

Winnetka Village Council
REGULAR MEETING
Village Hall
510 Green Bay Road
Tuesday, December 3, 2013
7:00 p.m.

Emails regarding any agenda item are welcomed. Please email contactcouncil@winnetka.org, and your email will be relayed to the Council members. Emails for the Tuesday Council meeting must be received by Monday at 4 p.m. Any email may be subject to disclosure under the Freedom of Information Act.

AGENDA

- 1) Call to Order
- 2) Pledge of Allegiance
- 3) Quorum
 - a) December 10, 2013 Study Session
 - b) December 17, 2013 Regular Meeting
 - c) January 7, 2014 Regular Meeting
- 4) Approval of Agenda
- 5) Consent Agenda
 - a) Approval of Village Council Minutes:
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 - b) Approval of Warrant Lists 1823 and 182412
 - c) Public Safety Pension Report.....13
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 - g) Park Lane Sanitary Sewer Relocation – Change Order35
 - h) Ordinance M-17-2013: 352 Linden Street Zoning Variations – Adoption.....40
- 6) Stormwater Report: None.
- 7) Ordinances and Resolutions
 - a) Ordinance M-16-2013: General Obligation Bond Series 2014 (Stormwater) – Amend & Adopt.....49
 - b) Property Tax Levy and Abatement Ordinances – Adoption.....98

i) Ordinance M-18-2013: 2013 Tax Levy – Adoption.....	109
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iii) Ordinance M-20-2013: 2013 Tax Levy, SSA No. 4 – Adoption.....	131
iv) Ordinance M-21-2013: 2013 Tax Levy, SSA No. 5 – Adoption.....	134
v) Ordinance M-22-2013: 2013 Property Tax Abatement (2003 Alternate Bonds) – Adoption.....	137
vi) Ordinance M-23-2013: 2013 Property Tax Abatement (Series 2013 GO Bonds) – Adoption.....	139
c) Ordinance M-11-2013: New Trier Variation and Special Use – Introduction	141
8) Public Comment	
9) Old Business: None.	
10) New Business: None.	
11) Appointments	
12) Reports	
13) Executive Session	
14) Adjournment	

NOTICE

All agenda materials are available at villageofwinnetka.org (*Council > Current Agenda*); the Reference Desk at the Winnetka Library; or in the Manager’s Office at Village Hall (2nd floor).

Broadcasts of the Village Council meetings are televised on Channel 10 and AT&T Uverse Channel 99 every night at 7 PM. Webcasts of the meeting may also be viewed on the Internet via a link on the Village’s web site: villageofwinnetka.org

The Village of Winnetka, in compliance with the Americans with Disabilities Act, requests that all persons with disabilities who require certain accommodations to allow them to observe and/or participate in this meeting or have questions about the accessibility of the meeting or facilities, contact the Village ADA Coordinator – Megan Pierce, at 510 Green Bay Road, Winnetka, Illinois 60093, 847.716.3543; T.D.D. 847.501.6041.

MINUTES
WINNETKA VILLAGE COUNCIL RESCHEDULED STUDY SESSION

November 14, 2013

(Approved: xx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Village Hall Council Chambers on Thursday, November 14, 2013 at 7:00 p.m.

- 1) Call to Order. President Greable called the meeting to order at 7:02 p.m. Present: Trustees Joe Adams, Jack Buck, Patrick Corrigan, Richard Kates and Stuart McCrary. Absent: Trustee Arthur Braun. Also in attendance: Village Manager Robert Bahan, Assistant to the Village Manager Megan Pierce, Village Attorney Katherine Janega, Director of Public Works/Village Engineer Steve Saunders, Finance Director Edward McKee, and approximately four persons in the audience.
- 2) Stormwater Master Plan: Review of Development Regulations. Director of Public Works and Village Engineer Steve Saunders explained the ongoing development of the Village's Stormwater Master Plan and the need for strategies to update the Village's stormwater management regulations. The Metropolitan Water Reclamation District of Greater Chicago (MWRD), the County-wide stormwater authority, adopted a Watershed Management Ordinance (WMO) in October that will become effective May 1, 2014. Since the WMO allows authorized municipalities to issue local Watershed Management Permits, Mr. Saunders said Staff recommends becoming an authorized municipality to maintain a simplified review process for its permit applicants. The Stormwater Master Plan development also brought about a review of Winnetka's Engineering Guidelines so that the Village can decide which best practices to include from its existing ordinance and which to include from the MWRD. Lastly, Mr. Saunders said Winnetka's Zoning Ordinance was reviewed to identify sections that have significant stormwater management implications.

Mark Phipps, the Village's Master Plan consultant from Baxter & Woodman (B&W), described the difference in focus between the Village's existing regulations and those contained in the countywide WMO. Generally, the Village's standards are focused on a much smaller, neighborhood-scale development. Mr. Phipps first reviewed the development regulations where the Village has regulations in place that are more restrictive than the new WMO. In these cases, it was recommended the Village maintain its regulations rather than adopt those of the WMO. Trustee McCrary asked if these rules impose any requirements on existing developments. Mr. Phipps said adoption of the new standards would not impact prior development. It was noted that developments already in the works would also be regulated under existing standards.

Mr. Phipps next reviewed regulations in the WMO that are more restrictive than current Village regulations. In these instances, B&W recommended the Village change its regulations to match the WMO.

Trustee McCrary and President Greable asked for clarification about the ability of new developments to construct basements within the floodplain. Mr. Saunders explained there is a process by which residents can apply through FEMA to have the floodplain revised and allow for basement construction. President Greable asked how many new homes have been

constructed in the floodplain; Mr. Saunders estimated it is on average about two to three per year.

Mr. Phipps then presented standards where it was recommended the Village match the new WMO for regulated projects and then determine whether the same requirements be extended to other projects. Mr. Saunders said Staff is seeking policy direction from the Council so that the Village can create a hybrid of development regulations that best suit Winnetka, given what has been put forth in the WMO. Trustee Adams asked about the Village's authority to grant variations for projects regulated by the WMO. It was noted that the MWRD has maintained its authority to issue variances for projects regulated under the WMO, but that this is not likely to apply where the Village adopts a more restrictive standard.

A final area of standards reviewed by Mr. Phipps included regulations where the Village should match the WMO for required projects, but not extend those regulations to others. Mr. Saunders noted these additional requirements would just become part of the existing review process, except for things that must be submitted to the MWRD. He said it is not a choice of whether or not to follow the WMO. Certain development will be regulated by it, but the Village can take direction on additional best practices to manage stormwater.

Mr. Saunders summarized the four areas from the current Village Zoning Ordinance that were identified as having stormwater implications and said Staff can further evaluate whether change is desirable in these areas to integrate zoning and stormwater management. The areas identified and reviewed included: encouragement of detached garages in the rear quarter of a lot; maximum impermeable surface coverage; treatment of semi-permeable surfaces; and construction of deep basements.

Staff recommended that the Village become an authorized municipality to allow administration and enforcement of the countywide WMO. Trustee Corrigan said the Village should absolutely be authorized to simplify the permit process and make it less time consuming. Trustee McCrary clarified that the Village would be authorized to issue the permit itself rather than requiring both a permit from the Village and the MWRD.

Staff also recommended that the Village adopt the countywide WMO and then update the Village's current regulations to match. Mr. Saunders said Staff would bring back a new subsection of the Village Code containing the necessary changes and additional regulations sometime in 2014. Trustee Adams expressed support for adopting the countywide WMO, so as not to start from scratch with an existing extensive document.

The Council and Mr. Saunders then discussed the recommendation to further evaluate the four areas of zoning requirements with stormwater runoff implications. Trustee Kates asked for more specificity about how the zoning requirements might be changed. Mr. Saunders said they each need to be further investigated and then brought back to the Council for direction. Mr. Kates also expressed concern about encouraging semi-permeable surfaces and the true positive impact of the materials on properties. Trustee Kates inquired about the monitoring and regulation of sump pumps and what is done to ensure one property is not just pumping water onto a neighbor.

Trustee Adams said the Council often hears resident concerns about new development and was supportive of studying these areas further. Trustee Kates also supported studying these

four areas as well as any other areas identified along the way. President Greable estimated that there might be more than four areas that could be addressed at the same time.

Ann Wilder, 1096 Spruce Street. Ms. Wilder said she understands the goal of the discussion to be to control stormwater runoff to reduce or control flooding. Even though a letter of map revision can be obtained, Ms. Wilder said FEMA does not recommend constructing a basement on floodplain land. She thinks the Village should disallow the building of basements on lots that have obtained a letter of map revision for fill. She stated federal flood insurance has very limited coverage for basements, so if they exist, they are a risk. If these basements flood, it will likely add to uninsured losses. In cases of new construction, the Village should be stricter than FEMA and at least not allow construction of deep basements.

The Council then noted its consensus on the following recommendations from Staff and B&W: 1) The Village should petition to become an authorized municipality under the MWRD's WMO and 2) The Village should review and re-write necessary stormwater management regulations to fit together with the WMO.

- 3) Fiscal Year 2014 Budget Follow-up Items. Finance Director Ed McKee noted that during the budget process, issues were raised that required additional information. The budget follow-up items were reviewed, noting timelines and action steps, including: Westlaw/legal reference resources; independent civil engineering review; building, business, and liquor license fee comparison; street program; floral program; revised stormwater fund cash-flow; evaluation of refuse funding; and updated pension information. Trustee Kates asked if the road program would be brought back to the Council since the road condition assessment will not be completed before the budget is adopted. Mr. McKee confirmed that the Council will authorize the items individually even if they are included in the budget. Trustee Kates clarified that this also applied to items previously discussed, such as the recycling containers recommended by the EFC.

Trustee Kates inquired if anything additional was being contributed for the pension funding this year. Mr. McKee explained that the current year budget includes an additional amount to make-up for the short, nine-month fiscal year. The Village is making supplemental transactions in the current fiscal year.

The Council concurred with the recommendations outlined in the budget follow-up schedule.

- 4) Public Safety Pension Funding. Mr. McKee presented draft actuarial reports for the Village's Firefighter and Police Pension Funds. Because the Village's actuary made a change in the mortality table employed, the life expectancy of the people in the fund has been increased, and thus an additional \$94,364 would be required in the Village's tax levy. He said the changes in computations for both Fire and Police will be reflected in the proposed tax levy and would put additional funds in both pensions next year.

Trustee Kates asked if Mr. McKee thought the allocations are sufficient, given the Village's rating in the most recent bond issuance. Mr. McKee said the Village's assumptions are very conservative, but that the Council could make a policy decision to allocate more to pension contributions. He advised once the surplus for the current year is known it may make more sense to consider an additional, supplemental contribution. Trustee Corrigan noted that the only negative on our bond rating was a slight underfunding of the pension

funds. He said the Village should be using reserves rather than raising taxes and that the problem is not going away.

The Council discussed whether there would be any adverse impacts of using reserves to allocate additional funds for pensions. Mr. McKee noted there is not a direct negative impact on the reserves, but it does reduce the Village's flexibility to use those reserves for other items that may arise. President Greable asked what the actuary is recommending. Mr. McKee said based on the assumptions and the 20-year amortization, the numbers from the draft report are what the actuary would recommend. President Greable advocated sufficiently funding the pensions but felt a five-year plan would be helpful to determine the best approach. Trustee McCrary described the changes in legislation that changed the calculation that determines pension funding levels.

Responding to a question from Manager Bahan, Mr. McKee said the Village would have an initial impression of the closing fiscal year 2013 numbers in March, 2014. He said there would be more information at that time to understand what is available for additional contributions to pensions. Trustee Buck said he believes it is more than evaluating pension funding—also looking at the elimination of other taxes and fees that would also affect the levy and the reserves. He advocated getting rid of the natural gas tax, the vehicle stickers, and the animal registration.

The Council agreed to accept the recommendation to increase the portion of the levy related Public Safety Pension Funds \$96,000 to reflect the change in the actuary's mortality table, with a corresponding reduction in the Village's General Fund Corporate Levy.

Ann Wilder, 1096 Spruce Street: Ms. Wilder asked if the mortality tables from the actuary were broad or based only on the people in Village's pension funds. Mr. McKee responded that the actuary uses national tables that are not specific to the Village.

5) Public Comment.

Ann Wilder, 1096 Spruce Street: Ms. Wilder asked about the status of a report requested by Trustee Braun related to stormwater impact on the Lake. She inquired as to if and when a report would be done. Manager Bahan responded that the environmental impact on the Lake would come from the design engineering for the Willow Road Tunnel project and that a report will not be possible until the engineering has progressed.

6) Executive Session: None

7) Adjournment. Trustee Adams, seconded by Trustee Buck, moved to adjourn the meeting. By voice vote, the motion carried. The meeting adjourned at 8:45 p.m.

Recording Secretary

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
November 19, 2013**

(Approved: xx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Council Chambers on Tuesday, November 19, 2013, at 7:00 p.m.

- 1) Call to Order. President Greable called the meeting to order at 7:00 p.m. Present: Trustees Joe Adams, Arthur Braun, Jack Buck, Patrick Corrigan, Richard Kates, and Stuart McCrary. Absent: None. Also present: Village Manager Robert Bahan, Assistant to the Village Manager Megan Pierce, Village Attorney Katherine Janega, Finance Director Ed McKee, Public Works Director Steve Saunders, Director of Community Development Mike D'Onofrio and approximately 5 persons in the audience.
- 2) Pledge of Allegiance. President Greable led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) December 3, 2013 Regular Meeting. All of the Council members present indicated that they expected to attend.
 - b) December 10, 2013 Study Session. All of the Council members present indicated that they expected to attend.
 - c) December 17, 2013 Regular Meeting. All of the Council members present indicated that they expected to attend.
- 4) Approval of the Agenda. Trustee Braun, seconded by Trustee Adams, moved to approve the Agenda. By roll call vote the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.
- 5) Consent Agenda
 - a) Village Council Minutes.
 - i) October 30, 2013 Budget Meeting.
 - ii) November 5, 2013 Regular Meeting.
 - b) Warrant Lists Nos. 1821 and 1822. Approving Warrant List No. 1821 in the amount of \$1,720,208.69, and Warrant List No. 1822 in the amount of \$446,929.00.
 - c) Identity Theft Prevention Policy Report. An annual report required under the Fair and Accurate Credit Transactions Act, which revealed that no incidents of identity theft were reported to the Utility Billing Department in the past year.

