

**VILLAGE OF LINCOLNWOOD
PRESIDENT AND BOARD OF TRUSTEES
REGULAR MEETING
VILLAGE HALL COUNCIL CHAMBERS
JANUARY 19, 2016**

Call to Order

President Turry called the Regular Meeting of the Lincolnwood Board of Trustees to order at 7:30 P.M., Tuesday, January 19, 2016, 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, Cope, Spino, Patel, Klatzco, Bass

ABSENT: None.

A quorum was present. Also present: Timothy Wiberg, Village Manager; Douglas Petroschius, Assistant Village Manager; Charles Meyer, Assistant to the Village Manager; Steven Elrod, Village Attorney; Timothy Clarke, Community Development Director; Amanda Pazdan, Management Analyst; Robert LaMantia, Police Chief; Charles Greenstein, Village Treasurer

Approval of Minutes

The minutes of the January 5, 2015 Village Board Special Meeting were distributed and examined in advance. Trustee Elster moved to approve the minutes. The motion was seconded by Trustee Bass. The motion passed by voice vote.

Warrant Approval

Trustee Klatzco moved to approve warrants in the amount of \$772,656.45. The motion was seconded by Trustee Spino.

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

AYES: Trustees Bass, Patel, Cope, Elster, Spino, Klatzco

NAYS: None

The motion passed. The warrants were approved.

Village President's Report

1. President Turry introduced and welcomed Laura McCarty, the new Director of Parks and Recreation and spoke of her qualifications.
2. President Turry spoke of retiring Director of Community Development, Tim Clarke. Mr. Clarke's career highlights were identified:
 - 21 years with the Village
 - Responsible for implementing the Village's first TIF District, then implemented three subsequent districts
 - Oversaw development of the Lowes Home Improvement Store in the Touhy/Lawndale TIF District; as well as the construction(and deconstruction) of the Dominick's store and several other new developments in the NEID TIF District
 - Oversaw the expansion of Loeber Motors and Grossinger auto dealerships

- During his tenure, the Village conducted area planning studies on Devon Avenue, Lincoln Avenue and the Touhy Crawford business district – all in order to improve the appearance and functionality of these areas to create better business environments
- During his tenure, the Village updated the Zoning Code – including specific overlay districts on Touhy and Lincoln Avenues, to create special zones to encourage community-minded business, updated the Village Code several times to allow for more business-friendly regulations, and is currently working to update the Comprehensive Plan to ensure that future development reflects the desires of the community.

President Turry thanked Mr. Clarke for his years of service to the Village.

3. President Turry stated that he would like to have concurrence of the Board in the appointment of Trustees Elster and Patel to serve as our Board's designees along with our Village Manager and our Legal Counsel to resolve any and all matters with respect to District 74 and the Village's zoning needs. It is my intention that this group will meet with District 74's representatives as soon as scheduling allows. It is the Village Board's intention to reach mutually beneficial results for both governmental bodies.

The Board concurred.

4. President Turry recommended Trustee Elster as President pro tem during President Turry's absence.

Trustee Cope moved to approve the recommendation, seconded by Trustee Bass.

The motion passed with a Voice Vote.

5. Swearing in of Police Officer Colleen Zitkus

Chief LaMantia introduced Officer Zitkus and spoke of her background and education.

He introduced her family and former co-workers in attendance for this event.

Clerk Herman performed the swearing-in ceremony and Officer Zitkus received a welcome from the Board.

6. Swearing in of Police Sergeant Laura Namovicz.

Chief LaMantia introduced Sergeant Namovicz and spoke of her background and commendations for her work in Lincolnwood. He introduced her family.

Clerk Herman performed the swearing-in ceremony and Sergeant Namovicz received congratulations from the Board.

It was noted that former Deputy Chief Cary Lewandowski was in attendance.

Consent Agenda

President Turry introduced the Consent Agenda which was presented by PowerPoint as follows:

1. **Approval of an Ordinance Granting a Franchise to Northern Illinois Gas Company (d/b/a Nicor Gas Company) its Successors and Assigns, to Construct, Operate, and Maintain a Natural Gas Distributing System in and Through the Village of Lincolnwood**
2. **Approval of a Recommendation by the Plan Commission Concerning Case #PC-13-15 Regarding Regulations Pertaining to Commercial Off-Street Parking in Front and Corner Side Yards**
3. **Approval of a Recommendation by the Zoning Board of Appeals (ZBA) in Case #ZB-05-15 to Approve Variations for Corner Side Yard Setback, Finished First Floor Height, Residential Deck, and Residential Patio at the Property Located at 3455 West Albion Avenue**
4. **Approval of a Local Agency Agreement as Required by the Illinois Department of Transportation for Participation in the Congestion Mitigation Air Quality Grant Program for Land Acquisition of the Union Pacific Railroad Property**
5. **Approval of a Resolution Approving a Supplemental Statement of Work Under an Agreement with Municipal GIS Partners, Inc. for GIS Support Services**
6. **Approval of a Resolution to Extend the Professional Janitorial Services Contract with Best Quality Cleaning, Inc. for \$38,760 for One Year**

Trustee Spino moved to approve the Consent Agenda as presented. The motion was seconded by Trustee Patel.

