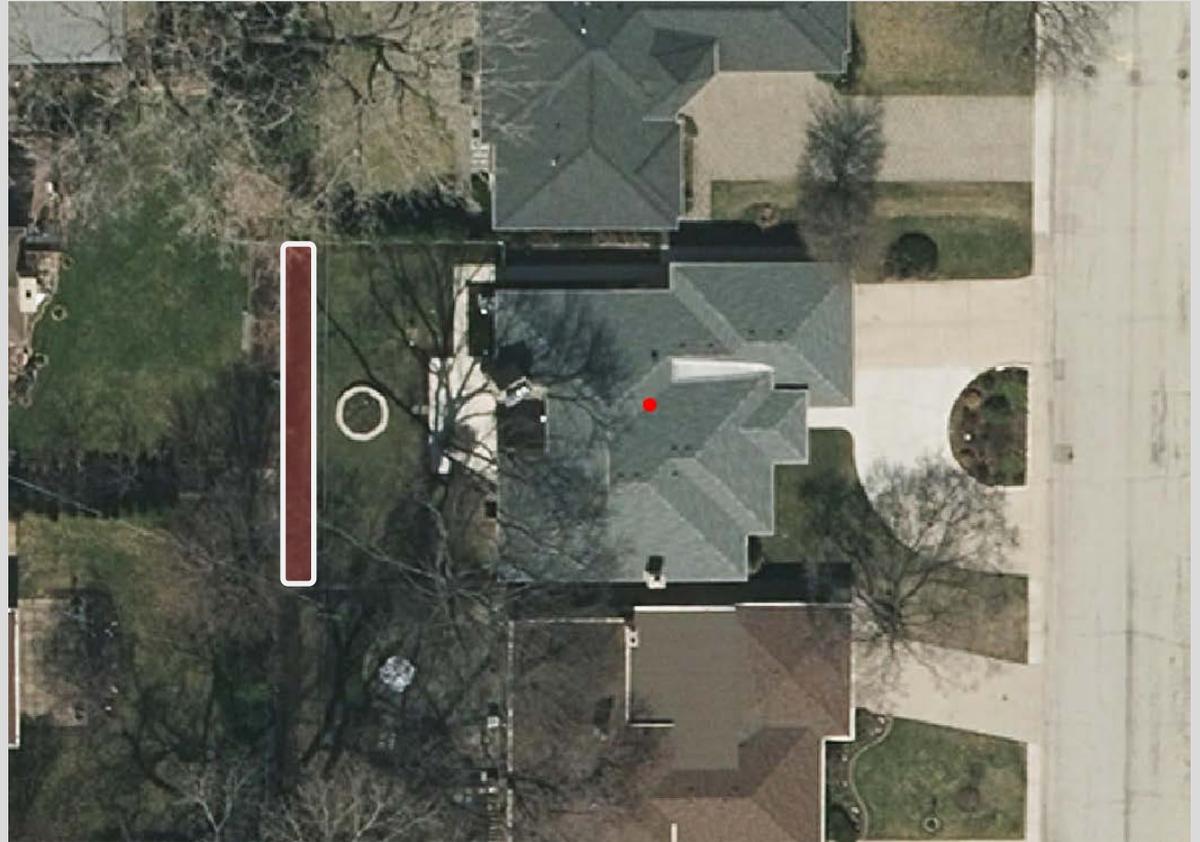
# ZBA Deliberations

## **ZBA held a Public Hearing on May 17, 2017:**

- Impetus for the request is noise and disruption created by neighboring dogs
- Installation of temporary boards along the bottom of the existing fence has not helped
- ZBA had questions about the effectiveness of the requested fence and approved fence at neighboring property
- ZBA expressed concerns regarding permanent variation to a temporary problem
- Neighbor objected to solid fence on south property line

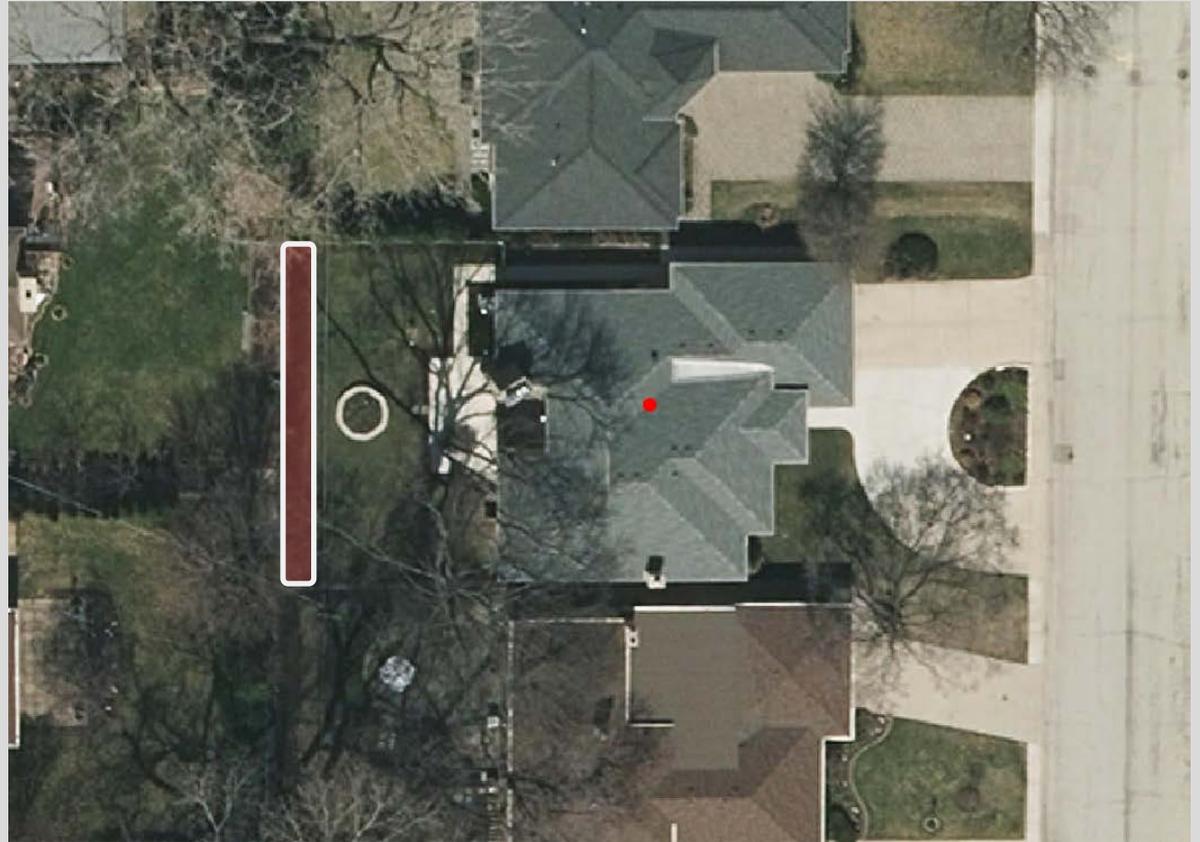
# Modified Request

- 6'-tall solid fence  
("semi-private fence"  
permitted by right)



# ZBA Recommendation

- ❑ By a 4-2 Vote, Recommends Approval of a solid fence on the south property line



# **Requested Action**

**Board Consideration of:**

**Approval of a Variation to allow  
for the Installation Solid Fence  
along the Rear Lot Line at 7020  
North Keystone Avenue**

**Direct Village Attorney to Draft a  
Related Ordinance**

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 7

**ORIGINATING DEPARTMENT:** Community Development

**SUBJECT:** Consideration of an Ordinance in Case #PC-05-17 Approving a Reasonable Accommodation to Allow for a Community Residence Use in a Residential District at 6435 North Christiana Avenue

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

Andreea Bordeianu of Diane Home Care, Inc., Petitioner, on behalf of Virgil Tiran, Property Owner of 6435 North Christiana Avenue, seeks approval of a Reasonable Accommodation to allow for a Community Residence facility that would house two residents with disabilities. The property is located on the east side of North Christiana Avenue, approximately mid-block between West Devon Avenue and West Arthur Avenue. It is located within the R-4, General Residence Zoning District.

The Community Residence is proposed to be operated by Diane Home Care, a CILA (Community Integrated Living Arrangement) certified provider, as regulated by the Illinois Department of Human Services. The community residence will be home to two full-time residents. Care will be provided around the clock by two on-site professionals. Diane Home Care will store one vehicle, used to transport residents of the home as part of care services or activities, at the subject property in a two-car garage loaded off the rear alley.

Based on the Village's Zoning Ordinance, a Community Residence is permitted in the R-4, General Residence Zoning District "only in compliance with, and pursuant to, the Reasonable Accommodations provisions and procedures set forth in Section 4.06(3) of this Zoning Ordinance". The purpose of the aforementioned code section is "to provide a procedure to request Reasonable Accommodation from the strict application of the regulations of this Zoning Ordinance for persons seeking equal access to housing under the Fair Housing Act, 42 U.S.C. § 3602(h)(1), as may be amended ("FHA"), and who have disabilities or handicaps as defined by the FHA".

The Plan Commission unanimously recommended approval of the requested Reasonable Accommodation by a 4-0 vote at its May 3, 2017 meeting. As a part of that approval, the Plan Commission stipulated the following conditions:

1. That the facility will reside no more than two residents;
2. That all expenses related to maintenance are to be undertaken by the Property Owner; and
3. That, to the extent possible, two vehicles be parked in the garage on the property prior to on-street spaces being utilized.

At its May 16, 2017 meeting, the Village Board, by a 6-0 vote, directed the Village Attorney to prepare the requisite Ordinance for consideration, with the following conditions to be included in the Ordinance:

1. That the structure in which the Community Residence operates may not be enlarged in any way, except upon prior approval by the Village Board of Trustees, by Resolution; and
2. That the Owner and Applicant must allow the Village to inspect the property and proposed Community Residence at reasonable times, upon the provision of reasonable prior notice.

**FINANCIAL IMPACT:**

None

**DOCUMENTS ATTACHED:**

1. Proposed Ordinance
2. Neighborhood Petition of Opposition Entered as Part of the Record of the May 16, 2017 Village Board Meeting
3. Letters Submitted From Residents and Entered Into the Record of the May 16, 2017 Village Board Meeting
4. Fair Housing Act Regulatory Context
5. June 6, 2017 Village Board Staff Presentation

**RECOMMENDED MOTION:**

**Move to approve** an Ordinance granting a Reasonable Accommodation for a Community Residence Use in a Residential District at 6435 North Christiana Avenue.

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2017-\_\_\_\_\_**

**AN ORDINANCE APPROVING A REASONABLE ACCOMMODATION  
FOR A COMMUNITY RESIDENCE**

(6435 North Christiana Avenue)

ADOPTED BY THE  
BOARD OF TRUSTEES  
OF THE VILLAGE OF LINCOLNWOOD  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017.

Published in pamphlet form  
by the authority of the  
President and Board of Trustees  
of the Village of Lincolnwood,  
Cook County, Illinois this  
\_\_\_\_\_ day of \_\_\_\_\_, 2017

---

Village Clerk

**AN ORDINANCE APPROVING A REASONABLE ACCOMMODATION  
FOR A COMMUNITY RESIDENCE**  
(6435 North Christiana Avenue)

WHEREAS, Virgil Tiran (“*Owner*”), is the record title owner of that certain property located in the R-4 Residential District (“*R-4 District*”), commonly known as 6435 North Christiana Avenue, and legally described in **Exhibit A** attached to and, by this reference, made a part of this Ordinance (“*Property*”); and

WHEREAS, the Property is currently improved with a single-family residential structure; and

WHEREAS, Diane Home Care, Inc. (“*Applicant*”), with the consent of the Owner, desires to use the Property for operation of a Community Residence, as that term is defined in Section 2.02 of “The Village of Lincolnwood Zoning Ordinance,” as amended (“*Zoning Ordinance*”), for two persons with disabilities (the “*Proposed Community Residence*”); and

WHEREAS, the Applicant provides residential and social services to persons with disabilities in the Chicago metropolitan area; and

WHEREAS, the Applicant currently operates several residential facilities for developmentally disabled individuals in Chicago, Des Plaines, and Skokie, all of which have been licensed pursuant to the Illinois Community-Integrated Living Arrangements Licensure and Certification Act, 210 ILCS 135/1 *et seq.*, as may be amended (“*CILA*”); and

WHEREAS, pursuant to Table 4.01.1 and Section 4.06(3) of the Zoning Ordinance, community residences may not be operated in the R-4 District except upon approval by the Board of Trustees of a reasonable accommodation therefor; and

WHEREAS, the Applicant, with the consent of the Owner, has filed an application for a reasonable accommodation to allow the operation of the Proposed Community Residence on the Property; and

WHEREAS, the Applicant intends to apply for a CILA license for a Proposed Community Residence on the Property, and has represented to the Village that it will only operate the Proposed Community Residence if it receives a CILA license; and

WHEREAS, a public hearing of the Plan Commission of the Village of Lincolnwood to consider approval of the requested reasonable accommodation was duly advertised in the *Lincolnwood Review* on April 13, 2017, and held on May 3, 2017; and

WHEREAS, on May 3, 2017, the Plan Commission made findings and recommendations in support of the requested reasonable accommodation, subject to specified conditions; and

WHEREAS, the Village Board of Trustees has determined that the requested reasonable accommodation meets the required standards for reasonable accommodations as set forth in Section 4.06(3) of the Zoning Ordinance; and

WHEREAS, the Village Board of Trustees has determined that it will serve and be in the best interests of the Village to grant the requested reasonable accommodation to the Applicant, subject to the conditions, restrictions, and provisions of this Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF LINCOLNWOOD, COOK COUNTY, ILLINOIS,** as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. APPROVAL OF REASONABLE ACCOMMODATION. In accordance with, and pursuant to, Section 4.06(3) of the Zoning Ordinance and the home rule powers of the Village, and subject to, and contingent upon, the conditions, restrictions, and provisions set forth in Section 3 of this Ordinance, the Village Board of Trustees hereby approves a reasonable accommodation for the operation by the Applicant of the Proposed Community Residence on the Property.

SECTION 3. CONDITIONS. Notwithstanding any use or development right that may be applicable or available pursuant to the provisions of the Zoning Ordinance, the approval granted pursuant to Section 2 of this Ordinance is hereby expressly subject to, and contingent upon, the development, use, and maintenance of the Proposed Community Residence and the Property in compliance with the following conditions, each of which has been reviewed by the Applicant and determined by the Applicant to be reasonable and satisfactory to the Applicant:

- A. CILA License Required. The operation of the Proposed Community Residence may not commence prior to receipt by the Applicant of a license therefor pursuant to CILA, as required pursuant to Section 4.06(3)(i) of the Zoning Ordinance.
- B. Compliance with Laws. Except to the extent specifically provided otherwise in this Ordinance, the development, use, operation, and maintenance of the Proposed Community Residence and the Property must comply at all times with all applicable Village codes and ordinances, as the same have been or may be amended from time to time. Specifically, and without limitation of the foregoing, the operation of the Proposed Community Residence must comply with the following:
  - 1. Pursuant to Section 4.06(3)(k)(ii) of the Zoning Ordinance, the Proposed Community Residence may not serve as the residence for more than two persons with disabilities, or for more individuals than permitted pursuant to CILA;
  - 2. Pursuant to Section 4.06(3)(k)(iii) of the Zoning Ordinance, no medical treatments or services may be provided at the Property to non-residents of the Proposed Community Residence; and
  - 3. Pursuant to Section 4.06(3)(m) of the Zoning Ordinance, not less than once per year, the Applicant must deliver a written report to the Village

Director of Community Development, providing evidence that the Proposed Community Residence continues to comply with this Ordinance.