Trustee Braun, seconded by Trustee Adams, moved to approve the foregoing items on the Consent Agenda by omnibus vote. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

- 6) Stormwater Monthly Summary Report. Mr. Saunders reported that the Lloyd Park Outlet project is underway. Storm sewer work is expected to be completed in approximately two weeks and the parking lot will be restored in the spring. The Winnetka Avenue Pump Station project is expected to begin in mid-December and finish in spring, 2014.

Willow Road Tunnel engineering proposals will be reviewed and presented to the Council at the December 10 Study Session, with an award recommendation anticipated for the December 17 Council meeting. Also at the December 10 Study Session, a draft final version of the Stormwater Master Plan, with Council comments incorporated, will be presented.

Mr. Saunders said a meeting with concerned residents in northwest Winnetka was well attended, and Village staff asked the residents for additional flooding observations. Once the additional information has been analyzed, a follow-up meeting with the group is planned in December.

Finally, Mr. Saunders reported that President Greable, Trustee Corrigan, Manager Bahan, Saunders and Thomas Burke met with Cook County Forest Preserve District (CCFPD) Commissioner Larry Suffredin, in order to get a clear picture of the CCFPD's land use policy relating to stormwater detention. Commissioner Suffredin confirmed that any new stormwater detention projects on Forest Preserve land would be contrary to the mission and land use policy of the CCFPD.

Mr. Saunders answered a few questions from the Council, after which President Greable called for public comment.

Jeffrey Liss, 1364 Edgewood: Mr. Liss asked questions about the December 3 bond issue, the proposed allocation of ERUs in the stormwater utility and if an ERU formula will be used for unimproved lots.

Mr. Saunders said the Council made a decision not to use a location-based stormwater fee last spring. The issue of vacant lots was discussed by the Council at the September Study Session, where it was decided not to include vacant lots into the ERU calculations as the complexity of doing so outweighs the benefit.

Attorney Janega said the Village's financial consultant would advise the Village about call provisions for the bonds if the Village does not move forward with the Tunnel project.

- 7) Ordinances and Resolutions.

- a) Budget, Fee and Rate Resolutions. Mr. McKee said the total impact of the 2014 Budget will be: (i) a 1.7% increase in property taxes; (ii) a 4% increase in water rates; (iii) a sanitary sewer rate increase of 10%; and (iv) half of the annual stormwater utility fee implemented in July; adding up to a total increase of \$250 for Village services on the Village's portion of a typical property tax bill. He noted that an increase was made in the portion of the levy used to fund the public safety pensions; however the change will not increase the overall tax levy, as the funds were reallocated from the General Fund levy.

- i) Resolution R-31-2013: Village Budget for 2014 Fiscal Year – Adoption.

- There being no questions or comments, Trustee Braun, seconded by Trustee McCrary, moved to adopt Resolution R-31-2013 approving the Fiscal Year 2014 Budget. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

ii) Resolution R-32-2013: Water Rates – Adoption.

Trustee Adams, seconded by Trustee Braun, moved to adopt Resolution R-32-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

iii) Resolution R-33-2013: Electric Rates – Adoption.

Trustee Braun, seconded by Trustee Adams, moved to adopt Resolution R-33-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

iv) Resolution R-34-2013: Sewer Service Rates – Adoption.

Trustee Braun, seconded by Trustee Adams, moved to adopt Resolution R-34-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

v) Resolution R-35-2013: Refuse Rates – Adoption.

Trustee Corrigan, seconded by Trustee Braun, moved to adopt Resolution R-35-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

vi) Resolution R-36-2013: General Permit & License Fees – Adoption.

Trustee Braun, seconded by Trustee Adams, moved to adopt Resolution R-36-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Corrigan, Kates and McCrary. Nays: Trustee Buck. Absent: None.

vii) Resolution R-37-2013: Building, Zoning & Construction Fees – Adoption.

Trustee Braun, seconded by Trustee Adams, moved to adopt Resolution R-37-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Corrigan, Kates and McCrary. Nays: Trustee Buck. Absent: None.

viii) Resolution R-38-2013: Fire Service Fees – Adoption.

Trustee Braun, seconded by Trustee McCrary, moved to adopt Resolution R-38-2013. By roll call vote, the motion carried. Ayes: Trustees Adams, Braun, Buck, Corrigan, Kates and McCrary. Nays: None. Absent: None.

b) Ordinance M-17-2013: 352 Linden Street Zoning Variations – Introduction.

Mr. D’Onofrio reviewed the request for setback and garage door width zoning variations in order to attach an existing detached 3-car garage to the home, where one of the garage bays is proposed to be made into a mud room. The Zoning Board of Appeals voted to recommend the variations at its October 14, 2013 meeting.

There being no questions or comments, Trustee Adams, seconded by Trustee Braun, moved to introduce Ordinance M-17-2013. By voice vote, the motion carried.

c) Property Tax Levies and Abatement Ordinances. Mr. McKee explained that Ordinance M-18-2013 sets the Village’s 2013 property tax levy, which is used to fund Village operations. A 1.7% increase is proposed for the 2013 tax levy. Three additional Ordinances, M-19, M-20 and M-21 are required to levy taxes for three special service

areas in the Village, and the last two Ordinances, M-22 and M-23, abate the amount of the levy that pertains to the 2003 Public Safety Building bonds and the 2013 Stormwater Improvement bonds.

Mr. McKee pointed out that two corrections will be made in the tax levy report to reflect the increase in pension funding for the Police and Fire pensions. He noted that the Council is adopting the budget and tax levy in tandem for the first time, and the linkage between budget and tax levy is now much more transparent.

i) Ordinance M-18-2013: 2013 Tax Levy – Introduction.

There being no questions or comments, Trustee Braun, seconded by Trustee McCrary, moved to introduce Ordinance M-18-2013. By voice vote, the motion carried.

ii) Ordinance M-19-2013: 2013 Tax Levy, SSA No. 3 – Introduction.

Trustee Braun, seconded by Trustee McCrary, moved to introduce Ordinance M-19-2013. By voice vote, the motion carried.

iii) Ordinance M-20-2013: 2013 Tax Levy, SSA No. 4 – Introduction.

Trustee Braun, seconded by Trustee McCrary, moved to introduce Ordinance M-20-2013. By voice vote, the motion carried.

iv) Ordinance M-21-2013: 2013 Tax Levy, SSA No. 5 – Introduction.

Trustee Braun, seconded by Trustee Adams, moved to introduce Ordinance M-21-2013. By voice vote, the motion carried.

v) Ordinance M-22-2013: 2013 Property Tax Abatement (2006 Alternate Bonds) – Introduction.

Trustee Braun, seconded by Trustee Adams, moved to introduce Ordinance M-22-2013. By voice vote, the motion carried.

vi) Ordinance M-23-2013: 2013 Property Tax Abatement (Series 2013 GO Bonds) – Introduction.

Trustee Braun, seconded by Trustee Kates, moved to introduce Ordinance M-23-2013. By voice vote, the motion carried.

8) Public Comment and Questions. None.

9) Old Business. None.

10) New Business. None.

11) Appointments.

- a) Trustee Braun, seconded by Trustee Buck, moved to appoint Steven Scherer to the Environmental & Forestry Commission for a full term, effective immediately.

12) Reports.

- a) Village President. No report.
- b) Trustees.

- i) Trustee McCrary reported that the Caucus slate was approved at the Town Hall meeting the night before, and that the three Trustee candidates will be on the ballot in March.
 - c) Attorney. Attorney Janega reported that the closing documents for the Series 2013 bonds have been completed.
 - d) Manager. No report.
- 13) Executive Session. None.
- 14) Adjournment. Trustee Braun, seconded by Trustee Buck, moved to adjourn the meeting. By voice vote, the motion carried. The meeting adjourned at 7:45 p.m.

Recording Secretary



Agenda Item Executive Summary

Title: Warrant Lists Nos. 1823 and 1824

Presenter: Robert M. Bahan, Village Manager

Agenda Date: 12/03/2013

Consent: YES NO

<input type="checkbox"/>	Ordinance
<input type="checkbox"/>	Resolution
<input type="checkbox"/>	Bid Authorization/Award
<input type="checkbox"/>	Policy Direction
<input checked="" type="checkbox"/>	Informational Only

Item History:

None.

Executive Summary:

Warrant Lists Nos. 1823 and 1824 were emailed to each Village Council member.

Recommendation / Suggested Action:

Consider approving Warrant Lists Nos. 1823 and 1824

Attachments:

None.



Agenda Item Executive Summary

Title: Public Safety Pension Report

Presenter: Ed McKee, Finance Director

Agenda Date: 12/03/2013

Consent: YES NO

<input type="checkbox"/>	Ordinance
<input type="checkbox"/>	Resolution
<input type="checkbox"/>	Bid Authorization/Award
<input type="checkbox"/>	Policy Direction
<input checked="" type="checkbox"/>	Informational Only

Item History:

The Illinois legislature implemented public safety pension reforms in the fall of 2008. This law requires an annual report from the Police and Fire Pension Boards to the Village Council on the health and performance of the pension plans prior to adoption of the annual property tax levy.

Executive Summary:

The purpose of the law can be categorized into three broad areas: 1) improve dissemination of pension information, 2) encourage good business practices, and 3) strengthen ethics / increase enforcement. This agenda report and supporting materials are designed to improve the dissemination of pension fund information as contemplated by the new law.

Both the Police and Fire Pension Boards have been made aware of this legislation and have directed the Village Treasurer to meet the annual reporting requirement on behalf of the Boards.

Attached are the Police and Fire Pension reports for 2013. Due to time constraints, the data listed for the private Actuary is from last year.

For the 2013 tax year, the Police Pension Fund has a proposed \$1,090,000 levy and the Firefighters' Fund has a proposed \$1,316,000 levy.

I will be available at the December 3, 2013 Council Meeting to answer any questions.

Recommendation / Suggested Action:

Informational report.

Attachments:

1. Police Pension Report
2. Firefighters' Pension Report

VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND
HOUSE BILL 5088 - MUNICIPAL COMPLIANCE REPORT
FOR THE FISCAL YEAR ENDED
MARCH 31, 2013

November 18, 2013

Members of the Pension Board of Trustees
Winnetka Police Pension Fund
Winnetka, Illinois

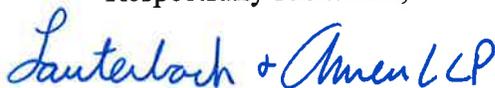
Enclosed please find a copy of your Municipal Compliance Report for the Winnetka Police Pension Fund for the year ended March 31, 2013. We have prepared the report with the most recent information available at our office. Should you have more current information, or notice any inaccuracies, we are prepared to make any necessary revisions and return them to you.

The President and Secretary of the Pension Fund are required to sign the report on page 3. If not already included with the enclosed report, please also include a copy of the Pension Fund's most recent investment policy.

The signed House Bill 5088 - Municipal Compliance Report must be provided to the Municipality before the tax levy is filed on the last Tuesday in December. We are sending the report via email to promote an environmentally-friendly work atmosphere.

If you have any questions regarding this report please contact Matt Beran at 515.556.4052 or mberan@lauterbachamen.com.

Respectfully submitted,



LAUTERBACH & AMEN, LLP

**VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

The Pension Board certifies to the Board of Trustees of the Village of Winnetka, Illinois on the condition of the Pension Fund at the end of its most recently completed fiscal year the following information:

- 1) The total assets of the fund and their current market value of those assets:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Total Assets	<u>\$ 22,712,016</u>	<u>\$ 21,442,096</u>
Market Value	<u>\$ 22,712,016</u>	<u>\$ 21,442,096</u>

- 2) The estimated receipts during the next succeeding fiscal year from deductions from the salaries of police officers and from other sources:

Estimated Receipts - Employee Contributions	<u>\$ 240,900</u>
Estimated Receipts - All Other Sources	
Investment Earnings	<u>\$ 1,419,500</u>
Municipal Contributions	<u>\$ 1,009,152</u>

- 3) The estimated amount required during the next succeeding fiscal year to (a) pay all pensions and other obligations provided in Article 3 of the Illinois Pension Code, and (b) to meet the annual requirements of the fund as provided in Sections 3-125 and 3-127:

(a) Pay all Pensions and Other Obligations	<u>\$ 2,131,200</u>
(b) Annual Requirement of the Fund as Determined by:	
Illinois Department of Insurance	<u>\$ 783,265</u>
Private Actuary- Timothy W. Sharpe, Actuary	
Recommended Municipal Contribution	<u>\$ 1,009,152</u>
Statutory Municipal Contribution	<u>\$ 765,813</u>

**VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

- 4) The total net income received from investment of assets along with the assumed investment return and actual investment return received by the fund during its most recently completed fiscal year compared to the total net income, assumed investment return, and actual investment return received during the preceding fiscal year:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Net Income Received from Investment of Assets	\$ 1,749,883	\$ 1,277,135
Assumed Investment Return		
Illinois Department of Insurance	6.75%	6.75%
Private Actuary- Timothy W. Sharpe, Actuary	6.25%	6.25%
Actual Investment Return	7.93%	6.11%

- 5) The total number of active employees who are financially contributing to the fund:

Number of Active Members	26
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- 6) The total amount that was disbursed in benefits during the fiscal year, including the number of and total amount disbursed to (i) annuitants in receipt of a regular retirement pension, (ii) recipients being paid a disability pension, and (iii) survivors and children in receipt of benefits:

	<u>Number of</u>	<u>Total Amount Disbursed</u>
(i) Regular Retirement Pension	23	\$ 1,538,024
(ii) Disability Pension	0	\$ 0
(iii) Survivors and Child Benefits	4	\$ 117,759
Totals	27	\$ 1,655,783

**VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

7) The funded ratio of the fund:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Illinois Department of Insurance	<u>70.07%</u>	<u>68.29%</u>
Private Actuary- Timothy W. Sharpe, Actuary	<u>68.25%</u>	<u>67.66%</u>

8) The unfunded liability carried by the fund, along with an actuarial explanation of the unfunded liability:

Unfunded Liability:

Illinois Department of Insurance	<u>\$ 9,589,101</u>
Private Actuary- Timothy W. Sharpe, Actuary	<u>\$ 9,918,317</u>

The accrued liability is the actuarial present value of the portion of the projected benefits that has been accrued as of the valuation date based upon the actuarial valuation method and the actuarial assumptions employed in the valuation. The unfunded accrued liability is the excess of the accrued liability over the actuarial value of assets.