Upon Roll Call the Results were:

AYES: Trustees Spino, Elster, Klatzco, Cope, Patel, Bass

NAYS: None

The motion passed.

Regular Business

7. **Consideration of a Recommendation by the Zoning Board of Appeals (ZBA) in Case #ZB-04-15 to Approve a Rear Yard Setback Variation for a Deck at the Property Located at 5080 West North Shore Avenue**

This item was presented by Mr. Clarke with use of PowerPoint.

Photographs and renderings of the named property and adjoining properties were exhibited.

2014 Variation Request

- *Variation Requested for Building Addition proposed within required side yard setback, resulting in proposed increase in the existing non-conforming impervious lot coverage
- *ZBA Recommended 4-3 approval of setback variation as requested
 - Lot coverage Variation withdrawn by Petitioner at ZBA Hearing
- *Village Board approves reduced variation
 - Encroachment into side yard setback reduced during Village Board deliberations

2015 Building Permit Submittal

- *Petitioner submits modified building elevations to obtain a building permit
- *Modified plans differ from elevations reviewed by Village Board in approval of 2014 Building Addition Setback Variation
- *Based on modified plans, new Variation request needed

Current Variation Request

Variation to Permit Deck within Required Rear Yard Setback (Section 3.10)

- *Proposed Deck Result of 2014 Variation Hearing:
 - 2014 Lot Coverage Variation Sought/Withdrawn by Applicant
- *To Allow Building Addition to Proceed and Comply with Existing Non-Conforming Impervious Lot Coverage
 - Existing Patio (impervious) Planned to be Demolished
 - Deck (pervious) Proposed to Replace Patio
- *Proposed Deck Located Within Required 30 foot rear yard setback
 - Proposed Deck is 513 SF and Extends 6 feet from Rear Lot Line

Additional renderings of the property and proposed addition were exhibited

Variation was also requested to allow the proposed building addition to encroach into required side yard

- *Received Negative ZBA Recommendation
- *Variation Request for Building Addition to Encroach into Required Side Yard Withdrawn by Petitioner after Receiving Negative ZBA Recommendation

ZBA Deliberations

- *Public Hearing Held on December 16, 2015
- *Rear Yard Deck Setback Variation
 - Testimony received from Dominic Shilt, 6714 N. LeMai Avenue – Expressed concern regarding elevated deck located close to their lot line
 - Petitioner stated any deck to rear of home requires a setback variation
 - Petitioner Estimated Deck was 15ft x 25ft (375 SF)

ZBA Recommendation

*By 6-0 vote, ZBA Recommends Approval of Requested Rear Yard Deck Setback Variation subject to:

1. Deck not located closer than 15 feet from the rear lot line
2. Total deck area not to exceed 375 square feet in area

*The Petitioner objects to ZBA conditions and seeks Village Board approval of:

1. Deck located 6 feet from rear lot line
2. Total deck area of 513 square feet

Architect George Prosiliakos spoke, representing the petitioner.
Discussion and questions ensued.

Trustee Patel moved to recommend that an ordinance be drafted which reflects approval of the petitioner's request. The motion was seconded by Trustee Bass .Upon Roll Call the Results were:
AYES: Trustees Patel, Bass, Cope, Elster, Spino, Klatzco.
NAYS: None
The motion passed

8. Consideration of a Resolution Approving an Amendment to the Stormwater Pilot Program Improvements

This item was presented by Mr. Wiberg.

Mr. Wiberg provided background information on this item, which has been discussed numerous times over several years.

The item was previously presented at a Committee of the Whole, but it was the Board's decision to wait for a full Board attendance before reaching a decision.

