

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

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 Hlepas Nickell 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

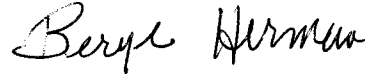
At 10:16 P.M. President Bass reconvened the Village Board meeting.

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