9) The investment policy of the Pension Board under the statutory investment restrictions imposed on the fund.

Investment Policy - See Attached.

Please see Notes Page attached.

CERTIFICATION OF MUNICIPAL POLICE
PENSION FUND COMPLIANCE REPORT

The Board of Trustees of the Pension Fund, based upon information and belief, and to the best of our knowledge, hereby certify pursuant to §3-143 of the Illinois Pension Code 40 ILCS 5/3-143, that the preceding report is true and accurate.

Adopted this _____ day of _____, 2013

President _____ Date _____

Secretary _____ Date _____

**VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

INDEX OF ASSUMPTIONS

- 1) Total Assets - as Reported in the Audited Financial Statements for the Years Ended March 31, 2013 and 2012.

Market Value - Same as Above.

- 2) Estimated Receipts - Employee Contributions as Reported in the Audited Financial Statements for the Year Ended March 31, 2013 plus 5.5% Increase (Actuarial Salary Increase Assumption) Rounded to the Nearest \$100.

Estimated Receipts - All Other Sources

Investment Earnings - Cash and Equivalents and Investments as Reported in the Audited Financial Statements for the Year Ended March 31, 2013, times 6.25% (Actuarial Investment Return Assumption) Rounded to the Nearest \$100.

Municipal Contributions - Recommended Tax Levy Requirement as Reported by Timothy W. Sharpe, Actuary, Actuarial Valuation for the Year Ended March 31, 2012.

- 3) (a) Pay all Pensions and Other Obligations - Total Deductions as Reported in the Audited Financial Statements for the Year Ended March 31, 2013, plus a 25% Increase, Rounded to the Nearest \$100.

(b) Annual Requirement of the Fund as Determined by:

Illinois Department of Insurance - Suggested Amount of Tax Levy as Reported in the March 31, 2013 Actuarial Valuation.

Private Actuary

Recommended Amount of Tax Levy as Reported by Timothy W. Sharpe, Actuary in the March 31, 2012 Actuarial Valuation. Recommended tax levy amount of \$1,090,000 was submitted to the Village by the Pension Board as the amount required for the March 31, 2013 Actuarial Valuation. No March 31, 2013 Actuarial Valuation by Timothy W. Sharpe available at the time of this report.

Statutorily Required Amount of Tax Levy as Reported by Timothy W. Sharpe, Actuary in the March 31, 2012 Actuarial Valuation.

**VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

INDEX OF ASSUMPTIONS - Continued

- 4) Net Income Received from Investment of Assets - Investment Income (Loss) net of Investment Expense, as Reported in the Audited Financial Statements for the Years Ended March 31, 2013 and 2012.

Assumed Investment Return

Illinois Department of Insurance - Current and Preceding Fiscal Year Interest Rate Assumption as Reported in the March 31, 2013 and 2012 Actuarial Valuations.

Private Actuary - Current and Preceding Fiscal Year Interest Rate Assumption as Reported in the Timothy W. Sharpe, Actuary, March 31, 2012 and 2011 Actuarial Valuations.

Actual Investment Return - Net Income Received from Investments as Reported Above as a Percentage of the Average of the Beginning and End of Year Cash and Cash Equivalents and Investments as Reported in the Audited Financial Statements for the Fiscal Years Ended March 31, 2013, 2012 and 2011.

- 5) Number of Active Members - Illinois Department of Insurance Annual Statement for March 31, 2013 - Schedule P.
- 6) (i) Regular Retirement Pension - Illinois Department of Insurance Annual Statement for March 31, 2013 - Schedule P for Number of Participants and Expense page 1 for Total Amount Disbursed.
- (ii) Disability Pension - Same as above.
- (iii) Survivors and Child Benefits - Same as above.

**VILLAGE OF WINNETKA, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

INDEX OF ASSUMPTIONS - Continued

7) The Funded Ratio of the Fund:

Illinois Department of Insurance - Current and Preceding Fiscal Year Net Present Assets as a percentage of Total Assets as Reported in the March 31, 2013 and 2012 Actuarial Valuations.

Private Actuary - Current and Preceding Fiscal Year Net Present Assets as a percentage of Total Assets as Reported in the Timothy W. Sharpe, Actuary, March 31, 2012 and March 31, 2011 Actuarial Valuations.

8) Unfunded Liability:

Illinois Department of Insurance - Deferred Asset (Unfunded Accrued Liability) as Reported in the March 31, 2013 Actuarial Valuation.

Private Actuary - Deferred Asset (Unfunded Accrued Liability) as Reported by Timothy W. Sharpe, Actuary in the March 31, 2012 Actuarial Valuation.

VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND
HOUSE BILL 5088 - MUNICIPAL COMPLIANCE REPORT
FOR THE FISCAL YEAR ENDED
MARCH 31, 2013

November 18, 2013

Members of the Pension Board of Trustees
Winnetka Firefighters' Pension Fund
Winnetka, Illinois

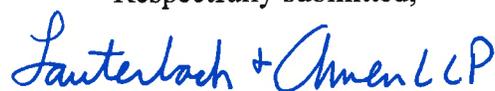
Enclosed please find a copy of your Municipal Compliance Report for the Winnetka Firefighters' Pension Fund for the year ended March 31, 2013. We have prepared the report with the most recent information available at our office. Should you have more current information, or notice any inaccuracies, we are prepared to make any necessary revisions and return them to you.

The President and Secretary of the Pension Fund are required to sign the report on page 3. If not already included with the enclosed report, please also include a copy of the Pension Fund's most recent investment policy.

The signed House Bill 5088 - Municipal Compliance Report must be provided to the Municipality before the tax levy is filed on the last Tuesday in December. We are sending the report via email to promote an environmentally-friendly work atmosphere.

If you have any questions regarding this report please contact Matt Beran at 515.556.4052 or mberan@lauterbachamen.com.

Respectfully submitted,



LAUTERBACH & AMEN, LLP

**VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

The Pension Board certifies to the Board of Trustees of the Village of Winnetka, Illinois on the condition of the Pension Fund at the end of its most recently completed fiscal year the following information:

- 1) The total assets of the fund and their current market value of those assets:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Total Assets	<u>\$ 20,862,152</u>	<u>\$ 19,505,799</u>
Market Value	<u>\$ 20,862,152</u>	<u>\$ 19,505,799</u>

- 2) The estimated receipts during the next succeeding fiscal year from deductions from the salaries of firefighters' and from other sources:

Estimated Receipts - Employee Contributions	<u>\$ 221,000</u>
Estimated Receipts - All Other Sources	
Investment Earnings	<u>\$ 1,303,900</u>
Municipal Contributions	<u>\$ 1,191,031</u>

- 3) The estimated amount necessary during the fiscal year to meet the annual actuarial requirements of the pension fund as provided in Sections 4-118 and 4-120:

Annual Requirement of the Fund as Determined by:

Illinois Department of Insurance	<u>\$ 990,421</u>
Private Actuary - Timothy W. Sharpe, Actuary	
Recommended Municipal Contribution	<u>\$ 1,191,031</u>
Statutory Municipal Contribution	<u>\$ 866,194</u>

**VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

- 4) The total net income received from investment of assets along with the assumed investment return and actual investment return received by the fund during its most recently completed fiscal year compared to the total net income, assumed investment return, and actual investment return received during the preceding fiscal year:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Net Income Received from Investment of Assets	\$ <u>1,706,995</u>	\$ <u>1,198,752</u>
Assumed Investment Return		
Illinois Department of Insurance	<u>6.75%</u>	<u>6.75%</u>
Private Actuary - Timothy W. Sharpe, Actuary	<u>6.25%</u>	<u>6.25%</u>
Actual Investment Return	<u>8.46%</u>	<u>6.26%</u>

- 5) The increase in employer pension contributions that results from the implementation of the provisions of P.A. 93-0689:

Illinois Department of Insurance - Actuarial Report	<u>\$ N/A</u>
Private Actuary - Timothy W. Sharpe, Actuary	<u>\$ N/A</u>

- 6) The total number of active employees who are financially contributing to the fund:

Number of Active Members	<u>24</u>
--------------------------	-----------

- 7) The total amount that was disbursed in benefits during the fiscal year, including the number of and total amount disbursed to (i) annuitants in receipt of a regular retirement pension, (ii) recipients being paid a disability pension, and (iii) survivors and children in receipt of benefits:

	<u>Number of</u>	<u>Total Amount Disbursed</u>
(i) Regular Retirement Pension	<u>19</u>	<u>\$ 1,267,503</u>
(ii) Disability Pension	<u>2</u>	<u>\$ 96,701</u>
(iii) Survivors and Child Benefits	<u>9</u>	<u>\$ 342,697</u>
Totals	<u>30</u>	<u>\$ 1,706,901</u>

**VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

8) The funded ratio of the fund:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Illinois Department of Insurance	<u>60.80%</u>	<u>60.41%</u>
Private Actuary - Timothy W. Sharpe, Actuary	<u>61.22%</u>	<u>60.79%</u>

9) The unfunded liability carried by the fund, along with an actuarial explanation of the unfunded liability:

Unfunded Liability:

Illinois Department of Insurance	<u>\$ 13,214,160</u>
Private Actuary - Timothy W. Sharpe, Actuary	<u>\$ 12,319,974</u>

The accrued liability is the actuarial present value of the portion of the projected benefits that has been accrued as of the valuation date based upon the actuarial valuation method and the actuarial assumptions employed in the valuation. The unfunded accrued liability is the excess of the accrued liability over the actuarial value of assets.

10) The investment policy of the Pension Board under the statutory investment restrictions imposed on the fund.

Investment Policy - See Attached.

Please see Notes Page attached.

CERTIFICATION OF MUNICIPAL FIREFIGHTERS'
PENSION FUND COMPLIANCE REPORT

The Board of Trustees of the Pension Fund, based upon information and belief, and to the best of our knowledge, hereby certify pursuant to §4-134 of the Illinois Pension Code 40 ILCS 5/4-134, that the preceding report is true and accurate.

Adopted this _____ day of _____, 2013

President _____ Date _____

Secretary _____ Date _____

**VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

INDEX OF ASSUMPTIONS

- 1) Total Assets - as Reported in the Audited Financial Statements for the Years Ended March 31, 2013 and 2012.

Market Value - Same as Above.

- 2) Estimated Receipts - Employee Contributions as Reported in the Audited Financial Statements for the Year Ended March 31, 2013 plus 5.5% Increase (Actuarial Salary Increase Assumption) Rounded to the Nearest \$100.

Estimated Receipts - All Other Sources

Investment Earnings - Cash and Equivalents and Investments as Reported in the Audited Financial Statements for the Year Ended March 31, 2013, times 6.25% (Actuarial Investment Return Assumption) Rounded to the Nearest \$100.

Municipal Contributions - Recommended Tax Levy Requirement as Reported by Timothy W. Sharpe, Actuary, Actuarial Valuation for the Year Ended March 31, 2012.

- 3) Annual Requirement of the Fund as Determined by:

Illinois Department of Insurance - Suggested Amount of Tax Levy as Reported in the March 31, 2013 Actuarial Valuation.

Private Actuary

Recommended Amount of Tax Levy as Reported by Timothy W. Sharpe, Actuary in the March 31, 2012 Actuarial Valuation. Recommended tax levy amount of \$1,316,000 was submitted to the Village by the Pension Board as the amount required for the March 31, 2013 Actuarial Valuation. No March 31, 2013 Actuarial Valuation by Timothy W. Sharpe available at the time of this report.

Statutorily Required Amount of Tax Levy as Reported by Timothy W. Sharpe, Actuary in the March 31, 2012 Actuarial Valuation.

**VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

INDEX OF ASSUMPTIONS - Continued

- 4) Net Income Received from Investment of Assets - Investment Income (Loss) net of Investment Expense, as Reported in the Audited Financial Statements for the Years Ended March 31, 2013 and 2012.

Assumed Investment Return

Illinois Department of Insurance - Current and Preceding Fiscal Year Interest Rate Assumption as Reported in the March 31, 2013 and 2012 Actuarial Valuations.

Private Actuary - Current and Preceding Fiscal Year Interest Rate Assumption as Reported in the Timothy W. Sharpe, Actuary, March 31, 2012 and 2011 Actuarial Valuations.

Actual Investment Return - Net Income Received from Investments as Reported Above as a Percentage of the Average of the Beginning and End of Year Cash and Cash Equivalents and Investments as Reported in the Audited Financial Statements for the Fiscal Years Ended March 31, 2013, 2012 and 2011.

- 5) Illinois Department of Insurance - Amount of total suggested tax levy to be excluded from the property tax extension limitation law as contemplated by 35 ILCS 200/18-185.

Private Actuary - No Private Actuarial Valuation amount available at the time of this report.

- 6) Number of Active Members - Illinois Department of Insurance Annual Statement for March 31, 2013 - Schedule P.

(i) Regular Retirement Pension - Illinois Department of Insurance Annual Statement for March 31, 2013 - Schedule P for Number of Participants and Expense page 1 for Total Amount Disbursed.

(ii) Disability Pension - Same as above.

(iii) Survivors and Child Benefits - Same as above.

**VILLAGE OF WINNETKA, ILLINOIS
FIREFIGHTERS' PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending March 31, 2013**

INDEX OF ASSUMPTIONS - Continued

7) The Funded Ratio of the Fund:

Illinois Department of Insurance - Current and Preceding Fiscal Year Net Present Assets as a percentage of Total Assets as Reported in the March 31, 2013 and 2012 Actuarial Valuations.

Private Actuary - Current and Preceding Fiscal Year Net Present Assets as a percentage of Total Assets as Reported in the Timothy W. Sharpe, Actuary, March 31, 2012 and March 31, 2011 Actuarial Valuations.

8) Unfunded Liability:

Illinois Department of Insurance - Deferred Asset (Unfunded Accrued Liability) as Reported in the March 31, 2013 Actuarial Valuation.