Recommended Pilot Project Modification

Two Phase Approach

Phase I (\$490,000 construction)

- *On-street storage to include driveway berms and removal of northeast corner from pilot area to ensure no adverse impacts for tuck-under driveways
- *Late Summer 2016 Construction

Phase II (\$1.5 Million construction)

- *Construct a new, stormwater only relief sewer outlet to the North Shore Channel
 - System-wide benefits
 - No berms or restrictors are necessary
 - Recommended by AB&H as second highest priority project
 - 10-year level of protection provided
 - Metropolitan Water Reclamation District Funding Eligible for 50/50 cost sharing
 - Construction in two-three years

Status of Design

- *Significant portion complete
- *Late Summer construction targeted
- *Two critical components of pilot area require discussion:
 - 45 reverse – slope driveways (“tuck under”)
 - Northeast corner and depressional flooding concerns

An engineer's recommended priority list was presented which identified descriptions of actions to be taken, number of homes protected and cost per home.

Sewer Fund Balance

<u>Year</u>	<u>Revenue</u>	<u>Sewer Repairs</u>	<u>Engineering</u>	<u>Sewer Maint</u>	<u>Vac-On</u>	<u>Total</u>
2011	\$295,458		\$52,781	\$42,588		\$95,369
2012	\$506,627	\$568,984	\$78,520	\$89,480		\$736,984
2013	\$546,761	\$198,789	\$5,608	\$94,944		\$294,341
2014	\$503,052	\$90,591	\$37,145	\$98,706		\$226,442
2015	\$448,661		\$18,052	\$100,458		\$476,098
2016	\$450,000		\$23,267	\$107,831	\$345,000	\$476,098
Total	\$2,990,559				Total	\$1,947,744
Rev.					Exp.	
						Estimated \$1,042,815
						Fund
						Balance

Trustee Cope read a statement provided by engineer and former resident Paul Gordon. Trustee Cope stated that he believes, after reviewing Mr. Gordon’s statement, that this proposal is unnecessary and could cause more flooding than we currently have.

Trustee Patel spoke in favor of control of street flooding by means of modern technology. He stated that he is in favor of this proposal, as it is a start in this process.

Trustee Bass spoke out noting for public record concerns which he has regarding the SWP and potential negative effects on real estate values, undue burden on homes, better use of tax dollars are available as in Village of Niles, and concern over demarkation of high water levels in front of homes, and emphasis on residents will have to be educated about tolerance with high water, poss car flooding especially 6400 and 6700 blocks, or flooding at houses that did not exist prior to proposed plan.

Follow-up Questions

- *Cost estimate to separate the sewers in the pilot area - \$16 million
- *Possibility of extending the relief sewer further – 48” to the UP railroad, \$3.8 million (\$2.3 million extra)
- *Size the relief sewer as large as possible to expand in the future – Could upsize to 84” and extend to the UP railroad - \$5.8 million (\$4.3 million extra)

Trustee Elster moved to approve the Resolution. The motion was seconded by Trustee Spino.

Thomas Burke responded to request for clarification from Trustee Patel.

Upon Roll Call the Results were:

AYES: Trustees Patel, Elster and Spino, President Turry

NAYS: Trustees Bass, Cope and Klatzco

The motion passed

Manager’s Report

Mr. Wiberg reminded residents of the Alternate Side parking after a 2 inch snowfall.

Board and Commissions Report

None

Village Clerk's Report

The clerk announced that new voter registration must be completed by February 16, if the person wishes to vote in the March 15th Election. Citizens wishing to register may do so in Village Hall on any week day between 9AM and 5PM. Persons unable to leave their homes may call the office of the Village Clerk and someone will come to their home to register them.

Early voting will begin on February 29 and end on March 14. Our closest early voting locations are Skokie Courthouse on Old Orchard Road and Skokie Village Hall.

The Clerk's office has ballot forms available upon request. Contact the Clerk's office and leave your name and address and we will mail you this request form, or you may pick these forms up at the front desk of Village Hall.

Check the website of the county clerk for more information regarding registration and voting.

Trustees Reports

Trustee Cope requested information regarding the O'Hare noise committee. Since President Turry will not be available, Mr. Wiberg will report back to the Board.

Public Forum

Adjourn to Closed Session

At 9:20 P.M., Trustee Spino made a motion to adjourn to Closed Session to consider the setting of a price for sale or lease of property owned by the Village (2(c)(6). Trustee Elster seconded the motion.

Upon Roll Call the Results were:

AYES: Trustees Spino, Elster, Klatzco, Patel, Cope, Bass

NAYS: None

The motion passed.

Reconvene Open Session of the Regular Meeting

At 9:42 P.M., President Turry reconvened the Regular Meeting.

Adjournment

At 9:43P.M., Trustee Elster moved to adjourn the Village Board Meeting. The motion was seconded by Trustee Spino. The motion passed with a Voice Vote.

Respectfully Submitted,



Beryl Herman

Village Clerk