

**VILLAGE OF LINCOLNWOOD  
PRESIDENT AND BOARD OF TRUSTEES  
REGULAR MEETING  
VILLAGE HALL COUNCIL CHAMBERS  
AUGUST 19, 2014**

**Call to Order**

Village President Gerald Turry called the Regular Meeting of the Lincolnwood Board of Trustees to order at 7:35P.M., Tuesday, August 19, 2014, 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 Village Clerk Beryl Herman the following were:

PRESENT: President Turry, Trustees Elster, Klatzco, Leftakes, Cope, Patel

ABSENT: Trustee Sprogis-Marohn

A quorum was present. Also present: Timothy Wiberg, Village Manager; Charles Meyer, Assistant to the Village Manager; Aaron Cook, Community Development Manager; Tim Clarke, Director of Community Development; Steven Elrod, Village Attorney; Amanda Williams, Management Analyst; Manuel Castaneda, Public Works Director; Charles Greenstein, Village Treasurer; Janice Hincapie, Parks and Recreation Director.

**Approval of Minutes**

The minutes of the July 15, 2014 regular Village Board meeting had been distributed in advance and were examined. Trustee Leftakes moved to approve the presented minutes. The motion was seconded by Trustee Klatzco. The motion passed with a Voice Vote.

**Warrant Approval**

Trustee Klatzco moved to approve Warrants in the amount of \$1,923,753.99. Trustee Leftakes seconded the motion.

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

AYES: Trustees Klatzco, Leftakes, Elster, Patel, Cope

NAYS: None

The motion passed

**Village President's Report**

President Turry presented a film. President Turry, Mr. Wiberg, Mr. Petroschius and Mrs. Engelmann visited the Groot recycling facility in Elk Grove Village and this film demonstrates how Lincolnwood's recycling is handled. President Turry suggested that this film be made available to District 74 students.

Mr. Wiberg declared that the value of recycling cannot be overstated.

**Consent Agenda**

President Turry announced the following items on the Consent Agenda.

1. **Approval of a Resolution Awarding the Village Hall – Public Works Inter-Building Fiber Optic Project to PirTano Construction Company, Inc. in the Amount of \$123,127**

2. **Approval of a Resolution Adopting a Collective Bargaining Agreement Between the Village and the Illinois Fraternal Order of Police Labor Council Police Officers from May 1, 2014 to April 30, 2017**
3. **Approval of a Resolution Consenting to the Re-Appointment of David G. Eterno and Susan Davis Brunner as Administrative Hearing Officers**
4. **Approval of an Ordinance Authorizing the Disposition of Personal Property Owned by the Village of Lincolnwood**
5. **Approval of an Ordinance Denying a Fence Location Variation at 6822 North Kenneth Avenue**
6. **Approval of a Recommendation by the Zoning Board of Appeals to Adopt an Ordinance Granting a Sign Variation to Permit Installation of a Wall Sign on a Portion of the Building Elevation that Does Not Constitute a Permitted Signable Wall Area, for Property Located at 6677 Lincoln Avenue**
7. **Approval of a Recommendation by the Plan Commission to Adopt an Ordinance Rezoning 6530 North Lincoln Avenue to the Business/Residential Transition Area of the B-1 Traditional Business Zoning District and to Adopt an Ordinance Granting Brickyard Bank Special Use and Variations for the Construction and Operation of a Bank at 6530 North Lincoln Avenue**
8. **Approval of an Ordinance Approving Variations from Section 4.11, to Exceed the Maximum Three-Foot Finished First Floor Height, and from Section 6.09(2), to Permit More than 50% of a Second Floor Elevation to be Finished with Non-Masonry Material, All to Allow a First and Second Floor Addition to the Existing Home at 6605 North Kostner Avenue**
9. **Approval of an Ordinance Approving Variations from Section 4.11, to Exceed the Maximum Three-Foot Finished First Floor Height, and from Section 6.09(2), to Permit More than 50% of a Second Floor Elevation to be Finished with Non-Masonry Material, All to Allow a First and Second Floor Addition to the Existing Home at 6824 North Tripp Avenue**
10. **Approval of a Resolution Authorizing the Village Manager to Execute a Renewal Agreement with American Traffic Solutions, Inc. for a One-Year Period, to Expire on August 20, 2015**

Trustee Patel moved to approve the Consent Agenda with Item #6 to be adopted as amended.  
Trustee Cope seconded the motion.