Private Actuary - Deferred Asset (Unfunded Accrued Liability) as Reported by Timothy W. Sharpe, Actuary in the March 31, 2012 Actuarial Valuation.



Agenda Item Executive Summary

Title: Village Council Meeting Schedule for 2014

Presenter: Megan Pierce, Assistant to the Village Manager

Agenda Date: 12/03/2013

Consent: YES NO

- | | |
|-------------------------------------|-------------------------|
| <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | Bid Authorization/Award |
| <input type="checkbox"/> | Policy Direction |
| <input checked="" type="checkbox"/> | Informational Only |

Item History:

Section 2.04.020(A) of the Village Code provides that the Village Council "shall hold its regular meetings on the first and third Tuesday of each month at (7:00 p.m.), or as otherwise set forth in the annual meetings notice posted pursuant to the Illinois Open Meetings Act." For study sessions the established practice is for the Council to meet for that purpose as a Committee of the Whole at 7:00 p.m. on the second Tuesday of each month.

Executive Summary:

The Open Meetings Act requires that the annual notice be posted at the beginning of the year. The proposed 2014 schedule of regular Village Council meetings and study sessions is listed below. Additional meetings are called as special meetings on an as-needed basis.

2014 Schedule of Regular Village Council Meetings:

January 7	May 6	September 2
January 21	May 20	September 16
February 4	June 3	October 7
February 18	June 17	October 21
March 4	July 1	November 6*** (Thursday)
March 20* (Thursday)	July 15	November 18
April 1	August 5	December 2
April 17** (Thursday)	August 19	December 16

*Rescheduled from March 18 for General Primary Election
**Rescheduled from April 15 for Passover
***Rescheduled from November 4 for Gubernatorial Election

2014 Schedule of Regular Village Council Study Sessions:

January 14	April 8	July 8	October 14
February 11	May 13	August 12*	November 11
March 11	June 10	September 9	December 9

*Traditionally cancelled, but held if needed.

Recommendation / Suggested Action:

Consider approving the 2014 Village Council regular meeting schedule for publication.

Attachments:

None.



Agenda Item Executive Summary

Title: Change Order for Primary Cable, Okonite Company

Presenter: Brian Keys, Director of Water & Electric

Agenda Date: 12/03/2013

Consent: YES NO

- | | |
|-------------------------------------|-------------------------|
| <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | Bid Authorization/Award |
| <input type="checkbox"/> | Policy Direction |
| <input type="checkbox"/> | Informational Only |

Item History:

The Water & Electric Department issued Bid Number #13-008 for the purchase of cable during the timeframe of April 1, 2013 through March 31, 2014. The bid covered both secondary cable (600V) and medium voltage (15kV) power cable. Bid prices are indexed to the cost of metals.

At the April 4, 2013 Council Meeting, the Village Manager was authorized to award two purchase orders for the procurement of medium voltage (15kV) power cable and secondary (600V) cable. Based on the bid evaluation, the primary cable was awarded to the Okonite Company and the secondary cable was awarded to Wesco. During the current fiscal year, the Village Council approved \$233,913 in cable purchases from the Okonite Company.

Executive Summary:

Staff is requesting authorization to purchase 3,500 feet of 15kV 4/0 copper cable and 3,500 feet of 15kV 350 kcmil copper cable. This cable is typically used in mainline applications to connect switchgear with the overhead system or between switchgear units. In a few areas, 4/0 cable is used between pad mount transformers. The minimum order quantity for these conductors is 3,500 feet.

The existing purchase order with the Okonite Company extends through March 31, 2014. Manufacturing lead time for this cable is 14 weeks. As such, this cable will be received and purchased under the FY 2014 budget. The requested change order amount is \$181,200.

The Electric Fund FY 2014 Budget contains \$495,500 (account #500-42-31-660) for the purchase of cable. Prior to this request, no funding for cable purchases from the 2014 budget has been approved by the Village Council.

Recommendation / Suggested Action:

Consider authorizing the Village Manager to award a change order to the Okonite Company in the amount of \$181,200 for the purchase of 15kV 4/0 and 350 kcmil copper cable at the unit prices bid, subject to the contract conditions.

Attachments:

Agenda Report dated November 25, 2013.

AGENDA REPORT

SUBJECT: Change Order for Primary Cable, The Okonite Company

PREPARED BY: Brian Keys, Director Water & Electric

REF: April 4, 2013 Village Council Meeting, pp. 15-24
 October 14, 2013 Budget Presentation

DATE: November 25, 2013

The Water & Electric Department issued Bid Number #13-008 for the purchase of cable during the timeframe of April 1, 2013 through March 31, 2014. The bid covered both secondary cable (600V) and medium voltage (15kV) power cable. Bid prices are indexed to the cost of metals.

At the April 4, 2013 Council Meeting, the Village Manager was authorized to award two purchase orders for the procurement of medium voltage (15kV) power cable and secondary (600V) cable. Based on the bid evaluation, the primary cable was awarded to the Okonite Company and the secondary cable was awarded to Wesco. During the current fiscal year, the Village Council approved \$233,913 in cable purchases from the Okonite Company.

Staff is requesting authorization to purchase 3,500 feet of 15kV 4/0 copper cable and 3,500 feet of 15kV 350 kcmil copper cable. This cable is typically used in mainline applications to connect switchgear with the overhead system or between switchgear units. In a few areas, 4/0 cable is used between pad mount transformers. The minimum order quantity for these conductors is 3,500 feet.

The existing purchase order with the Okonite Company extends through March 31, 2014. Manufacturing lead time for this cable is 14 weeks. As such, this cable will be received and purchased under the FY 2014 budget. The requested change order amount is \$181,200. The change order amount includes additional funds for manufacturing length tolerances as noted below.

15kV Cable

Quantity 3-1/c 4/0: 3,500 ft. 3-1/c 350 kcmil: 3,500 ft.	Metals Escalation	Shipping Length Tolerance (5%) & Packaging	Requested Amount
\$172,571.00	\$0	\$8,628.55	\$181,199.55

↓
\$181,200

The Electric Fund FY 2014 Budget contains \$495,500 (account #500-42-31-660) for the purchase of cable. Prior to this request, no funding for cable purchases from the 2014 budget has been approved by the Village Council.

Recommendation:

Consider authorizing the Village Manager to award a change order to the Okonite Company in the amount of \$181,200 for the purchase of 15kV 4/0 and 350 kcmil copper cable at the unit prices bid, subject to the contract conditions.



Agenda Item Executive Summary

Title: Change Order for Secondary Cable, Wesco

Presenter: Brian Keys, Director of Water & Electric

Agenda Date: 12/03/2013

Consent: YES NO

- | | |
|-------------------------------------|-------------------------|
| <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | Bid Authorization/Award |
| <input type="checkbox"/> | Policy Direction |
| <input type="checkbox"/> | Informational Only |

Item History:

The Water & Electric Department issued Bid Number 13-008 for the purchase of cable during the timeframe of April 1, 2013 through March 31, 2014. The bid covered both secondary cable (600V) and medium voltage (15kV) power cable. Bid prices are indexed to the cost of metals.

At the April 4, 2013 Council Meeting, the Village Manager was authorized to award two purchase orders for the procurement of medium voltage (15kV) power cable and secondary (600V) cable. Based on the bid evaluation, the primary cable was awarded to the Okonite Company and the secondary cable was awarded to Wesco.

Executive Summary:

In order to insure that an adequate supply of 600 volt secondary cable is available for service connections, staff is requesting authorization to purchase additional quantities of 1/0 and 350 kcmil copper cable. Manufacturing lead time for the cable is two weeks. This cable is used for connections between transformers and underground splice boxes and/or customer meter pedestals.

The requested change order amount is \$49,743.

The Electric Fund FY2013-14 Budget contains \$604,000 (account #50-47-640-209) for the purchase and installation of cable. The Village Council has previously approved \$419,430 of wire pulling services and cable purchases. Staff anticipates delivery of the cable prior to December 31, 2013.

Recommendation / Suggested Action:

Consider authorizing the Village Manager to award a change order to the Wesco in the amount of \$49,743 for the purchase of 600 volt secondary cable at the unit prices bid, subject to all of the conditions stated in the request for bid.

Attachments:

Agenda Report dated November 25, 2013

AGENDA REPORT

SUBJECT: **Change Order for Secondary Cable, Wesco**

PREPARED BY: Brian Keys, Director Water & Electric

REF: March 19, 2013 Village Council Meeting, pp. 39-45
 April 4, 2013 Village Council Meeting, pp. 15-24

DATE: November 25, 2013

The Water & Electric Department issued Bid Number 13-008 for the purchase of cable during the timeframe of April 1, 2013 through March 31, 2014. The bid covered both secondary cable (600V) and medium voltage (15kV) power cable. Bid prices are indexed to the cost of metals.

At the April 4, 2013 Council Meeting, the Village Manager was authorized to award two purchase orders for the procurement of medium voltage (15kV) power cable and secondary (600V) cable. Based on the bid evaluation, the primary cable was awarded to the Okonite Company and the secondary cable was awarded to Wesco.

In order to insure that an adequate supply of 600 volt secondary cable is available for service connections, staff is requesting authorization to purchase additional quantities of 1/0 and 350 kcmil copper cable. Manufacturing lead time for the cable is two weeks. This cable is used for connections between transformers and underground splice boxes and/or customer meter pedestals.

The requested change order amount is \$49,743. The change order amount includes additional funds for manufacturing length tolerances as noted below.

600V Secondary Cable			
Quantity 3-1/c 1/0: 3,500 ft. 4-1/c 350 kcmil: 1,000 ft.	Metals Escalation	Shipping Length Tolerance (5%) & Packaging	Requested Amount
\$47,374.00	\$0	\$2,368.70	\$49,742.70
			↓ \$49,743

The Electric Fund FY2013-14 Budget contains \$604,000 (account #50-47-640-209) for the purchase and installation of cable. The Village Council has previously approved \$419,430 of wire pulling services and cable purchases. Staff anticipates the delivery of cable prior to December 31, 2013.

Recommendation:

Consider authorizing the Village Manager to award a change order to the Wesco in the amount of \$49,743 for the purchase of 600 volt secondary cable at the unit prices bid, subject to all of the conditions stated in the request for bid.



Agenda Item Executive Summary

Title: Park Lane Sanitary Sewer Relocation - Change Order

Presenter: Steven M. Saunders, Director of Public Works/Village Engineer

Agenda Date: 12/03/2013

Consent: YES NO

<input type="checkbox"/>	Ordinance
<input type="checkbox"/>	Resolution
<input checked="" type="checkbox"/>	Bid Authorization/Award
<input type="checkbox"/>	Policy Direction
<input type="checkbox"/>	Informational Only

Item History:

Executive Summary:

On August 7, 2013, the Village awarded a purchase order to DeMuth, Inc., a sewer contractor, to relocate a public sanitary sewer from beneath a private swimming pool, on private property, at 714 Park Lane, for \$18,150. Aside from being located on private property, the existing sewer line beneath the pool had become an ongoing maintenance issue as well, due to poor access conditions for routine cleaning. DeMuth was contracted to construct a new segment of public sanitary sewer line avoiding the pool, and to reconnect the existing sewer service line serving 714 Park Lane. The proposed re-routing project is shown in Attachment #1.

While in the process of rerouting the sewer line, DeMuth discovered that the sewer line connection for 714 Park was not in the location identified via construction records, but was also located beneath the pool, making reconnection of the existing service line as proposed impossible. As a result, it became necessary to modify the proposed relocation of the 714 Park Lane sewer as shown in Attachment #2. This modification necessitated significantly more work, in the form of hand excavation to a depth of approximately 7 feet, adjacent to the pool, removal and replacement of a portion of the bluestone pool deck, removal and replacement of an existing storm sewer pipe in conflict with the reroute, and additional pipe and fitting material. The total additional cost for this work is \$8,650, raising the total project cost to \$26,800. Since this change order increases the project cost above staff's \$25,000 purchasing authority under the Village's purchasing policy, Council authorization is necessary.

Recommendation / Suggested Action:

Consider approval of Change Order #1 for the Park Lane Sanitary Sewer Relocation in the amount of \$8,650, increasing the project cost from \$18,150 to \$26,800.