- C. No Enlargement of Structure. During the time that the Proposed Community Residence is in operation, the existing residential structure on the Property may not be enlarged in any way, except upon prior approval by the Village Board of Trustees, by resolution duly adopted.
- D. Property Maintenance. The Owner is and will be responsible for all costs and expenses necessary to maintain the Property as required by law.
- E. Off-Street Parking. No vehicle used in connection with the Proposed Community Residence may be parked within a right-of-way at any time during which there are fewer than two cars parked in the garage located on the Property.
- F. Inspections. The Owner and the Applicant must allow the Village to inspect the Property and the Proposed Community Residence at reasonable times, upon the provision of reasonable prior notice.
- G. Reimbursement of Village Costs. In addition to any other costs, payments, fees, charges, contributions, or dedications required under applicable Village codes, ordinances, resolutions, rules, or regulations, the Applicant must pay to the Village, promptly upon presentation of a written demand or demands therefor, all legal fees, costs, and expenses incurred or accrued in connection with the review, negotiation, preparation, consideration, and review of this Ordinance. Payment of all such fees, costs, and expenses for which demand has been made must be made by a certified or cashier's check. Further, the Applicant is liable for, and must pay upon demand, all costs incurred by the Village for publications and recordings required in connection with the aforesaid matters.

SECTION 4. RECORDATION; BINDING EFFECT. A copy of this Ordinance will be recorded with the Cook County Recorder of Deeds. This Ordinance and the privileges, obligations, and provisions contained herein inures solely to the benefit of, and be binding upon, the Owner, the Applicant, and each of their respective heirs, representatives, successors, and assigns; provided, however, that the reasonable accommodation approved pursuant to Section 2 of this Ordinance may not be assigned or transferred except upon a public hearing before the Plan Commission and the approval of the Board of Trustees, which approval may be withheld in its sole and absolute discretion.

SECTION 5. FAILURE TO COMPLY WITH CONDITIONS. Upon the failure or refusal of the Owner of the Applicant to comply with any or all of the conditions, restrictions, or provisions of this Ordinance, as applicable, the approval granted in Section 2 of this Ordinance will, at the sole discretion of the Village Board of Trustees, by ordinance duly adopted, be revoked and become null and void; provided, however, that the Village Board of Trustees may not so revoke the approval granted in Section 2 of this Ordinance unless they first provide the Owner and the Applicant with two months advance written notice of the reasons for revocation and an opportunity to be heard at a regular meeting of the Village Board of Trustees. In the

event of revocation, the development and use of the Property will be governed solely by the regulations of the R-4 District and the applicable provisions of the Zoning Ordinance, as the same may, from time to time, be amended. Further, in the event of such revocation, the Village Manager and Village Attorney are hereby authorized and directed to bring such zoning enforcement action as may be appropriate under the circumstances.

SECTION 6. AMENDMENTS. Any amendments to the approval granted in Section 2 of this Ordinance that may be requested by the Owner or the Applicant after the effective date of this Ordinance may be granted only pursuant to the procedures, and subject to the standards and limitations, provided in the Zoning Ordinance.

SECTION 7. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance will remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 8. EFFECTIVE DATE.

- A. This Ordinance will be effective only upon the occurrence of all of the following events:
  - 1. Passage by the Village Board of Trustees in the manner required by law;
  - 2. Publication in pamphlet form in the manner required by law; and
  - 3. The filing by the Owner and the Applicant with the Village Clerk of an Unconditional Agreement and Consent, in the form of **Exhibit B** attached to and, by this reference, made a part of this Ordinance, to accept and abide by each and all of the terms, conditions, and limitations set forth in this Ordinance and to indemnify the Village for any claims that may arise in connection with the approval of this Ordinance; and
- B. In the event the Owner or the Applicant do not file fully executed copies of the Unconditional Agreement and Consent, as required by Section 8.A.3 of this Ordinance, within 30 days after the date of final passage of this Ordinance, the Village Board of Trustees will have the right, in its sole discretion, to declare this Ordinance null and void and of no force or effect.

[SIGNATURE PAGE FOLLOWS]

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2017.

AYES:

NAYS:

ABSENT:

ABSTENTION:

APPROVED by me this \_\_\_\_ day of \_\_\_\_\_, 2017.

---

Barry Bass, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this  
\_\_\_\_ day of \_\_\_\_\_, 2017

---

Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois

**EXHIBIT A**

**LEGAL DESCRIPTION OF THE PROPERTY**

Commonly known as: 6435 North Christiana Avenue, Lincolnwood, Illinois

P.I.N.: 10-35-423-035-0000

## **EXHIBIT B**

### **UNCONDITIONAL AGREEMENT AND CONSENT**

TO: The Village of Lincolnwood, Illinois (“*Village*”):

**WHEREAS**, Virgil Tiran (“*Owner*”) is the record title owner of that certain property located in the R-4 Residential District, commonly known as 6435 North Christiana Avenue, in the Village (“*Property*”); and

**WHEREAS**, Ordinance No. 2017-\_\_\_\_\_, adopted by the Village Board of Trustees on \_\_\_\_\_, 2017 (“*Ordinance*”), approves a reasonable accommodation for the operation by Diane Home Care, Inc. (“*Applicant*”) of a community residence on the Property; and

**WHEREAS**, Section 8 of the Ordinance provides, among other things, that the Ordinance will be of no force or effect unless and until the Owner and the Applicant have filed, within 30 days following the passage of the Ordinance, their unconditional agreement and consent to accept and abide by each and all of the terms, conditions, and limitations set forth in the Ordinance;

**NOW, THEREFORE**, the Owner and the Applicant hereby agree and covenant as follows:

1. The Owner and the Applicant hereby unconditionally agree to accept, consent to, and will abide by, each and all of the terms, conditions, limitations, restrictions, and provisions of the Ordinance.
2. The Owner and the Applicant acknowledge that public notices and hearings have been properly given and held with respect to the adoption of the Ordinance, have considered the possibility of the revocation provided for in the Ordinance, and agree not to challenge any such revocation on the grounds of any procedural infirmity or a denial of any procedural right.
3. The Owner and the Applicant acknowledge and agree that the Village is not and will not be, in any way, liable for any damages or injuries that may be sustained as a result of the Village’s approval of a reasonable accommodation for the Property or its adoption of the Ordinance, and that the Village’s approvals do not, and will not, in any way, be deemed to insure the Owner against damage or injury of any kind and at any time.

4. The Owner and the Applicant hereby agree to hold harmless and indemnify the Village, the Village's corporate authorities, and all Village elected and appointed officials, officers, employees, agents, representatives, and attorneys, from any and all claims that may, at any time, be asserted against any of such parties in connection with the Village's adoption of the Ordinance approving the reasonable accommodation for the Property.

Dated: \_\_\_\_\_, 2017

**VIRGIL TIRAN**

By: \_\_\_\_\_  
Its: \_\_\_\_\_

ATTEST:

**DIANE HOME CARE, INC.**

By: \_\_\_\_\_  
Its: \_\_\_\_\_

By: \_\_\_\_\_  
Its: \_\_\_\_\_

I would like to thank the board this opportunity. I'm submitting this as I realized it wasn't formally submitted for reference and I think it's important for you to have this on file. Embedded at the bottom of this document is the original petition that was submitted related to this case.

I would like to go on record that there were 173 signatures submitted from Lincolnwood residents who are opposed to the business, Diane Home Care Inc., occupying a residential home in Lincolnwood at 6435 N. Christiana Ave, case number PC-05-17.

The Lincolnwood residents are respectfully requesting the board members to authorize an environmental impact study which will identify the effects of adverse impact related to the disparity of property values and traffic in the community. With previous Supreme Court rulings, there has been a legal precedence set regarding the requirement to providing these types of studies – specifically, Dunlop versus the City of Woodstock in 1979. Additional supreme court rulings to justify the studies include Bennet versus Spear 1997 [520 US 154] and Lujan versus Defenders of Wildlife 1992 [504 us 555].

In the latter 2 cases refenced above, Supreme Court Judge Antonin Scalia wrote the legal opinions and presided over them. The Supreme Court ruled unanimously, in both cases, in favor of the petitioners who were not provided the opportunity to have the studies performed or due process. The Lincolnwood residents are respectfully requesting these studies be performed prior to the board members official vote on the ordinance. Lack of compliance to this reasonable request can lead to a petition being filed with the state and/or federal courts to request a stay.

Thank you for your time and consideration.

Sincerely,

Peggy Franklin

(representing the petitioning Lincolnwood residents)

ORIGINAL PETITION SUBMITTED BY LINCOLNWOOD RESIDENTS



Petition Cover  
Letter - Lincolnwood

**PETITION OPPOSING DIANE HOME CARE INC.,**

**CASE# PC-05-17 – 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712**

We, the undersigned current residents are opposing the pending application submitted by Diane Home Care Inc. which will operate a commercial business in a residential community. We respectfully request that the Board and Members now authorize an environmental impact study and report, which will identify the effect of adverse impact to residents regarding disparity in property value and traffic flow. In support of this request, we ask that the Board and Members now take mandatory, legal notice of super-ceding cases, including; **[a] Bennett v. Spear [520 US 154 (1997)]** and **[b] Lujan v. Defenders of Wildlife [504 US 555 (1992)]**, which establish the legal standing necessary to provide the environmental studies.

PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

We, the undersigned current residents are opposing the pending application submitted by Diane Home Care Inc. which will operate a commercial business in a residential community. We respectfully request that the Board and Members now authorize an environmental impact study and report, which will identify the effect of adverse impact to residents regarding disparity in property value and traffic flow. In support of this request, we ask that the Board and Members now take mandatory, legal notice of super-ceding cases, including: [a] Bennett v. Spear [520 US 154 (1997)] and [b] Lujan v. Defenders of Wildlife [504 US 555 (1992)], which establish the legal standing necessary to provide the environmental studies.

NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	Steve Statland	[Signature]	3400 W. North Shore	LINCOLNWOOD	COOK	IL	5-6-17
2	Syeda Abbas	[Signature]	3401 W. North Shore	"	"	"	5-6-17
3	PETER ZISS	[Signature]	6533 N. CHRISTIANA	"	"	"	5-7-17
4	PAUL LEVINE	[Signature]	6530 N. CHRISTIANA	"	"	"	5-7-17
5	SHAN TASADIQ	[Signature]	6545 N. Christiana	"	"	"	5-7-17
6	Jamie Nilapan	[Signature]	6551 N. Christiana	"	"	"	5-7-17
7	PETER WOLF	[Signature]	6633 N. CHRISTIANA	"	"	"	5-7-17
8	Jamie E. Malfugh	[Signature]	3308 W. Rance Ter	"	"	"	5-7-17
9	Scott Emaeful	[Signature]	3308 W. Rance Ter	"	"	"	5-7-17
10	PNINAH ROKACH	[Signature]	3314 W. Rance Ter	"	"	"	5-7-17
11	Abraham J. Rokach	[Signature]	3314 W. Rance Ter	"	"	"	5-7-17
12	SAMUEL DEA CRUZ	[Signature]	6651 N. CHRISTIANA	"	"	"	5-7-17
13	Ally Schneider	[Signature]	3360 North Shore	"	"	"	5-7-17
14	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>
15	ELEANOR METNICK	[Signature]	3369 W. North Shore	"	"	"	5/7/17
16	MOHAMMAD CAUDHURI	[Signature]	3348 W. North Shore	"	"	"	5/7/17
17	Benjamin Fiedler	[Signature]	3336 W. North Shore	Lincolnwood	"	IL	5/7/17
18	Joseph Kaeer	[Signature]	3326 North Shore	Lincolnwood	"	IL	5/7/17
19	Delia Haegle	[Signature]	3307 W. North Shore Ave	"	"	"	5/9/17
20	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>
21	Therese Kaeer	[Signature]	3315 W. North Shore	"	"	"	5/9/17
22	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>	<del>XXXXXXXXXX</del>
23	Shayan Ashraf	[Signature]	3305 W. Arthur	Lincolnwood	Cook	IL	5/9/17
24	Migdelia Fermain	[Signature]	6434 N. Christiana	"	"	"	5/10/17
25	Margarita Fermain	[Signature]	6434 N. Christiana	"	"	"	5/10/17

PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

We, the undersigned current residents are opposing the pending application submitted by Diane Home Care Inc. which will operate a commercial business in a residential community. We respectfully request that the Board and Members now authorize an environmental impact study and report, which will identify the effect of adverse impact to residents regarding disparity in property value and traffic flow. In support of this request, we ask that the Board and Members now take mandatory, legal notice of super-ceding cases, including; [a] Bennett v. Spear [520 US 154 (1997)] and [b] Lujan v. Defenders of Wildlife [504 US 555 (1992)], which establish the legal standing necessary to provide the environmental studies.

NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	WAYNE ENG	Wayne Eng	6653 N. Trumbull	LINCOLNWOOD	COOK	IL	5-7-17
2	ELVIS SULJANOVIC	Elvis	6623 N. Trumbull Ave	-11-	-IL	-11-	5-7-17
3	BILL YARRAN	Bill Yarran	6631 N. Trumbull Ave	LWD	Cook	IL	5/7/17
4	Glyde Ishida	Glyde Ishida	6639 N. Trumbull Ave	LWD	Cook	IL	5/7/17
5	Fessa Ouedjiri	Fessa Ouedjiri	6641 N. Trumbull	"	Cook	IL	5/7/17
6	Akira Krinsky	Akira Krinsky	6650 N. Central Park	LWD	Cook	IL	5-7-17
7	Ken Neiman	Ken Neiman	4545 W. Touhy	Litchfield	Cook	IL	5-7-17
8	Lisa D. Simovic	Lisa D. Simovic	6429 N. Christiana Ave	Lincolnwood	cook	IL	5/7/17
9							
10	HECTOR GREJO - MARIA A	HECTOR GREJO - MARIA A	6504 N. Christiana	Lincolnwood	Cook	IL	5/12/17
11	HECTOR GREJO - MARIA GREJO	HECTOR GREJO - MARIA GREJO	6504 N. Christiana	Lincolnwood	Cook	IL	5/12/17
12	WILKIN FRIEDMAN	Wilkin Friedman	6796 N. Lawndale	"	"	"	5/12/17
13	Mary Toma	Mary Toma	6756 N. St. Louis	Lincolnwood	"	"	5/12/17
14	Athour Toma	Athour Toma	6756 N. ST. LOUIS	Lincolnwood	"	"	5/12/17
15	Jason Evenson	Jason Evenson	6736 N. Central Park	Lincolnwood	"	"	5/12/17
16	Shazia Riaz	Shazia Riaz	6723 N. Central Park	Lincolnwood	cook	IL	5/12/17
17	Mike Glacs	Mike Glacs	6714 N. Central Park	"	"	"	5-12-17
18	Sudhanu Jovanov	Sudhanu Jovanov	5558 W. Northstar	"	"	"	5/12/17
19	Josif Sifnacios	Josif Sifnacios	3530 W. Northstar	Lincolnwood	cook	IL	5/12/17
20	Lilly Chollampal	Lilly Chollampal	6450 N. Christiana	Lincolnwood	COOK	IL	5-7-17
21	MARIST DZWIENY	MARIST DZWIENY	6508 N. KENYON	Lincolnwood	COOK	IL	5-12-17
22	Rabbi Shant	Rabbi Shant	6451 N. Christiana	Lincolnwood	Cook	IL	5-15-17
23	Jorge Aparicio	Jorge Aparicio	6946 N. Christiana	Lincolnwood	Cook	IL	5/15/17
24	Andy Simovic	Andy Simovic	6429 N. Christiana	Lincolnwood	cook	IL	5/15/17
25							

We, the undersigned current residents are opposing the pending application submitted by Diane Home Care Inc. which will operate a commercial business in a residential community. We respectfully request that the Board and Members now authorize an environmental impact study and report, which will identify the effect of adverse impact to residents regarding disparity in property value and traffic flow. In support of this request, we ask that the Board and Members now take mandatory, legal notice of super-ceding cases, including; [a] Bennett v. Spear [520 US 154 (1997)] and [b] Lujan v. Defenders of Wildlife [504 US 555 (1992)] which establish the legal standing necessary to provide the environmental studies.

NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	GAURE DESAI	<i>Gaure Desai</i>	700 NEast Prairie Rd	LINCOLNWOOD	COOK	IL	5-6-17
2	JOHN BARBINO	<i>John Barbino</i>	7339 TRAPP AVE	LINCOLNWOOD	COOK	IL	5-6-17
3	SUSAN LAPP	<i>Susan Lapp</i>	6421 N. Drake Ave	LINCOLNWOOD	COOK	IL	5-6-17
4	SID	<i>Sid</i>	4220 S. W. PR AVE	LINCOLNWOOD	COOK	IL	5-6-17
5	ALINA CUCINSCHI	<i>Alina Cucinschi</i>	6762 N KARLOV	LINCOLNWOOD	COOK	IL	5-8-17
6	RE RAMIREZ	<i>Re Ramirez</i>	6736 N. KARLOV	LINCOLNWOOD	COOK	IL	5-8-17
7	NURKHAN	<i>N. Khan</i>	6736 N. KARLOV	LINCOLNWOOD	COOK	IL	5-8-17
8	Saman Jussu	<i>Saman Jussu</i>	6724 KARLOV	LINCOLNWOOD	COOK	IL	5-8-17
9	DANIEL MURPHY	<i>Daniel Murphy</i>	6710 N. KARLOV	LINCOLNWOOD	COOK	IL	5-8-17
10	SCOTT COLES GS.	<i>Scott Coles</i>	4470 W NORTHSTAR	LINCOLNWOOD	COOK	IL	5-10-17
11	ROBERT POLNYEA	<i>Robert Polnyea</i>	6818 N. KEDVALE	LINCOLNWOOD	COOK	IL	5-10-17
12	PAUL MICLEA A	<i>Paul Miclea</i>	6830 N KEDVALE	LINCOLNWOOD	COOK	IL	5-11-17
13	JAMES CONNELLY	<i>James Connelly</i>	6505 N CICEKO	LINCOLNWOOD	COOK	IL	5-11-17
14	Hyun Tae Myo	<i>Hyun Tae Myo</i>	6518 N C. CERO	LINCOLNWOOD	COOK	IL	5-11-17
15	Pete Turner	<i>Pete</i>	6549 N Cicero	LINCOLNWOOD	COOK	IL	5-11-17
16	MICHAEL BOYD	<i>Michael Boyd</i>	6738 N. KEATING	LINCOLNWOOD	COOK	IL	5-12-17
17	Joe Simic	<i>Joe Simic</i>	6645 N. KEATING	LINCOLNWOOD	COOK	IL	5-14-17
18	Lidia Margelu	<i>Lidia Margelu</i>	6549 Keating	LINCOLNWOOD	COOK	IL	5-14-17
19	WAGNER PLAVIC	<i>Wagner Plavic</i>	6437 -11	LINCOLNWOOD	COOK	IL	5-14-17
20	LAURA TOMACIC	<i>Laura Tomacic</i>	6424 KILPATRICK	LINCOLNWOOD	COOK	IL	5-14-17
21	Mark Danner	<i>Mark Danner</i>	6505 N KILPATRICK	LINCOLNWOOD	COOK	IL	5-15-17
22	Charlie Johnson	<i>Charlie Johnson</i>	6513 N Kilpatrick	LINCOLNWOOD	COOK	IL	5-15-17
23	Bryon Reynolds	<i>Bryon Reynolds</i>	6525 N Kilpatrick	LINCOLNWOOD	COOK	IL	5-15-17
24	Khavunh Kongsouk	<i>Khavunh Kongsouk</i>	6542 N KILPATRICK	LINCOLNWOOD	COOK	IL	5-15-17
25	JULIE S. GOLDSHER	<i>Julie S. Goldsher</i>	6547 N KILPATRICK AVE	LINCOLNWOOD	COOK	IL	5-15-17

PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

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NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	TEODOR SCORTE		6426 N. CHRISTIANA	LINCOLNWOOD	COOK	IL	5-6-2017
2	JOHN SCORTE		6433 X1. DRAKE	LW	"	"	5-06-17
3	Bianca R Pop	Bianca Pop	3801 FITCH AVE.	LW	"	"	5-9-17
4	Claudia Pavel	Claudia pav.	6941 N. Karlov Ave	LW	COOK	IL	5-9-17
5	FLORIN Pavel.	Claudia Pav.	6941 N. Karlov Ave	Lincolnwood	COOK		5-9-17
6	Ligia Briciu		7157 N. East Prairie Rd.	Lincolnwood		IL	5/09/17
7	Daniel Briciu	Daniel B	7157 N. East Prairie Rd.	"	COOK	IL	05/09/17
8	Beatrice Briciu		7157 N. EAST PRAIRIE	-11-	"	"	05/09/17
9	JACOB BRICIU	Jacob B	7157 N. East Prairie	-11-	"	"	05/09/17
10	Mathew Briciu		7157 N. East Prairie	-11-	"	"	05/09/17
11	Josh Lee		7161 N. East Prairie	Illinois	"	"	5/9/17
12	CORHEL TINA		6536 N LAUNDALE	LH	COOK	IL	5/9/17
13	Vivael Chris	Vivael C.	3735 W. Columbus	Lincolnwood			5/9/17
14	Manala Chris	Manala C	3735 W. Columbus	Lincolnwood			5/9/17
15	SILVIA KOSIR	Silvia	6519 N. CHRISTIANA	LW	COOK	IL	5-9-17
16	JOHN KOSIR	John Kosir	6519 N. CHRISTIANA	LH	COOK	IL	5-9-17
17	Mario Kosir	Mario Kosir	6519 N. Christiana	LW	COOK	IL	5-9-17
18	Ivana Kosir	Ivana Kosir	6519 N. Christiana	LW	COOK	IL	5/9/17
19	JOE KOSIR		6519 N. CHRISTIANA	LW	COOK	IL	5/9/17
20	TOAN TRUONG		6440 N. christiana AVE	LW	COOK	IL	5/10/17
21	Nyen Tran		6440 N. christiana AVE	LW	COOK	IL	5/10/17
22	Nga Nguyen		6440 N. christiana AVE	LW	COOK	IL	5/10/17
23	True Nguyen		6440 N. christiana AVE	LW	COOK	IL	5/10/17
24	Nguyen Truong		6440 N. christiana AVE	LW	COOK	IL	5/10/17
25	Lamh Truong		6440 N. christiana AVE	LW	COOK	IL	5/10/17

PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

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NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	LINA CHIS	Lina Chis	6427 CHRISTIANA	LINCOLNWOOD	COOK	IL	5-6-17
2	AMELKUMAR.K.Pan.	A.K. Pan	3302 W. ARTHUR AVE.	Lincolnwood	Cook	IL	5-6-17
3	Hira Khan	Hira Khan	6420 N. Christiana Ave	"	"	"	5-6-17
4	Hageena Khan	Hageena Khan	6420 N. Christiana Ave	"	"	"	5-6-17
5	SHAHVAZ KHALID	Shahbaz Khalid	6422 N. Christiana Ave	"	"	"	5-6-17
6	David Chis	David Chis	6427 N. Christiana Ave	"	"	"	5-6-17
7	Toana Pistreoi	Toana Pistreoi	6427 N. Christiana Ave	"	"	"	5-6-17
8	RAMIR KRUNIC	Ramir Krunic	6900 N. HAMM	"	"	"	5-6-17
9	MIRA KACAT	Mira Kacat	6900 N. HAMM	"	"	"	5-6-17
10	DUSAN SEBIAC	Dusan Sebiac	6900 N. HAMM	"	"	"	5-6-17
11	DIJANA KACAT	Dijana Kacat	6900 N. HAMM	"	"	"	5-6-17
12	GEORGE CHIS	George Chis	6427 N. CHRISTIANA	"	"	"	5-6-17
13	Sabrina Dumitrean	Sabrina Dumitrean	6427 N. Christiana	"	"	"	5-6-17
14	Shai Berdugo	Shai Berdugo	6427 N. Christiana	Lincolnwood	Cook	IL	5-9-17
15	Lebela Hoxha	Lebela Hoxha	3420 W North Shore	"	"	"	5-8-17
16	Esad Hoxha	Esad Hoxha	3420 W North Shore	"	"	"	5-8-17
17	Besnik Hoxha	Besnik Hoxha	3410 W. North Shore	"	"	"	5-8-17
18	Fiona Hoxha	Fiona Hoxha	3420 W. North Shore	"	"	"	5-8-17
19	Mira Hoxha	Mira Hoxha	3410 W. North Shore	"	"	"	5-8-17
20	Alicia Shant	Alicia Shant	6451 N Christiana	"	"	"	5-9-17
21	SYLVIA Shant	Sylvia Shant	6451 N Christiana	"	"	"	5-9-17
22	Alan Shant	Alan Shant	6451 N Christiana	"	"	"	5-9-17
23	Lisa Shant	Lisa Shant	6451 N. Christiana	"	"	"	5-9-17
24	Alina Pop	Alina Pop	3801 FITCH AVE.	"	"	"	5-9-17
25	Daniel Pop	Daniel Pop	3801 Fitch Ave	"	"	"	5-9-17



PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

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NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	John P. Murphy	John P. Murphy	6441 N. Christiana Ave	LINCOLNWOOD	COOK	IL	5-6-17
2	Margaret-Jo Franklin	Margaret-Jo Franklin	6441 N. Christiana Ave	"	"	"	5-6-17
3	Siam Gow	Siam Gow	3325 W. Arthur Ave	Lincolnwood	"	"	5-6-17
4	Angelo Sikaras	Angelo Sikaras	6508 N. Christiana Ave	Lincolnwood	COOK	IL	5/6/17
5	Minh Bennett	Minh Bennett	6472 Kimball	"	"	"	5/7/17
6	RIAZ AHMAD	Riaz Ahmad	6414-N-KIMBALL	"	"	"	5/7/17
7	MARLA LAMPERT	Marla Lamper	6431 N. KIMBALL	"	"	"	5/7/17
8	CAROL FRANK	Carol Frank	6524 N. Kimball	"	"	"	5/7/17
9	JAMES SIMON	James Simon	6514 N. KIMBALL	"	"	"	5/7/17
10	JOAN SIMON	Joan Simon	6514 Kimball	Lincolnwood	"	IL	5-7-17
11	VERID KURRY	Verid Kurry	6509 N KIMBALL	"	COOK	IL	5-7-17
12	JOSÉ UUCHIAMA	Jose P. Uuchama	6557 N. Kimball	Lincolnwood	"	IL	5/7/17
13	JO OADBOYE	Joseph Oadboye	6621-N-Kimball	Lincolnwood	"	IL	5-7-17
14	Ashish Ansal	Ashish Ansal	6625 N. Kimball	Lincolnwood	"	IL	5/7/17
15	Ankur Ansal	Ankur Ansal	6625 N. Kimball	Lincolnwood	"	IL	5/7/17
16	DENNIS POTAMITES	Dennis Potamites	6635 N. Kimball	"	"	"	5/9/17
17	Lucille Born	Lucille Born	6644 N. Kimball	"	"	"	5-7-17
18	ANNE ABDAL	Anne Abdal	6640 N. Kimball	"	"	"	5/7/17
19	Tulika Mandal	Tulika Mandal	6634 N. Trumbull	"	"	"	5/7/17
20	Steve S. Mandal	Steve S. Mandal	6634 N. Trumbull	Lincolnwood	"	"	5-7-17
21	Roberta Eisenberg	Roberta Eisenberg	6620 N. Trumbull	Lincolnwood	"	"	5/7/17
22	CARTER GREENE	Carter Greene	6619 Trumbull	Wood	"	"	5/7/17
23	Susan Babcock	Susan Babcock	6608 N. Trumbull	Wood	"	"	5/7/17
24	Maria Demos	Maria Demos	6601 N. Trumbull	Wood	"	"	5/7/17
25	Sikander Suteri	Sikander Suteri	6611 N. Trumbull	"	"	IL	5/7/17

PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

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NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	James Gryletz	<i>[Signature]</i>	6445 N. Christiana	LINCOLNWOOD	COOK	IL	5-12-17
2	Aaron Kraft	<i>[Signature]</i>	6454 N Kimball Ave	LINCOLNWOOD	COOK	IL	5-12-17
3	Debra Goldberg	<i>[Signature]</i>	6450 N. Kimball	LINCOLNWOOD	COOK	IL	5-12-17
4	Schapor Noyato	<i>[Signature]</i>	3445 Arthur	LINCOLNWOOD	COOK	IL	5-17-2017
5	Rhonda Mashach	<i>[Signature]</i>	6455 N. St Louis	LINCOLNWOOD	COOK	IL	5-12-2017
6	ARTHUR J. ROSS	<i>[Signature]</i>	6414 N. St. Louis	LINCOLNWOOD	COOK	IL	5/12/17
7	Augustine	<i>[Signature]</i>	6418 N St Louis	LINCOLNWOOD	COOK	IL	5/12/17
8	Alex Kuly	<i>[Signature]</i>	6418 N St Louis	LINCOLNWOOD	COOK	IL	5-12-17
9	Susan Murgidichian	<i>[Signature]</i>	6450 N. ST. LOUIS	LINCOLNWOOD	COOK	IL	5/14/17
10	Joy Finestone	<i>[Signature]</i>	3556 W. Arthur	LINCOLNWOOD	COOK	IL	5/12/17
11	Jacqueline Reis	<i>[Signature]</i>	3552 W. Arthur	LINCOLNWOOD	COOK	IL	5/11/17
12	Debbie Hartman	<i>[Signature]</i>	3500 W. Arthur	LINCOLNWOOD	COOK	IL	5/12/17
13	Lara Leader	<i>[Signature]</i>	6445 Christiana	LINCOLNWOOD	COOK	IL	5-12-17
14				LINCOLNWOOD	COOK	IL	
15				LINCOLNWOOD	COOK	IL	
16				LINCOLNWOOD	COOK	IL	
17				LINCOLNWOOD	COOK	IL	
18				LINCOLNWOOD	COOK	IL	
19				LINCOLNWOOD	COOK	IL	
20				LINCOLNWOOD	COOK	IL	
21				LINCOLNWOOD	COOK	IL	
22				LINCOLNWOOD	COOK	IL	
23				LINCOLNWOOD	COOK	IL	
24				LINCOLNWOOD	COOK	IL	
25				LINCOLNWOOD	COOK	IL	

PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

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NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	CHUMALLA	<i>[Signature]</i>	6708 N. Killbuck Ave	LINCOLNWOOD	COOK	IL	5-10-17
2	Malen	<i>[Signature]</i>	6736 N. Killbuck Ave	LINCOLNWOOD	COOK	IL	5-10-17
3	DAWN BULLY	<i>[Signature]</i>	6714 N. KNOX AVE	LINCOLNWOOD	COOK	IL	5-10-17
4	ALLI JOE MILLER	<i>[Signature]</i>	6555 N. KNOX	LINCOLNWOOD	COOK	IL	5-10-17
5	KUGLWA DENN	<i>[Signature]</i>	6536 N. KNOX	LINCOLNWOOD	COOK	IL	5-10-17
6	CYNTHIA OBOCHITA	<i>[Signature]</i>	6425 N. Knox	LINCOLNWOOD	COOK	IL	5-10-17
7				LINCOLNWOOD	COOK	IL	
8				LINCOLNWOOD	COOK	IL	
9				LINCOLNWOOD	COOK	IL	
10				LINCOLNWOOD	COOK	IL	
11				LINCOLNWOOD	COOK	IL	
12				LINCOLNWOOD	COOK	IL	
13				LINCOLNWOOD	COOK	IL	
14				LINCOLNWOOD	COOK	IL	
15				LINCOLNWOOD	COOK	IL	
16				LINCOLNWOOD	COOK	IL	
17				LINCOLNWOOD	COOK	IL	
18				LINCOLNWOOD	COOK	IL	
19				LINCOLNWOOD	COOK	IL	
20				LINCOLNWOOD	COOK	IL	
21				LINCOLNWOOD	COOK	IL	
22				LINCOLNWOOD	COOK	IL	
23				LINCOLNWOOD	COOK	IL	
24				LINCOLNWOOD	COOK	IL	
25				LINCOLNWOOD	COOK	IL	

(6)

SHAMA, K  
 PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

We, the undersigned current residents are opposing the pending application submitted by Diane Home Care Inc. which will operate a commercial business in a residential community. We respectfully request that the Board and Members now authorize an environmental impact study and report, which will identify the effect of adverse impact to residents regarding disparity in property value and traffic flow. In support of this request, we ask that the Board and Members now take mandatory, legal notice of super-ceding cases, including; [a] Bennett v. Spear [520 US 154 (1997)] and [b] Lujan v. Defenders of Wildlife [504 US 555 (1992)], which establish the legal standing necessary to provide the environmental studies.

NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	MATEEN SIDDIQUI		<del>6545 N. CHRISTIANA</del>	LINCOLNWOOD	COOK	IL	
2	Samina Rahim		6545 N. CHRISTIANA	Lincolnwood	COOK	IL	5/7/17
3	Samina Rahim		6442 N S Paulding	Lincolnwood	COOK	IL	5-7-17
4	Samina Rahim		6545 Lawndale	Lincolnwood	COOK	IL	5-7-17
5	Rohail		6175 Hamlin	Lincolnwood	COOK	IL	5-9-17
6	Rohail		6750 Karlov	Lincolnwood	COOK	IL	5-10-17
7	Rahim		6751 Hamlin	Lincolnwood	COOK	IL	5-11-17
8	Samina		6624 N Drake	Lincolnwood	COOK	IL	5-12-17
9	Rohail Maan		4334 Pratt	Lincolnwood	COOK	IL	5-12-17
10	JOSEPH CHOLLAMPAL		6446 N. CHRISTIANA AVE	Lincolnwood	COOK	IL	5-11-17
11	Lily CHOLLAMPAL		6450 N. CHRISTIANA AVE	Lincolnwood	COOK	IL	5-11-17
12	Kiran Shahzadi		6758 N. Central Park Ave	Lincolnwood	COOK	IL	60712 5-11-17
13	Karwal Hussain		6740 N. Central Park Ave	Lincolnwood	COOK	IL	60712 5-11-17
14	Muhammad Aslam		6624 N DRAKE ave	Lincolnwood	COOK	IL	5/11/17
15	Ghazala Aslam		6624 N Drake ave	Lincolnwood	COOK	IL	5/11/17
16	Samina Rahim		6738 St. Louis	Lincolnwood	COOK	IL	5-13-17
17	Samina Rahim		Lincolnwood 7165 N	Lincolnwood	COOK	IL	5-13-17
18			Hamlin Lincolnwood	Lincolnwood	COOK	IL	5-13-17
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PETITION OPPOSING DIANE HOME CARE INC., CASE# PC-05-17 - 6435 N. CHRISTIANA AVE. LINCOLNWOOD, IL 60712

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NUMBER	PRINTED NAME	SIGNATURE	PRINTED ADDRESS	CITY	COUNTY	STATE	DATE
1	Khalid Mahmood	[Signature]	6422 N. Christiana	LINCOLNWOOD	COOK	IL	5/6/17
2	AFIA AHMED	[Signature]	4433-W Estes	Lincolnwood	COOK	IL	5-10-17
3	Mahmood AHMED	[Signature]	4433-W Estes	Lincolnwood	COOK	IL	5-10-17
4	Fauziah Ahmed	[Signature]	6849-N Kilbourn	Lincolnwood	COOK	IL	5-10-17
5	Ahmed AHMED	[Signature]		Lincolnwood	COOK	IL	5-10-17
6						IL	5-10-17
7	Abdia AHMED		4433 W ESTES			IL	5-10-17
8	Shabbir AHMED	[Signature]				IL	5-14-17
9	JANAT AHMED					IL	5-14-17
10	FARUQ AHMED					IL	5-14-17
11	UMER AHMED					IL	5-14-17
12						IL	
13						IL	
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May 16, 2017

Douglas Hammel

Re: Christiana Home Health Care Special Use

From what I understand, this property is Zoned Residential for 'business or service' use to provide Home Treatment for 'disabled patients'. Under the FHA, a private residence can be purchased by a 'business entity' and operated for the purpose of offering a professional service.

I also understand that the owner-operator is declaring no more than 2 patients will be housed

At the home, with 3 shifts of aids or RN's, working 24/7? The owner operator also declared that they believe their service will not create add'l traffic or congestion in and around the home while in operation?

Although I live one block away on Christiana, my one concern for current residents, not only near the home in question, but, ALL residents, when we buy our homes, we are all entitled to

**'Quiet Enjoyment' of our property....we pay our taxes accordingly....we really don't expect to have 'multi-use property' operating other than a 'private residence' in our immediate vicinity to our home? To squeeze a 'multiuse property' in the middle of a Residential Block is putting stress on the neighbors and quality of life.**

In addition, Lincolnwood is a compact village of 2.5 Sq miles of Residential & Commercial properties, clearly delineated throughout the village (with certain exceptions of Condo buildings on Touhy & Lincoln Ave's) ...both Main Thoroughfares, that were build in Business Zones.

I clearly understand the need for badly needed services for the disabled and have a great deal of empathy, but, we can't forget the rights and privileges of those residents affected by this unusual set of circumstances, that may very well affect them and 'future'.

Kindest Regards,

Paul Levine, 34 yrs resident, former Trustee, current member of the EDC

6530 N Christiana ave

Lincolnwood, IL 60712

May 15, 2017

To whom it may concern,

We are the homeowners on  
6427 Christaava, and we are  
opposed for zoning area, which is  
located on 6435 Christaava.

Thank you,

LIDIA CH'S

*Lidia Ch's*

GEOURGE CH'S

*George Ch's*

RECEIVED

MAY 15 2017

LINCOLNWOOD  
COMMUNITY DEVELOPMENT

## **Attachment #4: Fair Housing Act Regulatory Context**

The following pages include a memorandum provided to the Village of Lincolnwood from the Village Attorney in 2011. It should be noted, however, that since 2011, the Village has amended its zoning regulations to include standards and procedure related to reasonable accommodations as recommended in Part III of the memorandum.

# Holland & Knight

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Holland & Knight LLP | www.hklaw.com

Steven M. Elrod  
312.578.6565  
steven.elrod@hklaw.com

## MEMORANDUM

Date: July 13, 2011  
To: Village President and Board of Trustees  
From: Village Attorney  
Cc: Village Administrator  
Department Heads  
Re: Regulation of Group Homes

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In recent weeks, the Village has received a request for approval to operate a "group home" in a residential neighborhood in the Village. "Group home" is a term commonly used to refer to housing for unrelated people with disabilities. The residents of the proposed group home would include both disabled individuals and caregivers.

Under the federal Fair Housing Act ("**FHA**"), the Village may not regulate group homes in a manner that constitutes discrimination against individuals with disabilities. To ensure that the subject group home request is treated and evaluated fairly and in accordance with the FHA, we advise that the Village Board take this opportunity to review its Zoning Code regulations applicable to group homes - an exercise that was not performed in 2008 when the Village rewrote its Zoning Code.

Part I of this Memorandum summarizes the Fair Housing Act provisions applicable to local government regulation of group homes. Part II reviews the applicable regulations currently set forth in the Village Zoning Code. Finally, Part III identifies possible topics of discussion and possible Zoning Code amendments.

### **I. The Fair Housing Act**

#### **A. General: Discrimination in Housing Prohibited.**

The FHA prohibits discrimination in housing, including discrimination against "persons with disabilities". This prohibition encompasses the enforcement of zoning or other local ordinances in a manner that treats disabled persons less favorably than non-disabled persons. Under the FHA, a "disability" generally means "a physical or mental impairment which substantially limits one or more of such person's major life activities." 42 U.S.C. § 3602(h)(1). Juvenile delinquents, ex-convicts, sex offenders, and current users of illegal drugs are *not* persons with disabilities for purposes of the FHA. Recovering drug users, however, may be considered persons with disabilities.

## B. Reasonable Accommodations.

The FHA has been interpreted to require local governments to make "reasonable accommodations" with respect to housing for persons with disabilities. What constitutes a "reasonable accommodation" is determined on a case-by-case basis. As discussed below, in the zoning context, the FHA may require a municipality to abandon enforcement of standard zoning laws in certain cases in order to "accommodate" disabled persons and to grant them an equal opportunity to use housing within the municipality. 42 U.S.C. § 3604(f)(3)(B).

The local government need not make a requested accommodation if the request is unreasonable. Examples of an "unreasonable accommodation," as stated by the U.S. Department of Justice ("**DOJ**") and the Department of Housing and Urban Development ("**HUD**"), include the imposition of "an undue financial or administrative burden", and a change that "creates a fundamental alteration" in the local government's land use and zoning "scheme". The local government may also refuse to make a requested accommodation if there is no identifiable nexus between the request and the disability of the affected persons.

One commonly-requested reasonable accommodation regards the definition and use of the word "family" in the zoning context. The Village's Zoning Code, like many municipal zoning regulations, defines "family" as either: (i) an individual; (ii) all people living in one dwelling unit and related by blood, marriage, or adoption, with no maximum; or (iii) a limited number of unrelated people living in one dwelling unit [the Village's limit is five unrelated people]. This type of definition is potentially problematic when applied to a group home located in a single-family residential zoning district, because, by way of example only, it could be used to allow a group of six related non-disabled people to live in one location but to prohibit a group of six unrelated disabled people from living in the same location. Group home operators often request - and may be entitled to - reasonable accommodations from this type of definition for their proposed group homes.

## C. Permissible Regulations.

The FHA does not pre-empt local zoning and other laws, nor does it prescribe specific types of regulations; rather, it simply acts as a check against existing laws and regulations that constitute discrimination against persons protected by the FHA. Within the FHA framework, local governments can adopt and implement the following types of regulations:

- *Maximum Occupancy.* Generally-applicable maximum occupancy regulations, based upon life safety concerns, may be adopted and applied to proposed group homes.
- *Separation Requirements:* Some local governments have imposed regulations that require a certain minimum distance between any two group homes. Although the DOJ and HUD have stated that such separation requirements are inconsistent with the FHA, they have also acknowledged that local governments can take steps to prevent too many group homes from being located within a given neighborhood. Courts reviewing separation regulations have often focused on whether the regulation would prevent clustering of group homes while still allowing group homes to reasonably locate within the local jurisdiction; if, for example, the separation regulation would effectively prohibit group homes from

vast portions of the locality, a court would likely find the regulation to violate the FHA.

- *Special Zoning Approvals:* Local governments may require group homes to be reviewed through special use or other site-specific procedures, but not if a similar group of non-disabled persons would be allowed to operate a similar residential facility without the need for special approvals. For example, the FHA would prohibit a regulation that allowed non-disabled persons to live in a particular zoning district by right, but required a special use permit for group homes in that same district. However, the locality could allow a group home only by special use permit if it also requires non-disabled residences to obtain the same permit (or prohibits non-disabled residential uses altogether).

## II. Current Village Regulations

This Part II summarizes the Zoning Code's existing regulations applicable to group homes.

### A. Defined Types of "Group Living".

The current Village Zoning Code identifies four types of "group living" uses, as follows:

1. Assisted Living Facilities - facilities that provide "a special combination of housing, supportive services, personalized assistance, and health care designed to respond to the individual needs of those who need help with activities of daily living."
2. Community Residences - defined as "a group home or specialized residential care home, the residents of which do not constitute a family, [and] that serves persons with disabilities."
3. Nursing and Personal Care Facilities - facilities that provide "full-time nursing and health-related personal care, but not hospital services, with in-patient beds for three or more individuals who are not related by blood or marriage to the operator and who ... are unable to care for themselves."
4. Independent Living Facilities (also defined as Senior Housing Facilities) - housing developments intended for use by senior citizens and at which daily living and nursing services are not provided.

Of these three uses, the "Community Residence" definition appears to embrace "group homes" as defined and regulated by the FHA. Depending on the type of resident served, Assisted Living Facilities and Nursing and Personal Care Facilities may also qualify as group homes for purposes of the FHA. Independent Living Facilities appear not to fall within the ambit of the group home regulations of the FHA.

**B. Zoning District Use Table.**

According to the Use Table set forth in Section 4.05 of the Zoning Code, Assisted Living Facilities and Nursing and Personal Care Facilities are permitted only as special uses in the R-4, O-1, and M-B Zoning Districts. Community Residences are permitted only as a special use in the R-4 District. Independent Living Facilities are permitted only as a special use in the M-B District.

In contrast, single-family dwellings are permitted as of right in all four residential zoning districts; duplex ("single-family semi-attached") dwellings are permitted as of right in only the R-4 District; townhouses and multi-family dwellings are permitted as of right in the R-4 District and B-1 District.<sup>1</sup>

**C. Off-Street Parking.**

Assisted Living Facilities, Community Residences, and Nursing and Personal Care Facilities are subject to the same minimum off-street parking requirement: one space for every four residents, plus one space for each full-time employee. Independent Living Facilities require one space per dwelling unit, plus one space per every two employees.

In contrast, between 1.5 and 2 off-street parking spaces per dwelling unit are required for each type of "household living" use.

**D. Additional Regulations.**

Assisted Living Facilities are limited to lots of at least 100 feet in width and one acre in area. Nursing and Personal Care Facilities are limited to lots of at least five acres in area.

**III. Options for Amendments**

If the Village Board desires to amend any of its existing regulations governing group homes, it should consider the following types of amendments:

- *Permitted and Special Uses:* As discussed in Part II.B of this memorandum, the Zoning Code currently restricts most types of group homes to only a few zoning districts, and allows group homes only upon issuance of a special use permit. The Village may want to expand the list of zoning districts in which group homes are allowed, and may want to review whether it is appropriate to require special use permits or whether some types of group homes should be allowed as of right in certain zoning districts.