Upon a Roll Call vote the results were:

AYES: Trustees Patel, Cope, Elster, Letakes, Klatzco

NAYS: None

The motion passed

**Regular Business**

- 11. Consideration of a Recommendation by the Plan Commission Regarding Certain Zoning Ordinance Text Amendments to Section 2.02 (Definitions), Table 4.01.1 (Permitted and Special Uses in All Zoning Districts), Section 4.07 (Additional Use Standards for Business and Office Districts) and Section 4.08 (Additional Use Standards for M-B Light Manufacturing/Business District) all to add a Definition for Medical Cannabis Cultivation Center and Medical Cannabis Dispensary and to add Medical Cannabis Dispensary as a Special Use in Certain Zoning Districts**

This item was presented by Attorney Elrod who presented a general overview.

Mr. Cook further provided information using PowerPoint.

Maps were displayed indicating areas where it would be possible for cultivation centers and dispensaries. These maps indicated that NO areas within the Village qualify for a cultivation center. Six areas were identified on the map as eligible sites for a dispensary

**Plan Commission Hearing**

- \*Commission Reviewed Example Ordinances
  - Lake Bluff, Des Plaines and Lake County
- \*Commission Divided Regarding Level of Regulation of Dispensaries within the Village
  - Some Commissioners compared Dispensary to Liquor Store or Pharmacy Uses
  - Some Commissioners desired stronger regulations

**Commission Recommendations**

By 5 – 2 Vote Commission Recommends Zoning Code Text Amendments to:

- \*Section 2 Definitions
  - To add definitions for “Medical Cannabis Cultivation Center” and “Medical Cannabis Dispensary”
- \*Table 4.01.1 Land Use Table
  - To add Medical Cannabis Dispensary as a Special Use in B-1 and M-B Retail Overlay Zoning Districts
- \*Section 4.07 and 4.08 Additional Standards
  - To add new standards for Medical Cannabis Dispensary
- \*Dissenting Commissioners identified proposed regulations as too restrictive and burdensome

**Draft Zoning Ordinance Text Amendments**

**Additional Use Standards**

- \*Additional Application Requirements
- \*Restricted Locations
  - No Medical Cannabis Dispensary Shall Be Located:
    - Less than 250 feet from Residential Zoning District
    - Less than 250 feet from any pre-existing religious institution
    - Less than 500 feet from any P District Public Open Space

- oLess than 1,000 feet from any pre-existing public or private preschool, elementary school, secondary school, day care center, day care home, group day care home, or part day child care facility and
- oLess than one mile from other existing medical cannabis dispensary

Draft Zoning Ordinance Text Amendments  
Additional Use Standards

- \*Single use property
- \*Exterior display limits
- \*Signage restrictions
- \*Hours of operation limits
- \*Drive-through windows prohibited
- \*Required security and video surveillance
- \*On-site conduct requirements and
- \*Insurance requirements

Commission Recommendation

By 5-2 Vote Co9mmission Recommends Zoning Code Text Amendments to:

- \*Section 2 Definitions
  - To add definitions for “Medical Cannabis Cultivation Center” and “Medical Cannabis Dispensary”
- \*Table 4.01.1 Land Use Table
  - To add Medical Cannabis Dispensary as special Use in B-1 and M-B Retail Overlay Zoning Districts
- \*Section 4.07 and 4.08 Additional Standards
  - To add new standards for Medical Cannabis Dispensary

Draft Zoning Ordinance Text Amendments  
Off Street Parking Requirement

Adopted off-street parking requirements as adopted in Zoning Ordinance

<u>Land Use</u>	<u>Off-Street Parking Requirement</u>
“All commercial uses”	3.3 spaces per 1,000 square feet
“General retail sales”	3.3 spaces per 1,000 square feet

A Village Zoning Map was exhibited.

Discussion ensued.

Trustee Cope moved to concur with the Plan Commission and directed the attorney to prepare the Ordinance. The motion was seconded by Trustee Patel.

Upon a Roll Call vote the Results were:

AYES: Trustees Cope, Patel, Elster, Leftakes, Klatzco

NAYS: None

The motion passed.