Attachments:

1. Proposed Project Routing
2. Revised Project Routing
3. Construction photographs

ATTACHMENT #1 PROPOSED RE-ROUTING



714 Park Lane



ATTACHMENT # 2 ACTUAL RE-ROUTING



714 Park Lane



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ATTACHMENT #3
P. 1

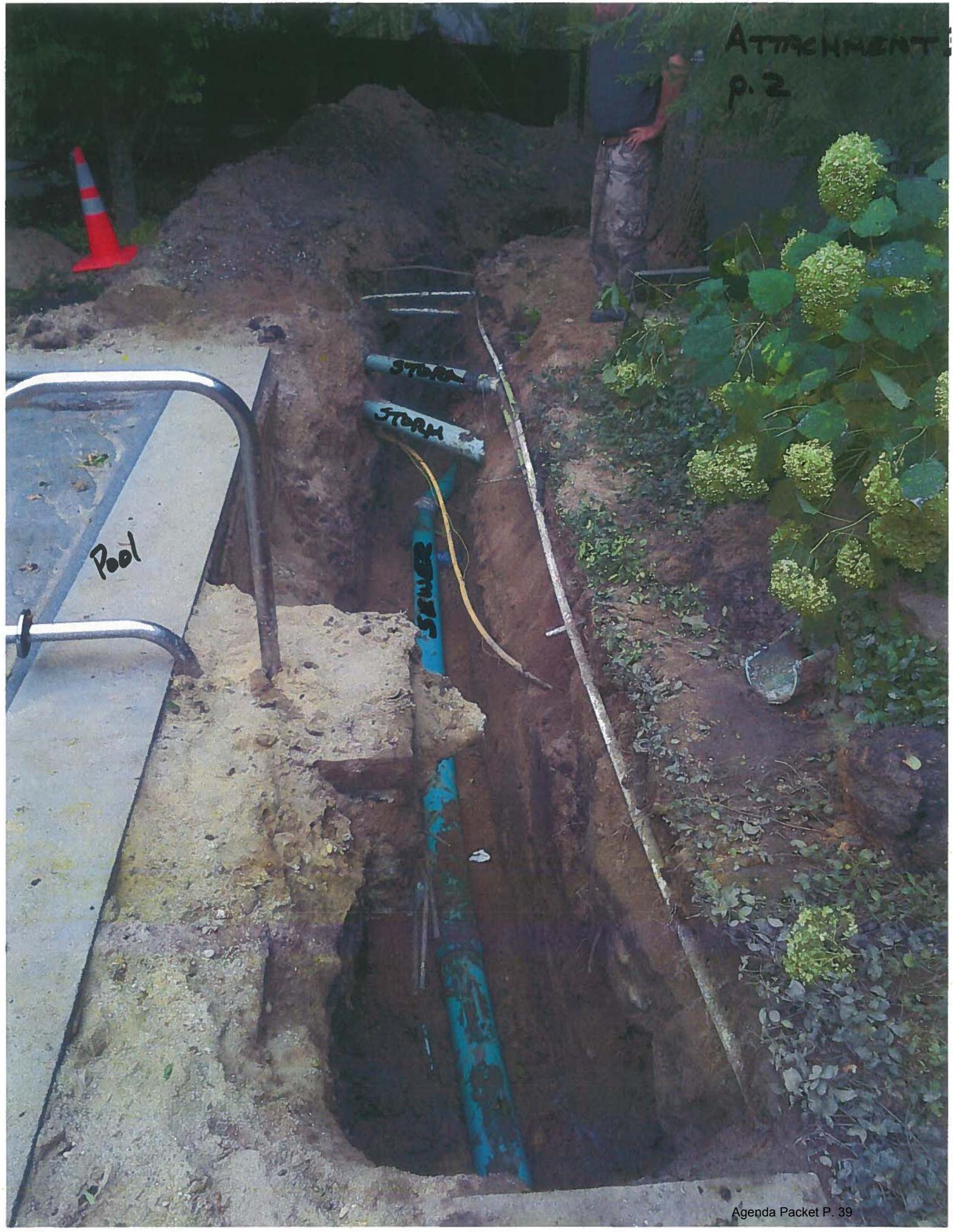
Pool

SEWER

STORM

STORM

ATTACHMENT
p. 2





Agenda Item Executive Summary

Title: Ordinance M-17-2013: 352 Linden Street, Zoning Variations- Adoption

Presenter: Michael D'Onofrio, Director of Community Development

Agenda Date: 12/03/2013

Consent: YES NO

- | | |
|-------------------------------------|-------------------------|
| <input checked="" type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | Bid Authorization/Award |
| <input type="checkbox"/> | Policy Direction |
| <input type="checkbox"/> | Informational Only |

Item History:

Ordinance M-17-2013 was introduced at the November 19, 2013 Village Council meeting. (See November 19, 2013 Agenda, pp. 90-123).

Executive Summary:

Ordinance M-17-2013 grants variations from Section 17.30.070 [Rear Yard Setback] and Section 17.30.110 [Garages] of the Winnetka Zoning Ordinance to permit the construction of an addition connecting the residence to the garage that will create a nonconforming rear yard setback of 6.3 ft., whereas a minimum of 19.05 ft. is required, a variation of 12.75 ft. (66.93%), a front-facing attached garage 22.3 ft. in width, whereas a maximum of 22 ft. is permitted, a variation of 0.3 ft. (1.36%) and a front-facing garage door 9.83 ft. in width, whereas a maximum single door width of 9 ft. is permitted, a variation of 0.83 ft. (9.22%).

The applicant, William Coughlin, is requesting the variations to allow a mudroom addition that will attach the existing detached garage to the residence. To accommodate the addition, one of the three bays of the garage will be eliminated. The proposed addition will be a net decrease of 26.72 s.f. of roofed lot coverage as well as a net decrease of 12.45 s.f. of gross floor area.

Because the proposed addition converts the detached garage to a front-facing attached garage it creates three nonconformities: 1) a nonconforming rear yard setback of 6.3 ft.; 2) a front-facing attached garage width of 22.3 ft., whereas a maximum of 22 ft. is permitted; and 3) a front-facing attached garage door width of 9.83 ft., whereas an individual door cannot exceed 9 ft. The other garage door that will remain is 8.83 ft. in width and therefore complies.

At the October 14, 2013 Zoning Board of Appeals (ZBA) meeting, the ZBA voted 6 to 1 to recommend approval of the zoning variations.

Recommendation / Suggested Action:

Consider adoption of Ordinance M-17-2013, granting variations for the rear yard setback, attached garage width and front-facing garage door width to permit the construction of an addition connecting the residence to the garage.

Attachments:

- Agenda Report
- Attachment A: Zoning Matrix
- Attachment B: Ordinance M-17-2013
- Attachment C: GIS Map

AGENDA REPORT

TO: Village Council

PREPARED BY: Michael D'Onofrio, Director of Community Development

SUBJECT: 352 Linden St., Ord. M-17-2013
Variations:
(1) Rear Yard Setback
(2) Garages

DATE: November 20, 2013

REF: November 19, 2013 Council Mtg. pp. 90-123

Ordinance M-17-2013 grants variations from Section 17.30.070 [Rear Yard Setback] and Section 17.30.110 [Garages] of the Winnetka Zoning Ordinance to permit the construction of an addition connecting the residence to the garage that will create a nonconforming rear yard setback of 6.3 ft., whereas a minimum of 19.05 ft. is required, a variation of 12.75 ft. (66.93%), a front-facing attached garage 22.3 ft. in width, whereas a maximum of 22 ft. is permitted, a variation of 0.3 ft. (1.36%) and a front-facing garage door 9.83 ft. in width, whereas a maximum single door width of 9 ft. is permitted, a variation of 0.83 ft. (9.22%).

The applicant, William Coughlin, is requesting the variations to allow a mudroom addition that will attach the existing detached garage to the residence. To accommodate the addition, one of the three bays of the garage will be eliminated. The proposed addition will be a net decrease of 26.72 s.f. of roofed lot coverage as well as a net decrease of 12.45 s.f. of gross floor area.

Providing a rear yard setback of 6.3 ft., the existing detached garage complies with the 6 ft. setback required for accessory structures located in the rear yard while adjoining a neighbor's side yard. While the principal building is required to provide a minimum rear yard setback of 19.05 ft. Because the proposed addition converts the detached garage to a front-facing attached garage it creates three nonconformities: 1) a nonconforming rear yard setback of 6.3 ft.; 2) a front-facing attached garage width of 22.3 ft., whereas a maximum of 22 ft. is permitted; and 3) a front-facing attached garage door width of 9.83 ft., whereas an individual door cannot exceed 9 ft. The other garage door that will remain is 8.83 ft. in width and therefore complies.

The property is located at the southwest corner of Linden St. and Willow Rd. in the R-3 Single Family Residential District. The residence was built circa 1914. Subsequent building permits were issued in 1923 to construct a garage, in 1945 to construct a two-car garage, in 1963 to remodel the interior of the residence and replace the two-car garage, in 1979 to remodel the kitchen, and in 1992 to build the existing three-car garage. The petitioner purchased the property in 2010.

There are no previous zoning variations for this property.

Recommendation of Advisory Board

The ZBA considered the variation requests at its meeting October 14, 2013. By a vote of 6 in favor and one against, the ZBA recommended approval of the zoning variations.

Adoption of the ordinance requires the concurrence of a majority of the Council.

Recommendation

Consider adoption of Ordinance M-17-2013, granting variations for the rear yard setback, attached garage width and front-facing garage door width to permit the construction of an addition connecting the residence to the garage.

Attachments

- Attachment A: Zoning Matrix
- Attachment B: Ordinance M-17-2013
- Attachment C: GIS Map

ZONING MATRIX

ADDRESS: 352 Linden St.
CASE NO: 13-17-V2
ZONING: R-3

ITEM	REQUIREMENT	EXISTING	PROPOSED	TOTAL	STATUS
Min. Lot Size	16,800 SF	11,430 SF	N/A	N/A	EXISTING NONCONFORMING
Min. Average Lot Width	85 FT	90 FT	N/A	N/A	OK
Max. Roofed Lot Coverage	2,857.5 SF (1)	2,760.85 SF	(26.72) SF	2,734.13 SF	OK
Max. Gross Floor Area	4,101 SF (1)	3,865.6 SF	(12.45) SF	3,853.15 SF	OK
Max. Impermeable Lot Coverage	5,715 SF (1)	4,699.91 SF	48 SF	4,747.91 SF	OK
Min. Front Yard (Linden)	40 FT	39.08 FT	N/A	N/A	EXISTING NONCONFORMING
Min. Corner (Front) Yard (Willow)	27 FT	44.02 FT	43.47 FT	N/A	OK
Min. Side Yard (South)	9 FT	6.68 FT	12.31 FT	N/A	EXISTING NONCONFORMING
Min. Rear Yard (West)	19.05 FT	32.45 FT	6.3 FT	N/A	12.75 FT (66.93%) VARIATION

NOTES:

- (1) Based on lot area of 11,430 s.f.
- (2) Variation required to allow a front-facing attached garage 22.3 ft. in width, whereas a maximum of 22 ft. is permitted, a variation of 0.3 ft. (1.36%).
- (3) Variation required to allow front-facing attached garage door width of 9.83 ft., whereas a maximum individual door width of 9 ft. is permitted, a variation of 0.83 ft. (9.22%).

Attachment A

**AN ORDINANCE
GRANTING A VARIATION IN
THE APPLICATION OF THE ZONING ORDINANCE
OF THE VILLAGE OF WINNETKA,
COOK COUNTY, ILLINOIS (352 Linden)**

WHEREAS, the Village of Winnetka is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970, pursuant to which it has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village; and

WHEREAS, the Council of the Village of Winnetka (“Village Council”) find that establishing standards for the use and development of lands and buildings within the Village and establishing and applying criteria for variations from those standards are matters pertaining to the affairs of the Village; and

WHEREAS, the property commonly known as 352 Linden Street Winnetka, Illinois (the “Subject Property”), is legally described as follows:

The East 127 Feet of Lot 1 and the East 127 Feet of the North 40 Feet of Lot 2 in Block 2 in Dale’s Second Subdivision of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 20, Township 42 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois; and

WHEREAS, the Subject Property is located in the R-3 Zoning District provided in Chapter 17.20 of the Winnetka Zoning Ordinance, Title 17 of the Winnetka Village Code; and

WHEREAS, on September 10, 2013, the owner of the Subject Property filed an application for the following variations from requirements of the Lot, Space, Bulk and Yard Regulations for Single Family Residential Districts established by Chapter 17.30 of the Zoning Ordinance: (a) a variation from the rear yard setback requirements of Section 17.30.070, to allow a rear yard setback of 6.3 feet, whereas a minimum of 19.05 feet is required, resulting in a variation of 12.75 feet (66.93%); (b) a variation from the limitations on the width of garages under Section 17.30.110, to permit a front-facing garage to be 22.3 feet wide, whereas a maximum width of 22 feet is permitted, resulting in a variation of 0.3 feet (1.35%); and (c) a variation from the garage door width limitations of Section 17.30.110 to allow a front-facing garage door with a width of 9.83 feet, whereas the maximum allowable width is 9 feet, resulting in a variation of 0.83 feet (9.22%); all of said variations being requested to allow the construction of a mud room addition that will convert the existing, three-bay, detached garage into a two-bay, attached garage with mud room connection to the existing house on the Subject Property; and

WHEREAS, on October 14, 2013, on due notice thereof, the Zoning Board of Appeals conducted a public hearing on the requested variations and, by the favorable vote of six of the seven members then present, has reported to the Council recommending that the requested variations be granted; and

WHEREAS, there are practical difficulties associated with carrying out the strict application of the Zoning Ordinance with respect to the Subject Property in that: (a) the Subject

Property is located at the southwest corner of Willow Road and Linden Street and, as such, is a corner lot that is subject to front yard setback requirements from both street frontages; (b) the Subject Property is improved with a single family home, constructed in 1914, before the enactment of the Zoning Ordinance; (c) the Subject Property is a legal, nonconforming lot with a lot area that is 5,370 square feet less than the required minimum lot size in the R-3 Zoning District; (d) the home on the Subject Property is oriented to face Linden Street, with the west lot line functioning as the rear of the lot; (e) the Subject Property currently has legal, nonconforming front and south side yard setbacks; (f) the existing detached garage is currently considered an accessory structure and complies with rear yard setback requirements and with width limitations for the garage and its doors; (g) because the construction of the proposed mud room addition will result in the garage becoming part of the principal structure, the more relaxed setbacks for detached garages will no longer apply; and (h) access to the newly attached garage from the Willow Road frontage makes it subject to the limitations on front-facing garages and garage door widths; and

WHEREAS, the requested variations will not alter the essential character of the neighborhood, because the proposed addition has been designed to be consistent with the design of the existing home and will not move the existing garage closer to the neighboring property to the west, and the removal of one of the garage bays will reduce the visual impact of the garage from Willow Road; and

WHEREAS, the requested variations will not impair an adequate supply of light and air because: (a) the proposed addition will not move the garage closer to the west property line; and (b) the proposed construction will reduce the amount of roofed lot coverage and impermeable surface on the Subject Property; and

WHEREAS, the requested variations will not increase the hazard from fire and other dangers to the Subject Property, as the proposed construction will comply with all applicable building and fire protection codes; and

WHEREAS, there is no evidence that the requested variations will diminish the taxable value of land and buildings throughout the Village, and the taxable value of the Subject Property may be increased because of the proposed improvements; and

WHEREAS, the proposed construction will not contribute to congestion on the public streets, as the property will continue to be used for single family residential purposes; and

WHEREAS, there is no evidence that the requested variations will otherwise impair the public health, safety, comfort, morals, and welfare of the inhabitants of the Village; and

WHEREAS, the requested variations are in harmony with the general purpose and intent of the Winnetka Zoning Ordinance, in that they allow the renovation, restoration and rehabilitation of a structurally sound existing building while maintaining the existing scale and appearance of the community, protecting established trees and landscaping, and reducing the amount of impermeable surface and roofed lot coverage; and

WHEREAS, this Ordinance has been placed on the Village Council's agenda and made available for public inspection at Village Hall and on the Village's web site, in accordance with Sections 2.04.040 and 2.16.040 of the Winnetka Village Code and applicable law.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: The foregoing recitals are hereby incorporated as the findings of the Council of the Village of Winnetka, as if fully set forth herein.