We note that Patrick Fitzgerald, the United States Attorney for the Chicago metropolitan area, has taken an aggressive posture when municipalities deny special zoning approvals for group homes after residents make comments at public hearings in opposition to the proposals. Most notably, Mr. Fitzgerald's office sued the Village of South Elgin in 2005 after South Elgin denied a permit for a group home for recovering drug and alcohol addicts. Even though the public officials of the Village did not make any improper comments, Mr. Fitzgerald stated that

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<sup>1</sup> The Zoning Code imposes certain limitations on ground-floor and upper-floor residential uses in the B-1 District along Lincoln Avenue, depending on the specific type of dwelling unit and the location.

"no municipality, driven by neighborhood opposition, can prohibit persons recovering from addictions from enjoying the benefits of living in the safe and supportive environment of a group home." With this in mind, if the Village desires to retain the current special use permit requirement, in whole or in part, it should be very careful to monitor public proceedings to ensure that any conduct or comments of the general public are not imputed to the Village.

- *Separation Requirements:* As discussed in Part I.C of this Memorandum, minimum distance regulations may be appropriate if properly crafted to ensure that group homes are not concentrated in one area of the Village but are still permitted in all appropriate areas.

- *Formal Reasonable Accommodation Procedure:* Although not required by the FHA, some municipalities have adopted specific procedures for the review of requested reasonable accommodations for group homes. Implementation of an established procedure may help diffuse any concerns that group homes are reviewed inconsistently. A reasonable accommodation procedure should identify the Village officials or employees responsible for the review and the documentation and timeline applicable to a request.

***PLAN COMMISSION  
RECOMMENDATION***

**Case # PC 05-17**

***Reasonable Accommodation to  
Allow for a Community Residence***

***Diane Home Care  
6435 N. Christiana Avenue***



# Proposed Characteristics

- Community Residence would be home to two residents
- Facility would be operated by a CILA-licensed care provider
- 24-hour care would be provided by two on-site professionals
- Property includes a two-car alley-loaded garage

# **Plan Commission Review**

*Public Hearing held on May 3, 2017*

Plan Commission Action: **Unanimous Recommendation of Approval (4-0)**

- Determined and noted that Village standards had been met
- Conditions of approval include:
  - Limit of two residents and two on-site primary caregivers at any one time
  - All expenses related to maintenance be undertaken by the property owner
  - To the extent possible, two vehicles be parked in the garage prior to on-street parking being utilized

# Village Board Review

*Public Hearing held on May 17, 2017*

Village Board Action: **Directed the Village Attorney to prepare an Ordinance for Consideration**

- Conditions written in the Draft Ordinance include:
  - CILA License required
  - Compliance with Village regulations regarding reporting, care provisions, etc.
  - No enlargement of the existing structure without Board approval
  - Owner responsibility for all property maintenance costs
  - Utilization of on-site parking prior to use of street parking
  - Permission for periodic and Village inspections at reasonable times

# Requested Action

- Consideration of an **Ordinance Approving a Reasonable Accommodation** to Allow for a Community Residence Use in a Residential District at 6435 North Christiana Avenue

# Request For Board Action

**REFERRED TO BOARD:** June 6, 2017

**AGENDA ITEM NO:** 8

**ORIGINATING DEPARTMENT:** Village Manager's Office

**SUBJECT:** Consideration of the following: (A) An Ordinance Amending Chapter 9 of the Village Code Regarding Minimum Hourly Wages for Persons Employed within the Village of Lincolnwood as it Pertains to the Cook County Minimum Wage Ordinance and (B) An Ordinance Amending Chapter 9 of the Village Code Regarding Paid Sick Leave for Persons Employed within the Village of Lincolnwood as it Pertains to the Cook County Paid Sick Leave Ordinance

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

In October of 2016 the Cook County ("County") Board voted to increase the minimum wage for employees working within the jurisdiction of the County as well as provide employees with earned paid sick leave benefits. The Ordinances require that employers within the County implement the new requirements as of July 1, 2017. Provided below is a summary of the two Ordinances.

	<b>Minimum Wage</b>	<b>Sick Leave</b>
<b>Summary</b>	July 2017- \$10 July 2018- \$11 July 2019- \$12 July 2020- \$13 *Separate requirements for those paid hourly with gratuities	Accrue up to 5 days of paid sick leave each year
<b>Covered Employees</b>	Individuals and companies with a place of business within the County that gainfully employ at least one covered employee. <b>Government entities are not covered employers</b>	Individuals and companies with a place of business within the County that gainfully employ at least one covered employee. <b>Government entities are not covered employers</b>
<b>Minimum Hours to Qualify</b>	Perform at least 2 hours of work while present in the County during a 2 week period	Perform at least 2 hours of work while present in the County during a 2 week period and work at least 80 hours during a 120 day period
<b>Other Qualifying Hours</b>	Compensated time traveling in the County for deliveries or sales calls counts toward the 2 hour requirement	Compensated time traveling in the County for deliveries or sales calls counts toward the 2 hour requirement

<b>Collective Bargaining Agreements</b>	May be waived in a bona fide collective bargaining agreement if the waiver is explicit and unambiguous	Does not apply to agreements in force on July 1, 2017. After that date, the Ordinance may be waived in a bona fide collective bargaining agreement if the waiver is explicit and unambiguous
<b>Specifically Excluded Persons</b>	Included, but are not limited to: camp counselors, persons with specific types of disabilities, persons in training or in occupational training programs, persons employed by a religious corporation or organization, and persons who are less than 18 years of age	None

\* As of July 1, 2017 hourly wages with gratuities will be paid the greater of the minimum wage set (a) by the State Minimum Wage Law, or (b) by the Fair Labor Standards Act

The current State of Illinois minimum wage is \$8.25/hour and the Federal minimum wage is \$7.25/hour. In addition, Illinois law does not require employers to provide employees with sick leave benefits, either paid or unpaid.

Municipalities may elect to opt-out of the County’s minimum wage and sick leave Ordinances. Municipalities must opt-out of the Ordinances by July 1, 2017. Many communities within Cook County have already approved legislation to opt-out of the Ordinances. Following is a list of those communities:

- Arlington Heights
- Barrington
- Bartlett
- Bedford Park
- Buffalo Grove
- Elgin
- Elk Grove Village
- Elmwood Park
- Glenview
- Hanover Park
- Hoffman Estates
- Morton Grove
- Mount Prospect
- Niles
- Northbrook
- Oak Forest
- Oak Lawn
- Palatine
- Palos Park
- River Forest
- Rosemont
- Rolling Meadows
- Schaumburg
- Summit
- Streamwood
- Tinley Park
- Wheeling

Municipalities have chosen to opt-out of the Ordinances due to concerns that businesses may find it challenging to implement the requirements imposed by the County and therefore could relocate to a community outside of Cook County or one that has chosen to opt-out of the Ordinances. Concerns have also been raised regarding the effects on job growth. The Village of Lincolnwood receives 24% of its total revenues through sales tax or approximately \$7 million annually. A reduction in the sales tax revenues received would have a significant impact on the Village’s operations.

The Village has received inquiries from major local business owners regarding whether or not the Village plans to opt-out of the Cook County minimum wage and sick leave Ordinances. Businesses have indicated that the new County laws would place a substantial financial hardship on their operations and would force them to incur increased costs and expenses. Lincolnwood businesses report that the increase would necessitate the review of wages for positions beyond entry level in order to maintain a wage structure among positions. The sick leave requirement would be administratively challenging to keep track of the earned sick leave hours accumulated by employees. Finally, certain business types such as the hospitality industry, retailers and restaurants will be impacted more significantly by the proposed minimum wage increase due to the fact that traditionally they have many positions that are paid at minimum wage.

The Ordinance for consideration would remove the requirements on local businesses to implement the Cook County minimum wage and sick leave Ordinances. The Village Attorney has reviewed the opt-out regulations within the Ordinances and confirmed that the Village may opt-out of the requirements.

**FINANCIAL IMPACT:**

None

**DOCUMENTS ATTACHED:**

1. Proposed Ordinance Minimum Hourly Wages
2. Proposed Ordinance Paid Sick Leave
3. Cook County Minimum Hourly Wage Ordinance
4. Cook County Paid Sick Leave Ordinance
5. Copy of Support Letter from Trim-Tex
6. Copy of Support Letter from R.F. Mau Company
7. Copy of Support Letter from the Lincolnwood Chamber of Commerce

**RECOMMENDED MOTION:**

**Move to approve** the following: (A) An Ordinance amending Chapter 9 (Business Licenses and Commercial Regulations) of the Municipal Code of Lincolnwood regarding minimum hourly wages and (B) An Ordinance amending Chapter 9 (Business Licenses and Commercial Regulations) of the Municipal Code of Lincolnwood regarding paid sick leave.

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2017-\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 9  
(BUSINESS LICENSES AND COMMERCIAL REGULATIONS)  
OF THE MUNICIPAL CODE OF LINCOLNWOOD  
REGARDING MINIMUM HOURLY WAGES**

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF LINCOLNWOOD  
THIS \_\_\_\_ DAY OF JUNE, 2017.

Published in pamphlet form  
by the authority of the  
President and Board of Trustees  
of the Village of Lincolnwood,  
Cook County, Illinois  
this \_\_\_\_ day of \_\_\_\_\_, 2017

**ORDINANCE NO. 2017-\_\_**

**AN ORDINANCE AMENDING CHAPTER 9  
(BUSINESS LICENSES AND COMMERCIAL REGULATIONS)  
OF THE MUNICIPAL CODE OF LINCOLNWOOD  
REGARDING MINIMUM HOURLY WAGES**

WHEREAS, the Village of Lincolnwood is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, Chapter 9 of the Municipal Code of Lincolnwood ("*Village Code*"), regulates businesses that operate within the Village; and

WHEREAS, on October 26, 2016, the County of Cook Board of Commissioners adopted an ordinance that requires employers in Cook County to pay minimum hourly wages that are in excess of those mandated under federal and State of Illinois law ("*Cook County Ordinance*"); and

WHEREAS, the President and the Board of Trustees finds that the Cook County Ordinance places an undue burden on employers within the Village, given the current rights of employees available under federal and State law; and

WHEREAS, Article VII, Section 6(c) of the Illinois Constitution provides that if a home rule county ordinance conflicts with an ordinance of a municipality, the municipal ordinance prevails within the municipality's jurisdiction; and

WHEREAS, the President and the Board of Trustees desire to amend Chapter 9 of the Village Code to clearly define the minimum hourly wage regulations that apply to employers in the Village (as further defined in Section 2 of this Ordinance); and

WHEREAS, the President and the Board of Trustees have determined that it will serve and be in the best interests of the Village to amend Chapter 9 of the Village Code pursuant to this Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF LINCOLNWOOD, COOK COUNTY, ILLINOIS**, as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. MINIMUM HOURLY WAGE. A new Article 17, titled "Minimum Hourly Wage," of Chapter 9, titled "Businesses Licenses and Commercial Regulations," is hereby adopted and hereafter shall read as follows:

**“ARTICLE 17: MINIMUM HOURLY WAGE**

**9-17-1 Minimum Hourly Wage Requirements.**

- (A) Minimum Hourly Wage. Employers shall comply with all federal and State of Illinois employment laws and guidelines with regard to payment of minimum hourly wages.
- (B) Inapplicability of Other Laws and Guidelines. No laws or guidelines regarding minimum hourly wages, other than the federal and State laws and guidelines stated in Subsection A, will apply to employers within the Village of Lincolnwood, including, without limitation, any obligations adopted by the County of Cook Board of Commissioners.

**9-17-2 Definitions of Employee and Employer.**

- (A) For the purposes of this Article, the term “employee” means an individual permitted to work by an employer regardless of the number of persons the employer employs, and the term “employer” means any person employing one or more employees, or seeking to employ one or more employees, if the person has its principal place of business within the Village of Lincolnwood or does business within the Village of Lincolnwood.
- (B) For the purposes of this Article, the term “employer” does not mean:
  - (1) The government of the United States or a corporation wholly owned by the government of the United States;
  - (2) An Indian tribe or a corporation wholly owned by an Indian tribe;
  - (3) The government of the State or any agency or department thereof; or
  - (4) The government of any municipality.”

SECTION 3. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect, and shall be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

[SIGNATURE PAGE FOLLOWS]

PASSED this \_\_\_\_\_ day of June, 2017.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTENTION: \_\_\_\_\_

APPROVED by me this \_\_\_\_\_ day of June, 2017.

---

Barry Bass, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this \_\_\_\_\_  
day of June, 2017.

---

Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois

**VILLAGE OF LINCOLNWOOD**

**ORDINANCE NO. 2017-\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 9  
(BUSINESS LICENSES AND COMMERCIAL REGULATIONS)  
OF THE MUNICIPAL CODE OF LINCOLNWOOD  
REGARDING PAID SICK LEAVE**

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF LINCOLNWOOD  
THIS \_\_\_\_ DAY OF JUNE, 2017.

Published in pamphlet form  
by the authority of the  
President and Board of Trustees  
of the Village of Lincolnwood,  
Cook County, Illinois  
this \_\_\_\_ day of \_\_\_\_\_, 2017

**ORDINANCE NO. 2017-\_\_**

**AN ORDINANCE AMENDING CHAPTER 9  
(BUSINESS LICENSES AND COMMERCIAL REGULATIONS)  
OF THE MUNICIPAL CODE OF LINCOLNWOOD  
REGARDING PAID SICK LEAVE**

WHEREAS, the Village of Lincolnwood is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, Chapter 9 of the Municipal Code of Lincolnwood ("*Village Code*"), regulates businesses that operate within the Village; and

WHEREAS, on October 5, 2016, the County of Cook Board of Commissioners adopted an ordinance that requires employers in Cook County to provide a minimum number of paid sick days to employees ("*Cook County Ordinance*"); and

WHEREAS, the President and the Board of Trustees finds that the Cook County Ordinance places an undue burden on employers within the Village, given the current rights of employees available under federal and State law; and

WHEREAS, Article VII, Section 6(c) of the Illinois Constitution provides that if a home rule county ordinance conflicts with an ordinance of a municipality, the municipal ordinance prevails within the municipality's jurisdiction; and

WHEREAS, the President and the Board of Trustees desire to amend Chapter 9 of the Village Code to clearly define the paid sick leave regulations that apply to employers in the Village (as further defined in Section 2 of this Ordinance); and

WHEREAS, the President and the Board of Trustees have determined that it will serve and be in the best interests of the Village to amend Chapter 9 of the Village Code pursuant to this Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF LINCOLNWOOD, COOK COUNTY, ILLINOIS**, as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. PAID SICK LEAVE. A new Article 18, titled "Paid Sick Leave," of Chapter 9, titled "Businesses Licenses and Commercial Regulations," is hereby adopted and hereafter shall read as follows:

**“ARTICLE 18: PAID SICK LEAVE**

**9-18-1 Paid Sick Leave.**

- (A) Paid Sick Leave. Employers shall comply with all federal and State of Illinois employment laws and guidelines with regard to paid sick leave. Employee eligibility for paid sick leave shall be pursuant to all federal and State employment laws and guidelines.
- (B) Inapplicability of Other Laws and Guidelines. No laws or guidelines regarding minimum hourly wages, other than the federal and State laws and guidelines stated in Subsection A, will apply to employers within the Village of Lincolnwood, including, without limitation, any obligations adopted by the County of Cook Board of Commissioners.