**12. Consideration of a Recommendation by the Parks and Recreation Board to Adopt an Ordinance Approving a Recreational Lease between the Village of Lincolnwood and Commonwealth Edison Company for the Construction of a Bike/Pedestrian Path**

This item was presented by Mrs. Hincapie with use of PowerPoint.

### Project Background

- Bikeway Plan approved in 2006
- Initiative to secure land to build bike path on ComEd right-of-way
- CMAQ Grant awarded in 2010 for path
- Another CMAQ awarded in 2011 for overpass
- Path will be part of a regional bikeway system.

A map of bikeway standards was exhibited.

### Recreational Lease

- Negotiated by Holland & Knight
- Addendum for overpass will be added
- Done in cooperation with Skokie
- Lease commences on September 1 for 20 years
- Supported by Parks and Recreation Board

### Lease Specifics

- Includes the old railroad right-of-way, not land under high wires
- No charge for land from Devon to parking lot adjacent to Publishing International
- Village will take over private lease for land in parking lot
- Annual cost for lease is approximately \$12,000 per year
- Village will also pay taxes for improvements

A chart of the area provided by GHA was exhibited.

### Financial Impact

<u>Rent Year</u>	<u>Period</u>	<u>Annual Payment</u>	<u>Monthly Payment</u>
First Year Rent	9/1/2014-6/30/2015	\$11,281.52	\$940.13
2 <sup>nd</sup> Year Rent	7/1/2015-6/30/2016	\$11,827.40	\$985.61
3 <sup>rd</sup> Year Rent	7/1/2016-6/30/2017	\$12,464.26	\$1,038.69
4 <sup>th</sup> Year Rent	7/1/2017-6/30/2018	\$13,010.14	\$1,084.18

Discussion and questions ensued with clarification by Mrs. Hincapie and Attorney Elrod.

Trustee Patel moved to approve the Ordinance. The motion was seconded by Trustee Cope.

Upon a Roll Call vote the Results were:

AYES: Trustees Patel, Cope, Leftakes, Klatzco, Elster

NAYS: None

The motion passed.

### Manager's Report

- Work on Crawford Avenue is continuing. Crawford will be closed to all but local traffic between Lincoln and Devon on Saturday, August 23, for water main work.
- Work on the left turn lane at Pratt and Central is underway.
- The Pratt street light project is 90% complete.
- A happy and Healthy Labor Day holiday to all. Village offices will be closed for Labor Day

- Thursday, September 11 there will be a Day of Remembrance Ceremony in front of Village Hall at 7:30AM.

### **Board and Commissions Report**

None

### **Village Clerk's Report**

Absentee Ballot Applications are now available for the November 4<sup>th</sup> election. They may be obtained on-line, at the Village Hall front desk, or at Village Administration offices. If a resident wishes to have one or more applications mailed to them, call the Clerk's office, leave your name and address and they will be mailed out.

### **Trustees Report**

None

### **Public Forum**

Resident Randee Estes, 6437 North Knox, addressed the Board regarding a flooding situation at her residence.

Mrs. Estes was hoping that the Village could financially assist in her quest to solve the problem. With about 200 houses having a driveway configuration such as the Estes', it would be impossible for the Village to financially address this issue at this time.

Resident Glenn Goldsher, 6547 North Kilpatrick, addressed the Board.

Dr. Goldsher discussed charges which residents must pay if they have a burglar alarm for their homes.

### **Adjournment to Executive Session**

At 8:58 P.M. Trustee Leftakes moved to adjourn the Regular Meeting to Executive Session for the purpose of discussion of Personnel, Land Acquisition, Potential and Pending Litigation. The motion was seconded by Trustee Klatzco.

Upon Roll Call the Results were:

AYES: Trustees Leftakes, Klatzco, Patel, Elster, Cope

NAYS: None

### **Reconvention**

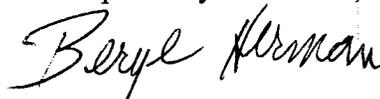
At 9:36PM President Turry reconvened the Regular Village Board Meeting

### **Adjournment**

At 9:37 Trustee Patel moved to adjourn, seconded by Trustee Elster.

The motion passed with a Voice Vote.

Respectfully Submitted,



Beryl Herman  
Village Clerk