SECTION 2: Subject to the requirements of Section 3, below, the Subject Property, commonly known as 352 Linden Street and located in the R-3 Single-Family Residential District provided in Chapter 17.20 of the Winnetka Zoning Ordinance, Title 17 of the Winnetka Village Code, is hereby granted the following variations from the Lot, Space, Bulk and Yard Regulations for Single Family Residential Districts established by Chapter 17.30 of the Zoning Ordinance: (a) a variation from the rear yard setback requirements of Section 17.30.070, to allow a rear yard setback of 6.3 feet, whereas a minimum of 19.05 feet is required, resulting in a variation of 12.75 feet (66.93%); (b) a variation from the limitations on the width of garages under Section 17.30.110, to permit a front-facing garage to be 22.3 feet wide, whereas a maximum width of 22 feet is permitted, resulting in a variation of 0.3 feet (1.35%); and (c) a variation from the garage door width limitations of Section 17.30.110 to allow a front-facing garage door with a width of 9.83 feet, whereas the maximum allowable width is 9 feet, resulting in a variation of 0.83 feet (9.22%); all of said variations being requested to allow the construction of a mud room addition that will convert the existing, three-bay, detached garage into a two-bay, attached garage with mud room connection to the existing house on the Subject Property, in accordance with the plans and elevations submitted with the application for variations.

SECTION 3: The variations granted herein are conditioned upon the commencement of the proposed construction within 12 months after the effective date of this Ordinance.

SECTION 4: This Ordinance is passed by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

[Remainder of this page intentionally left blank.]

SECTION 5: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

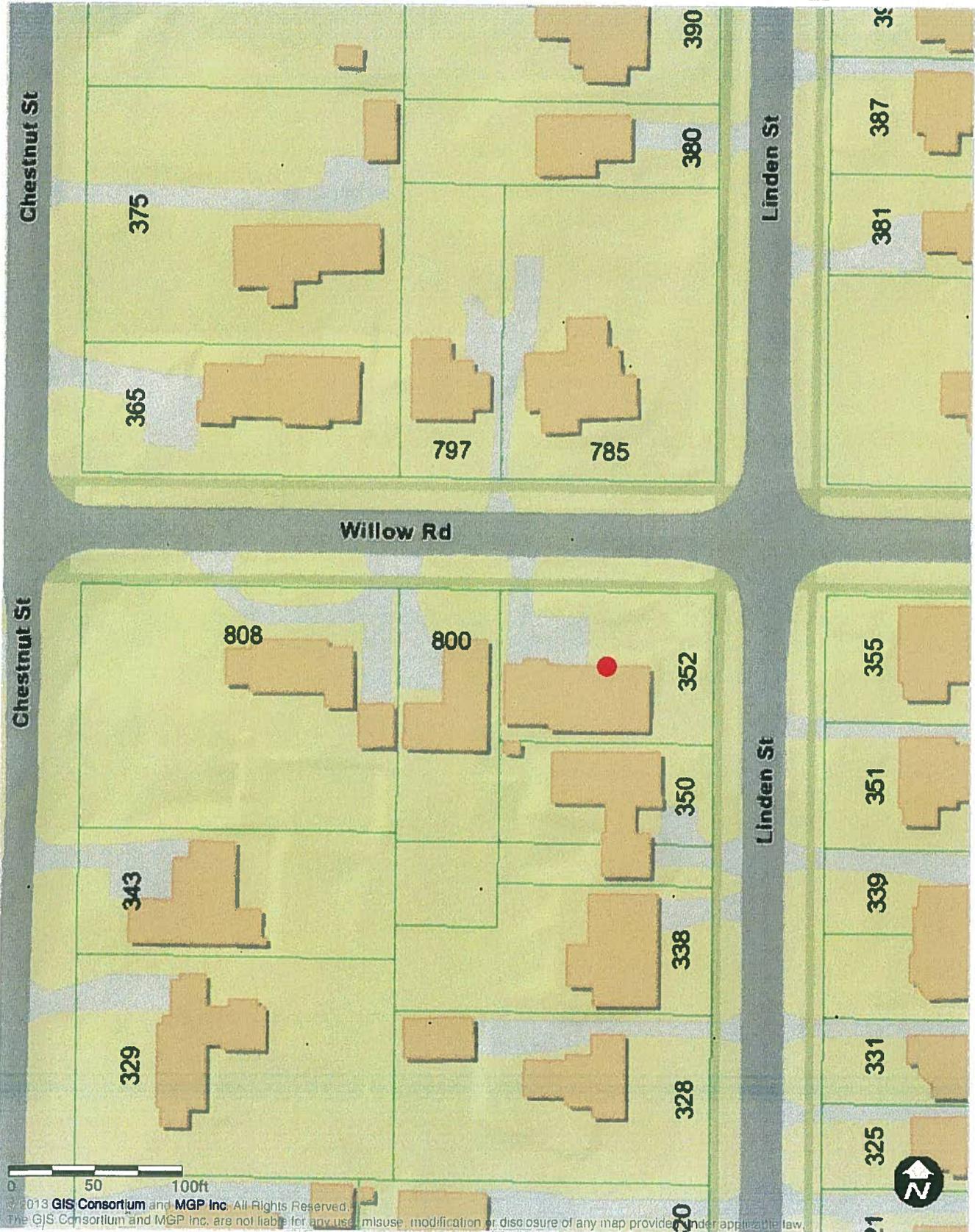
Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013

Passed and Approved: December 3, 2013





Agenda Item Executive Summary

Title: M-16-2013 - GO Bond Series 2014 (Stormwater) - Amend and Adopt

Presenter: Edward F. McKee, Finance Director

Agenda Date: 12/03/2013

Consent: YES NO

- | | |
|-------------------------------------|-------------------------|
| <input checked="" type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | Bid Authorization/Award |
| <input type="checkbox"/> | Policy Direction |
| <input type="checkbox"/> | Informational Only |

Item History:

- October 15, 2013 - Council Meeting - Agenda Packet, pp. 29 - 179
- Agenda pp. 29 - 32 - Executive Summary and Agenda Report
 - Agenda pp. 33 - 81 - Ordinance M-15-2013 (Series 2013)
 - Agenda pp. 82 - 130 - Ordinance M-16-2013 (Series 2014)
 - Agenda pp. 131 - 179 - Preliminary Official Statement

Executive Summary:

Ordinance M-16-2013 authorizes the issuance of \$9,500,000 in bank qualified general obligation bonds ("Series 2014 Bonds"). The Ordinance was introduced at the October 15, 2013, Council meeting, along with Ordinance M-15-2013, which authorized the issuance of \$9,000,000 in bank qualified general obligation bonds ("Series 2013 Bonds"). As was the case with the Series 2013 Bonds, which closed on November 20, 2013, the Series 2014 Bonds are being issued to provide financing for some of the proposed improvements to the Village's stormwater management facilities. They are also being issued pursuant to the Village's home rule powers, and thus do not require prior approval by referendum.

To provide flexibility in the event project delays or changes prevent the expenditure of the bond proceeds on the stormwater projects, Section 9B has been added at page 12 of Ordinance M-16-2013, to provide for an optional early redemption in 2017, at a price of 103% of par, plus interest. The rest of the Ordinance is as introduced on October 15th, as such details as the rates and maturity schedules are dependent on the terms of the sale.

The bond sale is scheduled to occur during the day on Tuesday, December 3rd. The sale will be conducted on the Village's behalf by Speer Financial, Inc., and Chapman & Cutler will then prepare the final text of the Ordinance, which will be distributed to the Council at the time of the December 3rd Council meeting. It will therefore be necessary to vote to amend Ordinance M-16-2013 before voting to pass it. The closing on the sale of the Series 2014 Bonds is currently scheduled for January 7, 2014.

Recommendation / Suggested Action:

- 1) Consider a motion to amend Ordinance M-16-2013, as submitted by bond counsel, to provide for the early redemption and to reflect the terms of the sale of the Series 2014 Bonds.
- 2) Consider a motion to pass Ordinance M-16-2013, titled "AN ORDINANCE providing for the issuance of \$9,500,000* General Obligation Bonds, Series 2014, of the Village of Winnetka, Cook County, Illinois, for the financing of certain improvements to the stormwater system of the Village, and providing for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds."

Attachments:

Ordinance M-16-2013 - AN ORDINANCE providing for the issuance of \$9,500,000* General Obligation Bonds, Series 2014, of the Village of Winnetka, Cook County, Illinois, for the financing of certain improvements to the stormwater system of the Village, and providing for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds.

Exhibit A to Ordinance M-16-2013 - Continuing Disclosure Undertaking for the Purpose of Providing Continuing Disclosure Information Under Section (B)(5) of Rule 15c2-12

ORDINANCE NUMBER M-16-2013

AN ORDINANCE providing for the issuance of \$9,500,000* General Obligation Bonds, Series 2014, of the Village of Winnetka, Cook County, Illinois, for the financing of certain improvements to the stormwater system of the Village, and providing for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds.

Enacted by the President and Board of Trustees of the Village of Winnetka on the ___ day of _____ 2013.

Published in Pamphlet Form by Authority of the President and Board of Trustees of the Village of Winnetka on the ___ day of _____ 2013.

* Preliminary, subject to change.

October 15, 2013

M-16-2013

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LIST OF EXHIBITS

A—CONTINUING DISCLOSURE UNDERTAKING

ORDINANCE NUMBER M-16-2013

AN ORDINANCE providing for the issuance of \$9,500,000^{*} General Obligation Bonds, Series 2014, of the Village of Winnetka, Cook County, Illinois, for the financing of certain improvements to the stormwater system of the Village, and providing for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds.

PREAMBLES

WHEREAS

A. The Village of Winnetka, Cook County, Illinois (the “*Village*”), pursuant to a referendum held on April 5, 2005, and pursuant to the provisions of the 1970 Constitution of the State of Illinois and particularly Article VII, Section 6(a) thereof, is a home rule unit and as such may exercise any power or perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt.

B. Pursuant to the home rule provisions of Section 6, the Village has the power to incur debt payable from ad valorem property tax receipts or from any other lawful source and maturing within 40 years from the time it is incurred without prior referendum approval.

C. The Council of the Village, consisting of the President and Board of Trustees (the “*Corporate Authorities*”) has previously considered the needs of the Village and has determined and does hereby determine that it is advisable, necessary and in the best interests of the Village to finance certain improvements relating to the Village’s stormwater system (the “*Project*”).

D. The Corporate Authorities have determined the total cost of the Project and costs and expenses incidental thereto, including in such costs and expenses all items of cost permitted under the home rule powers of the Village, and without limitation, costs of issuance of bonds,

* Preliminary, subject to change.

capitalized interest, and reserves, to be not less than \$_____; and there are not moneys of the Village on hand and available for the purpose of providing for the payment of such costs.

E. This Ordinance has been placed on the agenda of the Corporate Authorities and made available for public inspection at Village Hall and on the Village's website, in accordance with Sections 2.04.040 and 2.16.040 of the Winnetka Village Code and applicable law.

NOW THEREFORE Be It Ordained by the President and Board of Trustees of the Village of Winnetka, Cook County, Illinois, in the exercise of its home rule powers, as follows:

Section 1. Definitions. Words and terms used in this Ordinance shall have the meanings given them, unless the context or use clearly indicates another or different meaning is intended. Words and terms defined in the singular may be used in the plural and vice-versa. Reference to any gender shall be deemed to include the other and also inanimate persons such as corporations, where applicable.

A. The following words and terms are as defined in the preambles.

Corporate Authorities

Project

Village

B. The following words and terms are defined as set forth.

“Act” means the Illinois Municipal Code, as supplemented and amended, as supplemented by the Local Government Debt Reform Act, and as further supplemented by the home rule powers of the Village under Section 6 of Article VII of the Illinois Constitution of 1970; and in the event of conflict between the provisions of the code and home rule powers, the home rule powers shall be deemed to supersede the provisions of the code.

“Ad Valorem Property Taxes” means the real property taxes levied to pay the Bonds as described and levied in (Section 13 of) this Ordinance.

“Bond Counsel” means Chapman and Cutler LLP, Chicago, Illinois.

“Bond Fund” means the Bond Fund established and defined in (Section 17 of) this Ordinance.

“Bond Moneys” means the Ad Valorem Property Taxes and any other moneys deposited into the Bond Fund and investment income held in the Bond Fund.

“Bond Purchase Agreement” means the contract for the sale of the Bonds by and between the Village and the Purchaser, as evidenced by the executed Official Bid Form, in response to an Official Notice of Sale given by the Village in connection with the public competitive sale of the Bonds.

“Bond Register” means the books of the Village kept by the Bond Registrar to evidence the registration and transfer of the Bonds.

“Bond Registrar” means Amalgamated Bank of Chicago, or successor thereto, as bond registrar and paying agent for the Bonds, which bond registrar is a bank or trust company routinely in the business of providing such services and with a banking or corporate trust office currently located in the City of Chicago, Illinois.

“Bonds” means the \$_____ General Obligation Bonds, Series 2014 authorized to be issued by this Ordinance.

“Book Entry Form” means the form of the Bonds as fully registered and available in physical form only to the Depository.

“Code” means the Internal Revenue Code of 1986, as amended.

“*Continuing Disclosure Undertaking*” means the undertaking by the Village for the benefit of the Purchaser as authorized in (Section 16 of) this Ordinance and substantially in the form as attached hereto as *Exhibit A*.

“*County*” means The County of Cook, Illinois.

“*County Clerk*” means the County Clerk of the County.

“*Depository*” means The Depository Trust Company, a limited purpose trust company organized under the laws of the State of New York, its successors, or a successor depository qualified to clear securities under applicable state and federal laws.

“*Ordinance*” means this Ordinance, numbered as set forth on the title page, and passed by the Corporate Authorities on the 3rd day of December 2013.

“*Purchase Price*” means the purchase price of the Bonds, to-wit: \$_____ (being equal to the par amount of the Bonds, plus original issue premium in the amount of \$_____ and net of an underwriter’s discount of \$_____), plus accrued interest to the date of delivery, if any.

“*Purchaser*” means the purchaser of the Bonds, as the winning bidder at competitive sale, namely, _____.

“*Record Date*” means the first day of the month of any interest payment date.