**9-18-2 Definitions of Employee and Employer.**

- (A) For the purposes of this Article, the term “employee” means an individual permitted to work by an employer regardless of the number of persons the employer employs, and the term “employer” means any person employing one or more employees, or seeking to employ one or more employees, if the person has its principal place of business within the Village of Lincolnwood or does business within the Village of Lincolnwood.
- (B) For the purposes of this Article, the term “employer” does not mean:
  - (1) The government of the United States or a corporation wholly owned by the government of the United States;
  - (2) An Indian tribe or a corporation wholly owned by an Indian tribe;
  - (3) The government of the State or any agency or department thereof; or
  - (4) The government of any municipality.”

SECTION 3. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect, and shall be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

[SIGNATURE PAGE FOLLOWS]

PASSED this \_\_\_\_\_ day of June, 2017.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTENTION: \_\_\_\_\_

APPROVED by me this \_\_\_\_\_ day of June, 2017.

---

Barry Bass, President  
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this \_\_\_\_\_  
day of June, 2017.

---

Beryl Herman, Village Clerk  
Village of Lincolnwood, Cook County, Illinois

**16-5768  
ORDINANCE**

**Sponsored by**

**THE HONORABLE LARRY SUFFREDIN, LUIS ARROYO JR, RICHARD R. BOYKIN,  
JERRY BUTLER, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER,  
JESÚS G. GARCÍA, EDWARD M. MOODY, STANLEY MOORE, DEBORAH SIMS,  
ROBERT B. STEELE AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

**AN ORDINANCE CREATING A MINIMUM WAGE IN COOK COUNTY**

**WHEREAS**, Cook County, Illinois is a home-rule unit of government under Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois and, as such, may regulate for the protection of the public welfare; and

**WHEREAS**, promoting the welfare of those who work within the County's borders is an endeavor that plainly meets this criterion; and

**WHEREAS**, enacting a minimum wage for workers in Cook County that exceeds the state minimum wage is entirely consistent with the Illinois General Assembly's finding that it "is against public policy for an employer to pay to his employees an amount less than that fixed by" the Illinois Minimum Wage Law, 820 ILCS 105/2.

**NOW, THEREFORE, BE IT ORDAINED**, by the Cook County Board of Commissioners that Chapter 42 Human Relations, Article I In General, Division 2 Cook County Minimum Wage Ordinance, Sections 42-7 through 42-19 of the Cook County Code are hereby enacted as follows:

**Sec. 42-7. - Short Title.**

This Division shall be known and may be cited as the Cook County Minimum Wage Ordinance.

**Sec. 42-8. - Definitions.**

For purposes of this Division, the following definitions apply:

*Covered Employee* means any Employee who is not subject to any of the exclusions set out in Section 42-12 below, and who, in any particular two-week period, performs at least two hours of work for an Employer while physically present within the geographic boundaries of Cook County. For purposes of this definition, time spent traveling in Cook County that is compensated time, including, but not limited to, deliveries, sales calls, and travel related to other business activity taking place within Cook County, shall constitute work while physically present within the geographic boundaries of Cook County; however, time spent traveling in Cook County that is uncompensated commuting time shall not constitute work while physically present within the geographic boundaries of Cook County.

*CPI* means the Consumer Price Index for All Urban Consumers most recently published by the Bureau of Labor Statistics of the United States Department of Labor.

*Director* means the Executive Director of the Cook County Commission on Human Rights.

*Domestic worker* means a person whose primary duties include housekeeping; house cleaning; home management; nanny services, including childcare and child monitoring; caregiving, personal care or home health services for elderly persons or persons with illnesses, injuries, or disabilities who require assistance in caring for themselves; laundering; cooking; companion services; chauffeuring; and other household services to members of households or their guests in or about a private home or residence, or any other location where the domestic work is performed.

*Employee, Gratuities, and Occupation* have the meanings ascribed to those terms in the Minimum Wage Law, with the exception that all Domestic Workers, including Domestic Workers employed by Employers with fewer than four (4) employees, shall fall under the definition of the term "Employee".

*Employer* means any individual, partnership, association, corporation, limited liability company, business trust, or any person or group of persons that gainfully employs at least one Covered Employee. To qualify as an Employer, such individual, group, or entity must (1) maintain a business facility within the geographic boundaries of Cook County and/or (2) be subject to one or more of the license requirements in Title 4 of this Code.

*Fair Labor Standards Act* means the United States Fair Labor Standards Act of 1938, 29 USC § 201 et seq., in force on the effective date of this chapter and as thereafter amended.

*Minimum Wage Law* means the Illinois Minimum Wage Law, 820 ILCS 105/1 et seq., in force on the effective date of this chapter and as thereafter amended.

*Subsidized Temporary Youth Employment Program* means any publicly subsidized summer or other temporary youth employment program through which persons aged 24 or younger are employed by, or engaged in employment coordinated by, a nonprofit organization or governmental entity.

*Subsidized Transitional Employment Program* means any publicly subsidized temporary employment program through which persons with unsuccessful employment histories and/or members of statistically hard-to-employ populations (such as formerly homeless persons, the long-term unemployed, and formerly incarcerated persons) are provided temporary paid employment and case-managed services under a program administered by a nonprofit organization or governmental entity, with the goal of transitioning program participants into unsubsidized employment.

*Tipped Employee* has the meaning ascribed that term in the Fair Labor Standards Act.

*Wage* means compensation due an Employee by reason of his employment.

#### **Sec. 42-9. - Minimum Hourly Wage.**

Except as provided in Sections 42-10 of this Code, every Employer shall pay no less than the following Wages to each Covered Employee for each hour of work performed for that Employer while physically present within the geographic boundaries of Cook County:

(a) Beginning on July 1, 2017, the greater of: (1) the minimum hourly Wage set by the Minimum Wage Law; (2) the minimum hourly Wage set by the Fair Labor Standards Act; or (3) \$10.00 per hour.

(b) Beginning on July 1, 2018, the greater of: (1) the minimum hourly Wage set by the Minimum Wage Law; (2) the minimum hourly Wage set by the Fair Labor Standards Act; or (3) \$11.00 per hour.

(c) Beginning on July 1, 2019, the greater of: (1) the minimum hourly Wage set by the Minimum Wage Law; (2) the minimum hourly Wage set by the Fair Labor Standards Act; or (3) \$12.00 per hour.

(1) Beginning on July 1, 2020, the greater of: (1) the minimum hourly Wage set by the Minimum Wage Law; (2) the minimum hourly Wage set by the Fair Labor Standards Act; or (3) \$13.00 per hour.

(2) Beginning on July 1, 2021, and on every July 1 thereafter, the greater of: (1) the minimum hourly Wage set by the Minimum Wage Law; (2) the minimum hourly Wage set by the Fair Labor Standards Act; or (3) Cook County's minimum hourly Wage from the previous year, increased in proportion to the increase, if any, in the CPI, provided, however, that if the CPI increases by more than 2.5 percent in any year, the Cook County minimum Wage increase shall be capped at 2.5 percent, and that there shall be no Cook County minimum Wage increase in any year when the unemployment rate in Cook County for the preceding year, as calculated by the Illinois Department of Employment Security, was equal to or greater than 8.5 percent. Any increase pursuant to subsection 42-9(e) shall be rounded up to the nearest multiple of \$0.05. Any increase pursuant to subsection 42-9(e) shall remain in effect until any subsequent adjustment is made. On or before June 1, 2021, and on or before every June 1 thereafter, the Director shall make available to Employers a bulletin announcing the adjusted minimum hourly Wage for the upcoming year.

**Sec. 42-10. - Minimum hourly wage in occupations receiving gratuities.**

(a) Every Employer of a Covered Employee engaged in an Occupation in which Gratuities have customarily and usually constituted part of the remuneration shall pay no less than the following Wage to each Covered Employee for each hour of work performed for that Employer while physically present within the geographic boundaries of the County:

(1) Beginning on July 1, 2017, the greater of: (A) the minimum hourly Wage set by the Fair Labor Standards Act for Tipped Employees; or (B) the minimum hourly Wage set by the Minimum Wage Law for workers who receive Gratuities.

- (2) Beginning on July 1, 2018, and on every July 1 thereafter, the greater of (A) the minimum hourly Wage set by the Fair Labor Standards Act for tipped workers; (B) the minimum hourly Wage set by the Minimum Wage Law for workers who receive Gratuities; or (C) Cook County's minimum hourly Wage from the previous year for workers who receive Gratuities, increased in proportion to the increase, if any, in the CPI, provided, however, that if the CPI increases by more than 2.5 percent in any year, the Cook County minimum Wage increase for workers who receive Gratuities shall be capped at 2.5 percent, and that there shall be no Cook County minimum Wage increase for workers who receive Gratuities in any year when the unemployment rate in Cook County for the preceding year, as calculated by the Illinois Department of Employment Security, was equal to or greater than 8.5 percent. Any increase pursuant to subsection 42-10 (a)(3)(C) shall be rounded up to the nearest multiple of \$0.05. Any increase pursuant to subsection 42-10 (a)(3) shall remain in effect until any subsequent adjustment is made. On or before June 1, 2018, and on or before every June 1 thereafter, the Director shall make available to Employers a bulletin announcing Cook County's minimum hourly Wage for the upcoming year for workers who receive Gratuities.

(b) Each Employer that pays a Covered Employee the Wage described in subsection 42-10 (a) shall transmit to the Director, in a manner provided by regulation, substantial evidence establishing: (1) the amount the Covered Employee received as Gratuities during the relevant pay period; and (2) that no part of that amount was returned to the Employer. If an Employer is required by the Minimum Wage Law to provide substantially similar data to the Illinois Department of Labor, the Director may allow the Employer to comply with this subsection 42-10 (b) by filing a copy of the state documentation.

#### **Sec. 42-11. - Overtime compensation.**

The Wages set out in Sections 42-9 and 42-10 are subject to the overtime compensation provisions in the Cook County Minimum Wage Law, with the exception that the definitions of "Employer" and "Employee" in this chapter shall apply.

#### **Sec. 42-12. - Exclusions.**

This chapter shall not apply to hours worked:

(a) By any person subject to subsection 4(a)(2) of the Minimum Wage Law, with the exception that the categories of Employees described in subsections 4(a)(2)(A) and 4(a)(2)(B) of the Minimum Wage Law shall be entitled to the Wages described in Sections 42-9 and 42-10, whichever applies, as well as the overtime compensation described in Section 42-11;

(b) By any person subject to subsection 4(a)(3), subsection 4(d), subsection 4(e), Section 5, or Section 6 of the Minimum Wage Law;

(c) For any governmental entity other than the Cook County, a category that, for purposes of this chapter, includes, but is not limited to, any unit of local government, the Illinois state government, and the government of the United States, as well as any other federal, state, or local governmental agency or department;

(d) For any Subsidized Temporary Youth Employment Program; or

(e) For any Subsidized Transitional Employment Program.

**Sec. 42-13. - Applications to Collective Bargaining Agreements.**

Nothing in this chapter shall be deemed to interfere with, impede, or in any way diminish the right of employees to bargain collectively with their employers through representatives of their own choosing in order to establish wages or other conditions of work in excess of the applicable minimum standards of the provisions of this chapter. The requirements of this chapter may be waived in a bona fide collective bargaining agreement, but only if the waiver is set forth explicitly in such agreement in clear and unambiguous terms.

**Sec. 42-14. - Applications to the Cook County Living Wage Ordinance for Procurements.**

Nothing in this chapter shall be deemed conflict with Article IV, Division 3 of the Cook County Code. All Contractors must comply with the Wage Requirements set forth in Article IV, Division 3, even if the wages required to be paid are higher than those set forth within this chapter.

**Sec. 42-15. - Notice and Posting.**

(a) Every Employer shall post in a conspicuous place at each facility where any Covered Employee works that is located within the geographic boundaries of Cook County a notice advising the Covered Employee of the current minimum Wages under this chapter, and of his rights under this chapter. The Director shall prepare and make available a form notice that satisfies the requirements of this subsection 42-14 (a). Employers that do not maintain a business facility within the geographic boundaries of Cook County and households that serve as the worksites for Domestic Workers are exempt from this subsection 42-14(a).

(b) Every Employer shall provide with the first paycheck subject to this chapter issued to a Covered Employee a notice advising the Covered Employee of the current minimum Wages under this chapter, and of the Employee's rights under this chapter. The Director shall prepare and make available a form notice that satisfies the requirements of this subsection 42-14(b).

**Sec. 42-16. - Retaliation Prohibited.**

It shall be unlawful for any Employer to discriminate in any manner or take any adverse action against any Covered Employee in retaliation for exercising any right under this chapter, including, but not limited to, disclosing, reporting, or testifying about any violation of this chapter or regulations promulgated thereunder. For purposes of this Section, prohibited adverse actions include, but are not limited to, unjustified termination, unjustified denial of promotion, unjustified negative evaluations, punitive schedule changes, punitive decreases in the desirability of work assignments, and other acts of harassment shown to be linked to such exercise of rights.

**Sec. 42-17. - Enforcement – Regulations.**

The Cook County Commission on Human Rights shall enforce this chapter, and the Director is authorized to adopt regulations for the proper administration and enforcement of its provisions.

**Sec. 42-18. - Violation – Penalty.**

Any Employer who violates this chapter or any regulation promulgated thereunder shall be subject to a fine of not less than \$500.00 nor more than \$1,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.

**Sec. 42-19. - Private Cause of Action.**

If any Covered Employee is paid by his Employer less than the Wage to which he is entitled under this chapter, the Covered Employee may recover in a civil action three times the amount of any such underpayment, together with costs and such reasonable attorney's fees as the court allows. An agreement by the Covered Employee to work for less than the Wage required under this chapter is no defense to such action.

**BE IT FURTHER ORDAINED**, by the Cook County Board of Commissioners, that Chapter 34 Finance, Article IV Procurement Code, Division 4 Disqualifications and Penalties, Section 34-179 of the Cook County Code is hereby amended as follows:

**Sec. 34-179. - Disqualification due to violation of laws related to the payment of wages and Employer Paid Sick Leave Ordinance.**

(a) A Person including a Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) who has admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a repeated or willful violation of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1 et seq., Illinois Minimum Wage Act, 820 ILCS 105/1 et seq., the Illinois Worker Adjustment and Retraining Notification Act, 820 ILCS 65/1 et seq., the Employee Classification Act, 820 ILCS 185/1 et seq., the Fair Labor Standards Act of 1938, 29 U.S.C. 201, et seq., or any comparable state statute or regulation of any state, which governs the payment of wages shall be ineligible to enter into a Contract with the County for a period of five years from the date of conviction, entry of a plea, administrative finding or admission of guilt.

(b) A person including a Substantial Owner who has admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of violating the Cook County Minimum Wage Ordinance (Section 42-7 - 42-15 of the Cook County Code) shall be ineligible to enter into a Contract with the County for a period of five years from the date of conviction, entry of a plea, administrative finding or admission of guilt.

~~(b c)~~ The CPO shall obtain an affidavit or certification from every Person or Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) from whom the County seeks to make a Contract with certifying that the Person seeking to do business with the County including its Substantial Owners (as defined in Part I, Chapter 34, Article V, Section 34- 367 of the Cook County Code) has not violated the statutory provisions identified in Subsection (a) and or (b) of this Section.

~~(e d)~~ For Contracts entered into following the effective date of this Ordinance, if the County becomes aware that a Person including Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) under contract with the County is in violation of Subsection (a) or (b) of this Section, then, after notice from the County, any such violation(s) shall constitute a default under the Contract.