“*Tax-exempt*” means the status of interest paid and received thereon as excludable from gross income of the owners thereof for federal income tax purposes and as not included as an item of tax preference in computing the alternative minimum tax for individuals and corporations under the Code, but as taken into account in computing an adjustment used in determining the federal alternative minimum tax for certain corporations.

C. Definitions also appear in the above preambles or in specific sections, as appearing below. The table of contents preceding and the headings in this Ordinance are for the convenience of the reader and are not a part of this Ordinance.

Section 2. Incorporation of Preambles. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this Ordinance are true, correct and complete and do incorporate them into this Ordinance by this reference.

Section 3. Determination To Issue Bonds. It is necessary and in the best interests of the Village to provide for the Project, to pay all necessary or advisable related costs, and to borrow money and issue the Bonds for the purpose of paying a part of such costs. It is hereby found and determined that such borrowing of money is for a proper public purpose or purposes and is in the public interest, and is authorized pursuant to the Act; and these findings and determinations shall be deemed conclusive.

Section 4. Bond Details. There shall be issued and sold the Bonds in the aggregate principal amount of \$_____. The Bonds shall each be designated “*General Obligation Bond, Series 2014*”; be dated the date of delivery thereof (the “*Dated Date*”); and shall also bear the date of authentication thereof. The Bonds shall be fully registered and in Book Entry Form, shall be in denominations of \$5,000 or integral multiples thereof (but no single Bond shall represent principal maturing on more than one date), and shall be numbered consecutively from one (1) upwards in such fashion as shall be determined by the Bond Registrar. The Bonds shall become due (subject to right of prior redemption) and payable serially on December 15 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

YEAR	AMOUNT (\$)	RATE
2020		
2021		
2022		
2023		
****	****	****
2039		
2040		
2041		
2042		
2043		

Each Bond shall bear interest from the later of its Dated Date as herein provided or from the most recent interest payment date to which interest has been paid or duly provided for, until the principal amount of such Bond is paid or duly provided for, such interest (computed upon the basis of a 360-day year of twelve 30-day months) being payable on June 15 and December 15 of each year, commencing on June 15, 2014. Interest on each Bond shall be paid by check or draft of the Bond Registrar, payable upon presentation thereof in lawful money of the United States of America, to the person in whose name such Bond is registered at the close of business on the applicable Record Date and mailed to the registered owner of the Bond as shown in the Bond Register or at such other address furnished in writing by such Registered Owner, or as otherwise may be agreed with the Depository for so long as the Depository is the registered owner as of a given Record Date. The principal of or redemption price of the Bonds shall be payable in lawful money of the United States of America upon presentation thereof at the office of the Bond Registrar maintained for the purpose, located in the Chicago, Illinois, or at successor Bond Registrar or locality.

Section 5. Registration of Bonds; Persons Treated as Owners. The Village shall cause books (the “Bond Register” as defined) for the registration and for the transfer of the Bonds as provided in this Ordinance to be kept at the office of the Bond Registrar maintained for such purpose, which is hereby constituted and appointed the registrar of the Village for the Bonds.

The Village shall prepare, and the Bond Registrar or such other agent as the Village may designate shall keep custody of, multiple Bond blanks executed by the Village for use in the transfer and exchange of Bonds. Subject to the provisions of this Ordinance relating to the Bonds in Book Entry Form, any Bond may be transferred or exchanged, but only in the manner, subject to the limitations, and upon payment of the charges as set forth in this Ordinance. Upon surrender for transfer or exchange of any Bond at the office of the Bond Registrar maintained for the purpose, duly endorsed by or accompanied by a written instrument or instruments of transfer or exchange in form satisfactory to the Bond Registrar and duly executed by the registered owner or an attorney for such owner duly authorized in writing, the Village shall execute and the Bond Registrar shall authenticate, date and deliver in the name of the transferee or transferees or, in the case of an exchange, the registered owner, a new fully registered Bond or Bonds of like tenor, of the same maturity, bearing the same interest rate, of authorized denominations, for a like aggregate principal amount. The Bond Registrar shall not be required to transfer or exchange any Bond during the period from the close of business on the Record Date for an interest payment to the opening of business on such interest payment date. The execution by the Village of any fully registered Bond shall constitute full and due authorization of such Bond, and the Bond Registrar shall thereby be authorized to authenticate, date and deliver such Bond; *provided, however*, the principal amount of Bonds of each maturity authenticated by the Bond Registrar shall not at any one time exceed the authorized principal amount of Bonds for such maturity less the amount of such Bonds which have been paid. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of the principal of or interest on any Bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid. No service charge shall be made to any registered owner of Bonds for any transfer or exchange of

Bonds, but the Village or the Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer or exchange of Bonds.

Section 6. Book Entry Provisions. The Bonds shall be initially issued in the form of a separate single fully registered Bond for each maturity bearing the same interest rate. Upon initial issuance, the ownership of each such Bond shall be registered in the Bond Register in the name of the Depository or a designee or nominee of the Depository (such depository or nominee being the “*Book Entry Owner*”). Except as otherwise expressly provided, all of the outstanding Bonds from time to time shall be registered in the Bond Register in the name of the Book Entry Owner (and accordingly in Book Entry Form as such term is used in this Ordinance). Any Village officer, as representative of the Village, is hereby authorized, empowered, and directed to execute and deliver or utilize a previously executed and delivered Letter of Representations or Blanket Letter of Representations (either being the “*Letter of Representations*”) substantially in the form common in the industry, or with such changes therein as the officer executing the Letter of Representations on behalf of the Village shall approve, his or her execution thereof to constitute conclusive evidence of approval of such changes, as shall be necessary to effectuate Book Entry Form. Without limiting the generality of the authority given with respect to entering into such Letter of Representations, it may contain provisions relating to (a) payment procedures, (b) transfers of the Bonds or of beneficial interests therein, (c) redemption notices and procedures unique to the Depository, (d) additional notices or communications, and (e) amendment from time to time to conform with changing customs and practices with respect to securities industry transfer and payment practices. With respect to Bonds registered in the Bond Register in the name of the Book Entry Owner, none of the Village, any Village officer, or the Bond Registrar shall have any responsibility or obligation to any broker-dealer, bank, or other financial institution for which the Depository holds Bonds from time to time as securities depository (each

such broker-dealer, bank, or other financial institution being referred to herein as a “*Depository Participant*”) or to any person on behalf of whom such a Depository Participant holds an interest in the Bonds. Without limiting the meaning of the immediately preceding sentence, the Village, any Village officer, and the Bond Registrar shall have no responsibility or obligation with respect to (a) the accuracy of the records of the Depository, the Book Entry Owner, or any Depository Participant with respect to any ownership interest in the Bonds, (b) the delivery to any Depository Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register or as otherwise expressly provided in the Letter of Representations, of any notice with respect to the Bonds, including any notice of redemption, or (c) the payment to any Depository Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any amount with respect to principal of or interest on the Bonds. No person other than a registered owner of a Bond as shown in the Bond Register shall receive a Bond certificate with respect to any Bond. In the event that (a) the Village determines that the Depository is incapable of discharging its responsibilities described herein and in the Letter of Representations, (b) the agreement among the Village, the Bond Registrar, and the Depository evidenced by the Letter of Representations shall be terminated for any reason, or (c) the Village determines that it is in the best interests of the Village or of the beneficial owners of the Bonds either that they be able to obtain certificated Bonds or that another depository is preferable, the Village shall notify the Depository and the Depository shall notify the Depository Participants of the availability of Bond certificates, and the Bonds shall no longer be restricted to being registered in the Bond Register in the name of the Book Entry Owner. Alternatively, at such time, the Village may determine that the Bonds shall be registered in the name of and deposited with a successor depository operating a system accommodating Book Entry Form, as may be acceptable to the Village, or such depository’s agent or designee, but if the Village does not select such alternate

book entry system, then the Bonds shall be registered in whatever name or names registered owners of Bonds transferring or exchanging Bonds shall designate, in accordance with the provisions of this Ordinance.

Section 7. Execution; Authentication. The Bonds shall be executed on behalf of the Village by the manual or duly authorized facsimile signature of its President and attested by the manual or duly authorized facsimile signature of its Village Clerk, as they may determine, and shall be impressed or imprinted with the corporate seal or facsimile seal of the Village. In case any such officer whose signature shall appear on any Bond shall cease to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. All Bonds shall have thereon a certificate of authentication, substantially in the form provided, duly executed by the Bond Registrar as authenticating agent of the Village and showing the date of authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this Ordinance unless and until such certificate of authentication shall have been duly executed by the Bond Registrar by manual signature, and such certificate of authentication upon any such Bond shall be conclusive evidence that such Bond has been authenticated and delivered under this Ordinance.

Section 8. Term Bonds; Mandatory Redemption. The Bonds due on December 15 of the years 20__, 20__ and 20__ are Term Bonds and are subject to mandatory redemption by operation of the Bond Fund at a price of par and accrued interest, without premium, on December 15 of the years and in the amounts as follows:

FOR THE TERM BONDS DUE DECEMBER 15, 20__:

YEAR	REDEMPTION AMOUNT (\$)
------	---------------------------

with \$_____ remaining to be paid at maturity in 20__.

FOR THE TERM BONDS DUE DECEMBER 15, 20__:

YEAR	REDEMPTION AMOUNT (\$)
------	---------------------------

with \$_____ remaining to be paid at maturity in 20__.

FOR THE TERM BONDS DUE DECEMBER 15, 20__:

YEAR	REDEMPTION AMOUNT (\$)
------	---------------------------

with \$_____ remaining to be paid at maturity in 20__.

Those of the Bonds denominated Term Bonds shall be subject to mandatory redemption by operation of the Bond Fund at a price of par and accrued interest, without premium, on December 15 of the years and in the amounts set forth for same. The Village covenants that it will redeem Term Bonds pursuant to the mandatory redemption requirement for such Term Bonds. Proper provision for mandatory redemption having been made, the Village covenants that the Term Bonds so selected for redemption shall be payable as at maturity. If the Village redeems pursuant to optional redemption as provided for the Bonds or purchases Term Bonds of any maturity and cancels the same from Bond Moneys as hereinafter described, then an amount equal to the principal amount of Term Bonds so redeemed or purchased shall be deducted from

the mandatory redemption requirements provided for Term Bonds of such maturity, first, in the current year of such requirement, until the requirement for the current year has been fully met, and then in any order of such Term Bonds as due at maturity or subject to mandatory redemption in any year, as the Village shall determine. If the Village redeems pursuant to optional redemption or purchases Term Bonds of any maturity and cancels the same from moneys other than Bond Moneys, then an amount equal to the principal amount of Term Bonds so redeemed or purchased shall be deducted from the amount of such Term Bonds as due at maturity or subject to mandatory redemption requirement in any year, as the Village shall determine.

Section 9. Optional Redemption.

A. Optional Redemption at Par. The Bonds due on and after December 15, 2022 are subject to redemption prior to maturity at the option of the Village, from any available funds, in whole or in part, on any date on or after December 15, 2021, and if in part, in any order of maturity, as selected by the Village, and if less than an entire maturity, in integral multiples of \$5,000, selected by lot by the Bond Registrar as hereinafter provided, and as applicable to any mandatory redemption requirement of Term Bonds, if any, as the Village shall determine, at the redemption price of par plus accrued interest to the date fixed for redemption.

B. Extraordinary Optional Redemption. In the event the Project does not proceed, the Bonds due on and after December 15, 2039 are subject to redemption prior to maturity at the option of the Village, from any available funds, in whole or in part, on any date on or after December 15, 2017, at a price of 103.00% of par, and accrued interest to the date fixed for redemption. If less than all of the Bonds are redeemed pursuant to this Section 9(B), said Bonds shall be redeemed in such principal amounts in any order

of maturity, as selected by the Village, and if less than an entire maturity, in integral multiples of \$5,000, selected by lot by the Bond Registrar as hereinafter provided.

Section 10. Redemption Procedure. Bonds subject to redemption shall be identified, notice given, and paid and redeemed pursuant to the procedures as follows:

A. *Notice to Registrar.* For a mandatory redemption, the Bond Registrar shall proceed to redeem Bonds without any further order or direction from the Village whatsoever. For an optional redemption, the Village shall, at least 45 days prior to a redemption date (unless a shorter time period shall be satisfactory to the Bond Registrar), notify the Bond Registrar of such redemption date and of the maturities and principal amounts of Bonds to be redeemed, and, if Term Bonds are to be redeemed, the application of the amount redeemed to the mandatory redemption schedule for such Term Bonds.

B. *Selection of Bonds within a Maturity.* For purposes of any redemption of less than all of the Bonds of a single maturity, the particular Bonds or portions of Bonds to be redeemed shall be selected by lot by the Bond Registrar for the Bonds of such series and maturity by such method of lottery as the Bond Registrar shall deem fair and appropriate; *provided*, that such lottery shall provide for the selection for redemption of Bonds or portions thereof so that any \$5,000 Bond or \$5,000 portion of a Bond shall be as likely to be called for redemption as any other such \$5,000 Bond or \$5,000 portion. The Bond Registrar shall make such selection upon the earlier of the irrevocable receipt of funds sufficient to pay the redemption price of the Bonds to be redeemed or the time of the giving of official notice of redemption.

C. *Official Notice of Redemption.* The Bond Registrar shall promptly notify the Village in writing of the Bonds or portions of Bonds selected for redemption and, in

the case of any Bond selected for partial redemption, the principal amount thereof to be redeemed. Unless waived by the registered owner of Bonds to be redeemed, official notice of any such redemption shall be given by the Bond Registrar on behalf of the Village by mailing the redemption notice by first class U.S. mail not less than 30 days and not more than 60 days prior to the date fixed for redemption to each registered owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register or at such other address as is furnished in writing by such registered owner to the Bond Registrar. All official notices of redemption shall include the name of the Bonds and at least the information as follows:

- (1) the redemption date;
- (2) the redemption price;
- (3) if less than all of the outstanding Bonds of a particular maturity are to be redeemed, the identification (and, in the case of partial redemption of Bonds within such maturity, the respective principal amounts) of the Bonds to be redeemed;
- (4) a statement that on the redemption date the redemption price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after said date; and
- (5) the place where such Bonds are to be surrendered for payment of the redemption price, which place of payment shall be the office of the Bond Registrar maintained for that purpose.