~~(d e)~~ If a Person including a Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) is ineligible to contract with the County due to the provisions of Subsection (a) or (b) of this Section, the Person seeking the Contract may submit a request for a reduction or waiver of the ineligibility period to the CPO. The request shall be in writing in a manner and form prescribed by the CPO and shall include one or more of the following actions have been taken:

- (1) There has been a bona fide change in ownership or Control of the ineligible Person or Substantial Owner;
- (2) Disciplinary action has been taken against the individual(s) responsible for the acts giving rise to the violation;
- (3) Remedial action has been taken to prevent a recurrence of the acts giving rise to the disqualification or default; or
- (4) Other factors that the Person or Substantial Owner believe are relevant.

The CPO shall review the documentation submitted, make any inquiries deemed necessary, request additional documentation where warranted and determine whether a reduction or waiver is appropriate. Should the CPO determine that a reduction or waiver of the ineligibility period is appropriate; the CPO shall submit its decision and findings to the County Board.

(e f) A Using Agency may request an exception to such period of ineligibility by submitting a written request to the CPO, supported by facts that establish that it is in the best interests of the County that the Contract be made from such ineligible Person. The CPO shall review the documentation, make any inquiries deemed necessary, and determine whether the request should be approved. If an exception is granted, such exception shall apply to that Contract only and the period of ineligibility shall continue for its full term as to any other Contract. Said exceptions granted by the CPO shall be communicated to the County Board.

**BE IT FURTHER ORDAINED**, by the Cook County Board of Commissioners, that Chapter 74 Taxation, Article II Real Property Taxation, Division 2 Classification System for Assessment, Section 74-74 of the Cook County Code is hereby amended as follows:

**Sec. 74-74. - Laws regulating the payment of wages and Employer Paid Sick Leave.**

(a) Except where a Person has requested an exception from the Assessor and the County Board expressly finds that granting the exception is in the best interest of the County, such Person including any Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) shall be ineligible to receive any property tax incentive noted in Division 2 of this Article if, during the five year period prior to the date of the application, such Person or Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a repeated or willful violation of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1 et seq., the Illinois Minimum Wage Act, 820 ILCS 105/1 et seq., the Illinois Worker Adjustment and Retraining Notification Act, 820 ILCS 65/1 et seq., the Worker Adjustment and Retraining Notification Act, 29 U.S.C. 2101 et seq., the Employee Classification Act, 820 ILCS 185/1 et. seq., the Fair Labor Standards Act of 1938, 29 U.S.C. 201, et seq., or any comparable state statute or regulation of any state, which governs the payment of wages.

(b) The Assessor shall obtain an affidavit or certification from every Person and Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) who seeks a property tax incentive from the County as noted in Division 2 of this Article certifying that the Person or Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) has not violated the statutory provisions identified in Subsection (a) of this Section.

(c) If the County or Assessor becomes aware that a Person or Substantial Owner (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) has admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a repeated or willful violation of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1 et seq., the Illinois Minimum Wage Act, 820 ILCS 105/1 et seq., the Illinois Worker Adjustment and Retraining Notification Act, 820 ILCS 65/1 et seq., the Worker Adjustment and Retraining Notification Act, 29 U.S.C. 2101 et seq., the Employee Classification Act, 820 ILCS 185/1 et. seq., the Fair Labor Standards Act of 1938, 29 U.S.C. 201, et seq., or any comparable state statute or regulation of any state, which governs the payment of wages during the five year period prior to the date of the application, but after the County has reclassified the Person's or Substantial Owner's (as defined in Part I, Chapter 34, Article V, Section 34-367 of the Cook County Code) subject property under a property tax incentive classification, then, after notice from the Assessor of such violation, the Person or Substantial Owner shall have 45 days to cure its violation and request an exception or waiver from the Assessor. Failure to cure or obtain an exception or waiver of ineligibility from the Assessor shall serve as grounds for revocation of the classification as provided by the Assessor or by the County Board by Resolution or Ordinance. In case of revocation or cancellation, the Incentive Classification shall be deemed null and void for the tax year in which the incentive was revoked or cancelled as to the subject property. In such an instance, the taxpayer shall be liable for and shall reimburse to the County Collector an amount equal to the difference in the amount of taxes that would have been collected had the subject property not received the property tax incentive.

(d) The Assessor shall obtain an affidavit or certification from every Person and Substantial Owner who seeks a property tax incentive from the County that the applicant pays a Wage as defined in Section 42-8 to its employees in accordance with Sections 42-7 through 42-15 of the Cook County Code.

**BE IT FURTHER ORDAINED**, by the Cook County Board of Commissioners, that Chapter 54 Licenses, Permits and Miscellaneous Business Regulations, Article X General Business Licenses, Section 54-384 and Section 54-390 of the Cook County Code are hereby amended as follows:

**Sec. 54-384. - License application.**

All applications for a General Business License shall be made in writing and under oath to the Director of Revenue on a form provided for that purpose.

(a) Every application for a County General Business License shall be submitted and signed by the Person doing business or authorized representative of the Person doing business and shall contain the following:

- (1) Name of the applicant.
- (2) Business address.
- (3) Social security numbers, Tax ID number, and residence addresses of its sole proprietor or the three individuals who own the highest percentage interests in such Person and any other individual who owns five percent or more interest therein.
- (4) Pin number of the property or properties where the business is being operated.
- (5) A brief description of the business operations plan.

- (6) Sales tax allocation code. The sales tax allocation code identifies a specific sales tax geographic area and is used by the State of Illinois for sales tax allocation purposes.
- (7) Certification that applicant is in compliance with all applicable County Ordinances.
- (8) For Business Licenses applied for or renewed following the effective date of this provision, certification that the applicant has not, during the five-year period prior to the date of the application for a Business License, admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a repeated or willful violation of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1 et seq., the Illinois Minimum Wage Act, 820 ILCS 105/1 et seq., the Illinois Worker Adjustment and Retraining Notification Act, 820 ILCS 65/1 et seq., the Worker Adjustment and Retraining Notification Act, 29 U.S.C. 2101 et seq., the Employee Classification Act, 820 ILCS 185/1 et seq., the Fair Labor Standards Act of 1938, 29 U.S.C. 201, et seq., or any comparable state statute or regulation of any state, which governs the payment of wages.
- (9) Certification that the applicant pays a Wage as defined in Section 42-8 to its employees that conforms with Sections 42-7 - 42-15 of the Cook County Code

(b) The Director of Revenue shall be the custodian of all applications for licenses which [sic] under provisions of this Code. All information received by the Department from applications filed pursuant to this article or from any investigations conducted pursuant to this article, except for official County purposes, or as required by the Freedom of Information Act, shall be confidential.

(c) The General Business License applicant may be subject to an inspection by the following county departments including, but not limited to, Health, Building and Zoning and the Environment, prior to licensing.

(d) It shall be grounds for denial and/or revocation of any license issued under the provisions of this article whenever the license applicant knowingly includes false or incomplete information in the license application or is in violation of a County Ordinance.

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#### **Sec. 54-390. - Failure to comply-Code of Ordinances.**

(a) Failure to comply with applicable Cook County Code of Ordinances may result in general business license suspension or revocation.

(b) Persons doing business in unincorporated Cook County must comply with this article and, including but not limited to, the following Cook County Code of Ordinances:

- (1) Chapter 30, Environment; or
- (2) Chapter 38, Article III, Public Health and Private Nuisances; or

- (3) Chapter 58: Article III, Offenses involving Public Safety, and Article IV, Offenses Involving Public Morals; or
- (4) The Cook County Building Ordinance, adopted originally on March 11, 1949, as amended, and/or the Cook County Building Code; or
- (5) Chapter 74 Taxation; or
- (6) The Cook County Zoning Ordinance, as amended; or
- (7) Chapter 42 Human Relations.

**Effective Date:** This Ordinance shall take effect immediately upon passage.

Approved and adopted this 26th of October 2016.

\_\_\_\_\_  
**TONI PRECKWINKLE**, President  
Cook County Board of Commissioners

(S E A L)

Attest:   
\_\_\_\_\_  
**DAVID ORR**, County Clerk

**16-4229  
ORDINANCE**

**Sponsored by**

**THE HONORABLE BRIDGET GAINER, JESÚS G. GARCÍA, LUIS ARROYO JR.,  
RICHARD R. BOYKIN, JOHN P. DALEY, JOHN A. FRITCHEY, DEBORAH SIMS,  
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**ESTABLISHING EARNED SICK LEAVE FOR EMPLOYEES IN COOK COUNTY**

**WHEREAS**, the County of Cook is a home rule unit of government pursuant to the 1970 Illinois Constitution, Article VII, Section 6 (a); and

**WHEREAS**, pursuant to their home rule powers, the Cook County Commissioners may exercise any power and perform any function relating to their governments and affairs, including the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, employees in every industry occasionally require time away from the workplace to tend to their own health or the health of family members; and

**WHEREAS**, in Cook County approximately 40 percent, or 840,000, private sector workers receive no paid sick leave; and

**WHEREAS**, earned sick leave has a positive effect on the health of not only employees and their family members, but also the health of fellow workers and public at large and the most comprehensive national survey of United States restaurant workers found that two-thirds of restaurant wait staff and cooks have come to work sick; and

**WHEREAS**, earned sick leave reduces healthcare expenditures by promoting access to primary and preventative care and reduces reliance on emergency care; and

**WHEREAS**, nationally providing all workers with earned sick leave would result in \$1.1 billion in annual savings in hospital emergency department costs; and

**WHEREAS**, nearly one (1) in four (4) American women report domestic violence by an intimate partner, nearly one (1) in five (5) women have been raped, and nearly one (1) in six (6) women have been stalked. Many workers, men and women, need time off to care for themselves after these incidents, or to find solutions, such as protective orders or new housing, to avoid or prevent further domestic or sexual violence. Without paid time off, employees are in grave danger of losing their jobs, which can be devastating when victims need economic security to ensure their own safety and that of their children; and

**WHEREAS**, at least 28 local jurisdictions have enacted Earned Sick Leave including Chicago, New York City, Los Angeles, San Francisco, Oakland, Minneapolis, Philadelphia, Jersey City and Seattle; and

**WHEREAS**, a cost model developed by the Civic Consulting Alliance found that a paid sick leave framework similar to the one reflected in this Ordinance would result in only a small, 0.7 to 1.5 increase in labor costs for most employers.

**NOW, THEREFORE, BE IT ORDAINED**, by the Cook County Board of Commissioners, that Chapter 42 Human Relations, Article 1 In General, Sections 42-1 through 42-6 of the Cook County Code is hereby enacted as follows:

**Sec. 42-1. Short title.**

This article shall be known and may be cited as the Cook County Earned Sick Leave Ordinance (“Ordinance”).

**Sec. 42-2. Definitions.**

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Agency* shall mean the Cook County Commission on Human Rights.

*Construction Industry* means any constructing, altering, reconstructing, repairing, rehabilitating, refinishing, refurbishing, remodeling, remediating, renovating, custom fabricating, maintenance, landscaping, improving, wrecking, painting, decorating, demolishing, and adding to or subtracting from any building, structure, highway, roadway, street, bridge, alley, sewer, ditch, sewage disposal plant, water works, parking facility, railroad, excavation or other structure, project, development, real property or improvement, or to do any part thereof, whether or not the performance of the work herein described involves the addition to, or fabrication into, any structure, project, development, real property or improvement herein described of any material or article of merchandise. Construction shall also include moving construction related materials on the job site to or from the job site, snow plowing, snow removal, and refuse collection.

*Covered Employee* means any Employee who, in any particular two-week period, performs at least two hours of work for an Employer while physically present within the geographic boundaries of Cook County. For purposes of this definition, time spent traveling in Cook County that is compensated time, including, but not limited to, deliveries, sales calls, and travel related to other business activity taking place within Cook County, shall constitute work while physically present within the geographic boundaries of Cook County; however, time spent traveling in Cook County that is uncompensated commuting time shall not constitute work while physically present within the geographic boundaries of Cook County. The definition of “Covered Employee” for purposes of this ordinance does not include any “employee” as defined by Section 1(d) of the Railroad Unemployment Insurance Act, 45 U.S.C. § 351(d).

*Domestic partner* means any person who has a registered domestic partnership, or qualifies as a domestic partner under Sections 2-173 and 174 of this Code or as a party to a civil union under the Illinois Religious Freedom Protection and Civil Union Act, 750 ILCS 75/1 et seq., as currently in force and hereafter amended.

*Earned Sick Leave* means time that is provided by an Employer to a Covered Employee that is eligible to be used for the purposes described in Section 42-3 of this Chapter, and is compensated at the same rate and with the same benefits, including health care benefits, that the Covered Employee regularly earns during hours worked.

*Employee* means an individual permitted to work by an employer regardless of the number of persons the Employer employs.

*Employer means:*

- (1) "Employer" means any individual, partnership, association, corporation, limited liability company, business trust, or any person or group of persons that gainfully employs at least one Covered Employee with a place of business within Cook County.
- (2) The term "employer" does not mean:
  - a. The government of the United States or a corporation wholly owned by the government of the United States;
  - b. An Indian tribe or a corporation wholly owned by an Indian tribe;
  - c. The government of the State or any agency or department thereof; or
  - d. Units of local government.

*Family and Medical Leave Act* means the United States Family and Medical Leave Act of 1993, 29 USC S 2601 et seq. as currently in force and hereafter amended.

*Family member* means a Covered Employee's child, legal guardian or ward, spouse under the laws of any state, domestic partner, parent, spouse or domestic partner's parent, sibling, grandparent, grandchild, or any other individual related by blood or whose close association with the Covered Employee is the equivalent of a family relationship. A child includes not only a biological relationship, but also a relationship resulting from an adoption, step-relationship, and/or foster care relationship, or a child to whom the Covered Employee stands in loco parentis. A parent includes a biological, foster, stepparent or adoptive parent or legal guardian of a Covered Employee, or a person who stood in loco parentis when the Employee was a minor child.

*Health Care Provider* means any person licensed to provide medical or emergency services, including, but not limited to doctors, nurses, and emergency room personnel.

**Sec. 42-3. Earned sick leave.**

(a) General Provisions

- (1) Any Covered Employee who works at least 80 hours for an Employer within any 120-day period shall be eligible for Earned Sick Leave as provided under this Section.
- (2) Unless an applicable collective bargaining agreement provides otherwise, upon a Covered Employee's termination, resignation, retirement or other separating from employment, his or her Employer is not required to provide financial or other reimbursement for unused Earned Sick Leave.

(b) Accrual of Earned Sick Leave

- (1) Earned Sick Leave shall begin to accrue either on the 1st calendar day after the commencement of a Covered Employee's employment or on the effective date of this Ordinance, whichever is later.

- (2) For every 40 hours worked after a Covered Employee's Earned Sick Leave begins to accrue, he or she shall accrue one hour of Earned Sick Leave. Earned Sick Leave shall accrue only in hourly increments; there shall be no fractional accruals.
- (3) A Covered Employee who is exempt from overtime requirements shall be assumed to work 40 hours in each workweek for purposes of Earned Sick Leave accrual, unless his or her normal work week is less than 40 hours, in which case Earned Sick Leave shall accrue based upon that normal work week.
- (4) For each Covered Employee, there shall be a cap of 40 hours Earned Sick Leave accrued per 12-month period, unless his or her Employer sets a higher limit. The 12-month period for a Covered Employee shall be calculated from the date he or she began to accrue Earned Sick Leave.
- (5) At the end of a Covered Employee's 12-month accrual period, he or she shall be allowed to carry over to the following 12-month period half of his or her unused accrued Earned Sick Leave, up to a maximum of 20 hours.
- (6) If an Employer is subject to the Family and Medical Leave Act, each of the Employer's Covered Employees shall be allowed, at the end of his or her 12-month Earned Sick Leave accrual period, to carry over up to 40 hours of his or her unused accrued Earned Sick Leave, in addition to the carryover allowed under subsection 42-3(b)(5), to use exclusively for Family and Medical Leave Act eligible purposes.
- (7) If an Employer has a policy that grants Covered Employees paid time off in an amount and a manner that meets the requirements for Earned Sick Leave under this Section, the Employer is not required to provide additional paid leave. If such Employer's policy awards the full complement of paid time off immediately upon date of eligibility, rather than using an accrual model, the Employer must award each Covered Employee 40 hours paid time off within one calendar year of his or her date of eligibility.

(c) Use of Earned Sick Leave

- (1) An Employer shall allow a Covered Employee to begin using Earned Sick Leave no later than on the 180th calendar day following the commencement of his or her employment. A Covered Employee is entitled to use no more than 40 hours of Earned Sick Leave per 12-month period, unless his or her Employer sets a higher limit. The 12-month period for a Covered Employee shall be calculated from the date he or she began to accrue Earned Sick Leave. If a Covered Employee carries over 40 hours of Family and Medical Leave Act leave pursuant to subsection 42-3(b)(6) and uses that leave, he or she is entitled to use no more than an additional 20 hours of accrued Earned Sick Leave in the same 12 month period, unless the Employer sets a higher limit. A Covered Employee shall be allowed to determine how much accrued Earned Sick Leave he or she needs to use, provided that his or her Employer may set a reasonable minimum increment requirement not to exceed four hours per day.

- (2) A Covered Employee may use Earned Sick Leave when:
  - a. He or she is ill or injured, or for the purpose of receiving medical care, treatment, diagnosis or preventative medical care;
  - b. A member of his or her family is ill or injured, or to care for a family member receiving medical care, treatment, diagnosis or preventative medical care;
  - c. He or she, or a member of his or her family, is the victim of domestic violence, as defined in Section 103 of the Illinois Domestic Violence Act of 1986, or is the victim of sexual violence or stalking as defined in Article 11, and Sections 12-7.3, 12-7.4, and 12-7.5 of the Illinois Criminal Code of 2012; or
  - d. His or her place of business is closed by order of a public official due to a public health emergency, or he or she needs to care for a child whose school or place of care has been closed by order of a public official due to a public health emergency. For the purposes of this section, "public health emergency" is an event that is defined as such by a Federal, State or Local government, including a school district.
- (3) An Employer shall not require, as a condition of a Covered Employee taking Earned Sick Leave that he or she search for or find a replacement worker to cover the hours during which he or she is on Earned Sick Leave.
- (4) If a Covered Employee's need for Earned Sick Leave is reasonably foreseeable, an Employer may require up to seven days' notice before leave is taken. If the need for Earned Sick Leave is not reasonably foreseeable, an Employer may require a Covered Employee to give notice as soon as is practicable on the day the Covered Employee intends to take Earned Sick Leave by notifying the Employer via phone, e-mail, or text message. The Employer may set notification policy if the Employer has notified Covered Employee in writing of such policy and that policy shall not be unreasonably burdensome. For purposes of this subsection, needs that are "reasonably foreseeable" include, but are not limited to prescheduled appointments with health care providers for the Covered Employee or for a family member, and court dates in domestic violence cases. Any notice requirement imposed by an Employer pursuant to this subsection shall be waived in the event a Covered Employee is unable to give notice because he or she is unconscious, or otherwise medically incapacitated. If the leave is one that is covered under the Family and Medical Leave Act, notice shall be in accordance with the Family and Medical Leave Act.
- (5) Where a Covered Employee is absent for more than three consecutive work days, his or her Employer may require certification that the use of Earned Sick Leave was authorized under subsection 42-3(c)(2). For time used pursuant to subsections (c)(2)(a) or (b), documentation signed by a licensed health care provider shall satisfy this requirement. An Employer shall not require that such documentation specify the nature of the Covered Employee's or the Covered Employee's family member's injury, illness, or condition, except as required by law. For Earned Sick Leave used pursuant to subsection (c)(2)(c) a police report, court document, a

signed statement from an attorney, a member of the clergy, or a victim services advocate, or any other evidence that supports the Covered Employee's claim, including a written statement from him or her, or any other person who has knowledge of the circumstances, shall satisfy this requirement. The Covered Employee may choose which document to submit, and no more than one document shall be required if the Earned Sick Leave is related to the same incident of violence or the same perpetrator. The Employer shall not delay the commencement of Earned Sick Leave taken for one of the purposes in subsection 42-3(c)(2) nor delay payment of wages, on the basis that the Employer has not yet received the required certification.

- (6) Nothing in this Section shall be construed to prohibit an Employer from taking disciplinary action, up to and including termination, against a Covered Employee who uses Earned Sick Leave for purposes other than those described in this Section.
- (7) This Section provides minimum Earned Sick Leave requirements; it shall not be construed to affect the applicability of any other law, regulation, requirement, policy, or standard that provides for greater Earned Sick Leave benefits.

#### **Sec. 42-5. Application to collective bargaining agreements.**

Nothing in this Ordinance shall be deemed to interfere with, impede, or in any way diminish the right of Covered Employees to bargain collectively with their Employers through representatives of their own choosing in order to establish wages or other conditions of work in excess of the applicable minimum standards of the provisions of this Ordinance. The requirements of this Ordinance may be waived in a bona fide collective bargaining agreement, but only if the waiver is set forth explicitly in such agreement in clear and unambiguous terms. Nothing in this Ordinance shall be deemed to affect the validity or change the terms of bona fide collective bargaining agreements in force on the effective date of this Ordinance. After that date, requirements of this Ordinance may be waived in a bona fide collective bargaining agreement, but only if the waiver is set forth explicitly in such agreement in clear and unambiguous terms. In no event shall this Ordinance apply to any Covered Employee working in the Construction Industry who is covered by a bona fide collective bargaining agreement.

#### **Sec. 42-6. Notice and posting.**

(a) Every Employer shall post in a conspicuous place at each facility where any Covered Employee works that is located within the geographic boundaries of Cook County a notice advising the Covered Employee of his or her rights to Earned Sick Time under this Ordinance. The Agency shall prepare and make available a form notice that satisfies the requirements of this Ordinance. Employers that do not maintain a business facility within the geographic boundaries of the County are exempt from this subsection.

(b) Every Employer shall provide to a Covered Employee at the commencement of employment written notice advising the Covered Employee of his or her rights to Earned Sick Time under this Ordinance. The Agency shall prepare and make available a form notice that satisfies the requirements of this Ordinance.

**Sec. 42-7. Retaliation prohibited.**

It shall be unlawful for any Employer to discriminate in any manner or take any adverse action against any Covered Employee in retaliation for exercising, or attempting in good faith to exercise, any right under this Ordinance, including, but not limited to, disclosing, reporting, or testifying about any violation of this Ordinance or regulations promulgated thereunder. For purposes of this Section, prohibited adverse actions include, but are not limited to, unjustified termination, unjustified denial of promotion, unjustified negative evaluations, punitive schedule changes, punitive decreases in the desirability of work assignments, and other acts of harassment shown to be linked to such exercise of rights. An Employer shall not use its absence-control policy to count Earned Sick Leave as an absence that triggers discipline, discharge, demotion, suspension, or any other adverse activity.

**Sec. 42-8. Enforcement and penalties.**

(a) The Agency shall administer and enforce this Ordinance in accordance with Chapter 42, Article II, Section 42-34 of the Cook County Human Rights Ordinance, except as allowed for in subsection (b) of this Section.

(b) If any Employer violates any of the Earned Sick Leave provisions in this Ordinance, the affected Covered Employee may recover in a civil action damages equal to three times the full amount of any unpaid Sick Leave denied or lost by reason of the violation, and the interest on that amount calculated at the prevailing rate, together with costs and such reasonable attorney's fees as the court allows. Such action may be brought without first filing an administrative complaint. The statute of limitations for a civil action brought pursuant to this Ordinance shall be for a period of three years from the date of the last event constituting the alleged violation for which the action is brought.

**Sec. 42-9. Effect of invalidity; severability.**

If any section, subdivision, paragraph, sentence, clause, phrase or other portion of this local law is, for any reason, declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this local law, which remaining portions shall continue in full force and effect.

**Sec. 42-10.** After passage and publication, this Ordinance shall take effect on July 1, 2017.

**Effective Date:** This Ordinance shall take effect on July 1, 2017.

Approved and adopted this 5th of October 2016.

TONI PRECKWINKLE, President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk



May 15, 2017

Mr. Bass (Village President) and members of the Lincolnwood, Illinois Board of Trustees:

My name is Bryan Schwartz and I am the President of Trim-Tex located at 3700 West Pratt Avenue in Lincolnwood. Trim-Tex employs approximately 125 people in Lincolnwood, Illinois. We have been an established business since 1989 in the Lincolnwood Community.

I am writing to you on behalf of Trim-Tex concerning the Cook County Earned Sick Leave Ordinance scheduled to go into effect on July 1, 2017, to request and urge you to immediately have Lincolnwood opt out of this ordinance under Lincolnwood's Home Rule authority under Illinois law before this ordinance takes effect. This ordinance is burdensome and causes Trim-Tex and all businesses in Lincolnwood to incur unnecessary costs and expenses. In addition, employment laws should remain under the purview of the state and federal government and not the county. For these and additional reasons, other municipalities have either already opted out (e.g. Wheeling, Arlington Heights, Schaumburg and Mount Prospect) or are in the process of doing so (e.g. Buffalo Grove and Niles).

Trim-Tex, like all businesses, operates under a plethora of federal and state laws and regulations concerning employees. Keeping up with all of them is very time consuming and involves expense, including outside legal and consulting expenses. To add yet another requirement by a body of government that does not need to be involved is burdensome, unacceptable and unnecessary.

Trim-Tex has well established paid time off policies for each of its employees. In discussing the new ordinance with our outside counsel, notwithstanding Trim-Tex's very generous paid time off policies, we will need to change our policies to cover technical matters of the ordinance, even though – between vacation time and personal days -- Trim-Tex provides for more days than the ordinance requires. This, of course, will cost Trim-Tex both legal fees and time spent getting this done and communicating the changes to our employees.

Trim-Tex is a company that treats its employees as adults and provides full benefits. While we recognize that some companies may not have sick days or personal days like Trim-Tex, most businesses do. The burden and costs the Cook County Earned Sick Leave Ordinance places on Trim-Tex, and businesses like it, is inappropriate and over the top and is stifling to business development.

For the reasons stated above, we request and urge Lincolnwood to follow other municipalities in Cook County and opt out from the Cook County Earned Sick Leave Ordinance under Lincolnwood's Home Rule authority before this ordinance takes effect. If Lincolnwood doesn't opt out, it will be at a disadvantage with neighboring municipalities that have opted out.

Best Regards,

A handwritten signature in black ink, appearing to read 'Bryan Schwartz', is written over a horizontal line. Below the signature, the name 'Bryan Schwartz' is printed in a standard font, followed by 'President - Trim-Tex Inc.' on the next line.

Bryan Schwartz  
President - Trim-Tex Inc.

CC: Lincolnwood Board of Trustees, Bill Dunn, Joseph Koening



Mr. Barry Bass and Members of the Lincolnwood Board of Trustees

I write to you as President of R.F. Mau Company located at 7140 N. Lawndale Ave in Lincolnwood. R.F. Mau Company employs approximately 70 full and contract employees in Lincolnwood. We are a manufacturer of custom brass and aluminum fittings founded in 1936 and a member of the Lincolnwood community since 1968. This letter pertains to the village of Lincolnwood's opportunity to opt out the Cook County Minimum Wage Increase Ordinance

We have several unskilled and semi-skilled employees earning between \$8.25/hour and \$10.00/hour. We also have many employees earning in excess of \$25.00/hour. Many of these higher paid employees started at R.F. Mau Company making minimum wage. Those who showed initiative and desire had the opportunity to learn a trade and earn higher wages.

R.F. Mau Company has spent the last 20 years fighting off competition from low wage countries in Asia. Now we will be faced with fighting off competition from other Cook County municipalities like Northbrook, Mt Prospect, Elgin and others if Lincolnwood does not opt out. Wages comprise the largest cost to our business and a wage increase like this would be detrimental to our ability to compete. Customers expect price decreases, and do not accept increases.

I strongly urge the Board of Trustees to opt out of this ordinance under Lincolnwood's Home Rule Authority. Please follow the lead of other municipalities in Cook County who have voted to keep their business climate competitive. Otherwise, companies such as R.F. Mau Company and other Lincolnwood employers will be at a competitive disadvantage compared to those neighboring municipalities who have opted out.

Thank you.

Brian Adams

President

R.F. Mau Company



4433 W. Touhy Avenue, Mezzanine Level  
Lincolnwood, IL 60712

June 1, 2017

Village of Lincolnwood  
6900 Lincoln Avenue  
Lincolnwood, IL 60712

Re: Cook County's Earned Sick Leave Ordinance

Dear Village Board,

The Chamber Board of Directors voted unanimously to encourage the Village of Lincolnwood to use its authority to opt out of the minimum wage increase and the sick leave ordinance. We believe the sick day ordinance in particular would put businesses in Lincolnwood at a distinct disadvantage with its competitors and neighboring towns in Cook County who have opted out.

We have heard from many businesses that are fearful over the impact of County imposed mandates, particularly those in the retail and hospitality sector. Overall, these businesses recognize the importance of fair workplace practices but don't feel they can absorb another significant increase in labor costs without significant increases in the price of their goods and services. Produce retailers are already noting that they have had to raise prices to cover the last two government mandated labor increases and, as a result, customer retention has dropped. Since customers can buy produce and other food items with no added tax in Wisconsin or Indiana (compared to 2.25% in Illinois) and buy similar items delivered to the consumer with no delivery charge and only 1% tax through Amazon Fresh and other online retailers, Illinois lawmakers will inevitably leave their local business community with no other choice but to shut the doors.

In our opinion, a much more practical implementation of an employment benefit program would be to allow employers to have the flexibility to determine how to best serve and motivate our workforce. The government can offer grants or subsidies to employers that show increased workforce efficiency and productivity. By doing so, all employers can choose their best strategy to maximize success with their employees overall and the government can support their local employers to reach achievement goals.

Under the current employment trends, we have already seen disparaged retailers addressing their concerns of having to figure out how to meet the needs of their customers with fewer employees. These business owners know that any increases in prices for their goods and services will send their customers searching for a better deal elsewhere. Other business owner's have indicated a willingness to relocate to

a friendlier environment should the local government accept the latest proposed ordinance within the Village of Lincolnwood. We need to find a solution that not only keeps these businesses operating within our community but also allows for future growth.

The Lincolnwood Chamber's mission is to assist in growing and retaining the businesses we currently have and to encourage prospective business owners to setup their businesses within our Village. We hope that the Lincolnwood Village Board will make the best decision which supports our local businesses and their continued growth while also supporting the Lincolnwood Chamber's ability to encourage future business growth within our community.

On behalf of my Board and I, thank you for your continued support of the Lincolnwood Chamber of Commerce.

Sincerely,

A handwritten signature in black ink that reads "Damien Kardaras". The signature is written in a cursive style with a long, sweeping underline that extends to the left.

Damien Kardaras, President  
Lincolnwood Chamber of Commerce & Industry