D. Conditional Redemption. Unless moneys sufficient to pay the redemption price of the Bonds to be redeemed shall have been received by the Bond Registrar prior to

the giving of such notice of redemption, such notice may, at the option of the Village, state that said redemption shall be conditional upon the receipt of such moneys by the Bond Registrar on or prior to the date fixed for redemption. If such moneys are not received, such notice shall be of no force and effect, the Village shall not redeem such Bonds, and the Bond Registrar shall give notice, in the same manner in which the notice of redemption was given, that such moneys were not so received and that such Bonds will not be redeemed.

E. Bonds Shall Become Due. Subject to the stated condition in paragraph (D) immediately preceding, official notice of redemption having been given as described, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the Village shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with said notice, such Bonds shall be paid by the Bond Registrar at the redemption price. The procedure for the payment of interest due as part of the redemption price shall be as herein provided for payment of interest otherwise due.

F. Insufficiency in Notice Not Affecting Other Bonds; Failure to Receive Notice; Waiver. Neither the failure to mail such redemption notice, nor any defect in any notice so mailed, to any particular registered owner of a Bond, shall affect the sufficiency of such notice with respect to other registered owners. Notice having been properly given, failure of a registered owner of a Bond to receive such notice shall not be deemed to invalidate, limit or delay the effect of the notice or redemption action described in the notice. Such notice may be waived in writing by a registered owner of a Bond entitled to receive such notice, either before or after the event, and such waiver shall be the

equivalent of such notice. Waivers of notice by registered owners shall be filed with the Bond Registrar, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver. *In lieu of the foregoing official notice, so long as the Bonds are held in Book Entry Form, notice may be given as provided in the Representations Letter, and the giving of such notice shall constitute a waiver by the Depository and the Book Entry Owner, as registered owner, of the foregoing notice.*

G. New Bond in Amount Not Redeemed. Upon surrender for any partial redemption of any Bond, there shall be prepared for the registered owner a new Bond or Bonds of like tenor, of authorized denominations, of the same maturity, and bearing the same rate of interest in the amount of the unpaid principal.

H. Effect of Nonpayment upon Redemption. If any Bond or portion of Bond called for redemption shall not be so paid upon surrender thereof for redemption, the principal shall, until paid or duly provided for, bear interest from the redemption date at the rate borne by the Bond or portion of Bond so called for redemption.

I. Bonds to Be Cancelled; Payment to Identify Bonds. All Bonds which have been redeemed shall be cancelled and destroyed by the Bond Registrar and shall not be reissued. Upon the payment of the redemption price of Bonds being redeemed, each check or other transfer of funds issued for such purpose shall bear the CUSIP number identifying, by issue and maturity, the Bonds being redeemed with the proceeds of such check or other transfer.

J. Additional Notice. The Village agrees to provide such additional notice of redemption as it may deem advisable at such time as it determines to redeem Bonds, taking into account any requirements or guidance of the Securities and Exchange Commission, the Municipal Securities Rulemaking Board, the Government Accounting

Standards Board, or any other federal or state agency having jurisdiction or authority in such matters; *provided, however*, that such additional notice (1) shall be advisory in nature, (2) shall be solely in the discretion of the Village, and (3) shall not be a condition precedent of a valid redemption or a part of the Bond contract and *provided further* that any failure or defect in such notice shall not delay or invalidate the redemption of Bonds for which proper official notice shall have been given. Reference is also made to the provisions of the Continuing Disclosure Undertaking of the Village with respect to the Bonds, which may contain other provisions relating to notice of redemption of Bonds.

K. Bond Registrar to Advise Village. As part of its duties hereunder, the Bond Registrar shall prepare and forward to the Village a statement as to notices given with respect to each redemption together with copies of the notices as mailed.

Section 11. Form of Bonds. The Bonds shall be in substantially the form hereinafter set forth; *provided, however*, that if the text of the Bonds is to be printed in its entirety on the front side of the Bonds, then the second paragraph on the front side and the legend “See Reverse Side for Additional Provisions” shall be omitted and the text of paragraphs set forth for the reverse side shall be inserted immediately after the first paragraph.

maintained by the Bond Registrar at the close of business on the applicable Record Date. The Record Date shall be the first day of the month of any interest payment date. Interest shall be paid by check or draft of the Bond Registrar, payable upon presentation in lawful money of the United States of America, mailed to the address of such Registered Owner as it appears on such registration books, or at such other address furnished in writing by such Registered Owner to the Bond Registrar, or as otherwise agreed by the Village and the Bond Registrar for so long as this Bond is held by a qualified securities clearing corporation as depository, or nominee, in Book Entry Form as provided for same.

Reference is hereby made to the further provisions of this Bond set forth on the reverse hereof, and such further provisions shall for all purposes have the same effect as if set forth at this place.

It is hereby certified and recited that all conditions, acts and things required by the constitution and laws of the State of Illinois to exist or to be done precedent to and in the issuance of this Bond, including the authorizing act, have existed and have been properly done, happened, and been performed in regular and due form and time as required by law; that the indebtedness of the Village, represented by the Bonds, and including all other indebtedness of the Village, howsoever evidenced or incurred, does not exceed any constitutional or statutory or other lawful limitation; and that provision has been made for the collection of a direct annual tax, in addition to all other taxes, on all of the taxable property in the Village sufficient to pay the interest hereon as the same falls due and also to pay and discharge the principal hereof at maturity.

This Bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been signed by the Bond Registrar.

IN WITNESS WHEREOF the Village of Winnetka, Cook County, Illinois, by its Council, has caused this Bond to be executed by the manual or duly authorized facsimile signature of its President and attested by the manual or duly authorized facsimile signature of its Village Clerk and its corporate seal or a facsimile thereof to be impressed or reproduced hereon, all as appearing hereon and as of the Dated Date identified above.

President, Village of Winnetka
Cook County, Illinois

ATTEST:

Village Clerk, Village of Winnetka
Cook County, Illinois

[SEAL]

[FORM OF AUTHENTICATION]

CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds described in the within-mentioned Ordinance and is one of the General Obligation Bonds, Series 2014, having a Dated Date of _____, 2014, of the Village of Winnetka, Cook County, Illinois.

AMALGAMATED BANK OF CHICAGO
Chicago, Illinois
as Bond Registrar

Date of Authentication: _____, 2014

By _____
Authorized Officer

[FORM OF BONDS - REVERSE SIDE]

This bond is one of a series of bonds (the “*Bonds*”) in the aggregate principal amount of \$_____ issued by the Village for the purpose of paying a part of the costs of the Project, as defined in the hereinafter defined Ordinance, and of paying expenses incidental thereto, all as described and defined in the bond ordinance of the Village (Ordinance Number M-16-2013), passed by the Council thereof on the 3rd day of December 2013, authorizing the Bonds (the “*Ordinance*”), pursuant to and in all respects in compliance with the applicable provisions of the Illinois Municipal Code, as supplemented and amended, as supplemented by the Local Government Debt Reform Act, as amended, and as further supplemented and, where necessary, superseded, by the powers of the Village as a home rule unit under the provisions of Section 6 of Article VII of the Illinois Constitution of 1970, (collectively, the “*Act*”), and with the Ordinance, which has been duly approved by the President, and published, in all respects as by law required.

This Bond is subject to provisions relating to redemption and terms and notice of redemption, registration, transfer, and exchange and such other terms and provisions relating to security and payment as are set forth in the Ordinance, to which reference is hereby expressly made, and to all the terms of which the registered owner hereof is hereby notified and shall be subject.

The Village and the Bond Registrar may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes, and neither the Village nor the Bond Registrar shall be affected by any notice to the contrary.

THE VILLAGE HAS DESIGNATED THIS BOND AS A “QUALIFIED TAX-EXEMPT OBLIGATION” PURSUANT TO SECTION 265(B)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

[FORM OF ASSIGNMENT]

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

Here insert Social Security Number,
Employer Identification Number or
other Identifying Number

(Name and Address of Assignee)

the within Bond and does hereby irrevocably constitute and appoint

as attorney to transfer the said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Signature guaranteed: _____

NOTICE: The signature to this transfer and assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Section 12. Security for the Bonds. The Bonds are a general obligation of the Village, for which the full faith and credit of the Village are irrevocably pledged, and are payable from the levy of the Ad Valorem Property Taxes on all of the taxable property in the Village, without limitation as to rate or amount. It is the current intent of the Village to provide for the payment of principal and interest on the Bonds from certain fees and revenues from the stormwater system of the Village, and to then abate the Ad Valorem Property Taxes accordingly, as set forth in (Section 13 of) this Ordinance.

Section 13. Tax Levy; Abatements. For the purpose of providing funds required to pay the interest on the Bonds promptly when and as the same falls due, and to pay and discharge the principal thereof at maturity, *there is hereby levied upon all of the taxable property within the Village, in the years for which any of the Bonds are outstanding, a direct annual tax sufficient for that purpose;* and there is hereby levied on all of the taxable property in the Village, in addition to all other taxes, the following direct annual taxes (the “*Ad Valorem Property Taxes*”):

FOR THE YEAR		A TAX SUFFICIENT TO PRODUCE THE DOLLAR (\$) SUM OF:
2013	\$	for interest up to and including December 15, 2014
2014	\$	for interest and principal
2015	\$	for interest and principal
2016	\$	for interest and principal
2017	\$	for interest and principal
2018	\$	for interest and principal
2019	\$	for interest and principal
2020	\$	for interest and principal
2021	\$	for interest and principal
2022	\$	for interest and principal
2023	\$	for interest and principal
2024	\$	for interest and principal
2025	\$	for interest and principal
2026	\$	for interest and principal
2027	\$	for interest and principal
2028	\$	for interest and principal
2029	\$	for interest and principal
2030	\$	for interest and principal
2031	\$	for interest and principal
2032	\$	for interest and principal
2033	\$	for interest and principal
2034	\$	for interest and principal
2035	\$	for interest and principal
2036	\$	for interest and principal
2037	\$	for interest and principal
2038	\$	for interest and principal
2039	\$	for interest and principal
2040	\$	for interest and principal
2041	\$	for interest and principal
2042	\$	for interest and principal

The Ad Valorem Property Taxes and other moneys on deposit (collectively, the “*Bond Moneys*”) in the Bond Fund shall be applied to pay principal of and interest on the Bonds as follows:

(i) Bond Moneys shall be applied to the payment of interest when due and principal or redemption price when due at maturity or as redeemed pursuant to mandatory redemption from the Bond Fund, or

(ii) In each calendar year preceding a December 15 mandatory redemption date in such calendar year, Bond Moneys up to the amount of the redemption requirement on such mandatory redemption date plus interest due on Term Bonds on such date may be applied (a) to the purchase of Term Bonds of the maturity for which such mandatory redemption requirement was established at prices (including commissions and charges, if any) not exceeding par and accrued interest to such December 1 or (b) to the redemption of such Bonds, without premium, pursuant to optional redemption provisions applicable thereto. Upon the purchase or redemption of Term Bonds of any maturity pursuant to this paragraph (ii), an amount equal to the principal amount of such Bonds or applicable portion thereof so purchased or redeemed shall be deducted from the next mandatory redemption requirement thereafter to become due on such Bonds and any excess over the amount of such requirement shall be deducted from the future requirement for such Bonds as the Village shall determine.

Interest or principal coming due at any time when there are insufficient funds on hand from the Ad Valorem Property Taxes to pay the same shall be paid promptly when due from current funds on hand in advance of the collection of the Ad Valorem Property Taxes herein levied; and when the Ad Valorem Property Taxes shall have been collected, reimbursement shall be made to said funds in the amount so advanced. The Village covenants and agrees with the purchasers and registered owners of the Bonds that so long as any of the Bonds remain outstanding the Village

will take no action or fail to take any action which in any way would adversely affect the ability of the Village to levy and collect the Ad Valorem Property Taxes. The Village and its officers will comply with all present and future applicable laws in order to assure that the Ad Valorem Property Taxes may lawfully be levied, extended, and collected as provided herein. In the event that funds from any other lawful source are made available for the purpose of paying any principal of or interest on the Bonds so as to enable the abatement of the taxes levied herein for the payment of same, the Corporate Authorities shall, by proper proceedings, direct the transfer of such funds to the Bond Fund, and shall then direct the abatement of the taxes by the amount so deposited. The Village covenants and agrees that it will not direct the abatement of taxes until money has been deposited into the Bond Fund in the amount of such abatement. A certified copy or other notification of any such proceedings abating taxes may then be filed with the County Clerk in a timely manner to effect such abatement.

Section 14. Filing with County Clerk. Promptly, after this Ordinance becomes effective, a copy hereof, certified by the Village Clerk, shall be filed with the County Clerk. Under authority of this Ordinance, the County Clerk shall in and for each of the years as set forth herein, ascertain the rate percent required to produce the aggregate Ad Valorem Property Taxes levied in each of such years; and the County Clerk shall extend the same for collection on the tax books in connection with other taxes levied in such years in and by the Village for general corporate purposes of the Village; and in each of those years such annual tax shall be levied and collected by and for and on behalf of the Village in like manner as taxes for general corporate purposes for such years are levied and collected, without limit as to rate or amount, and in addition to and in excess of all other taxes.

Section 15. Sale of Bonds; Official Statement. The Bonds shall be executed as in this Ordinance provided as soon after the passage hereof as may be, shall be deposited with the

Village Treasurer, and shall be by the Treasurer delivered to the Purchaser upon payment of the Purchase Price. The contract for the sale of the Bonds to the Purchaser, as evidenced by an “*Official Notice of Sale*” and an “*Official Bid Form*,” as submitted to and presented to the Corporate Authorities at this meeting, as executed by the Purchaser, is hereby in all respects approved and confirmed, and the officer(s) of the Village designated therein are authorized and directed to execute the contract (bid form) on behalf of the Village, it being hereby declared that, to the best of the knowledge and belief of the members of the Corporate Authorities so voting hereon, after due inquiry, no person holding any office of the Village, either by election or appointment, is in any manner financially interested, either directly in his own name or indirectly in the name of any other person, association, trust or corporation, in such contract for the sale of the Bonds to the Purchaser. The Preliminary “Deemed Final” Official Statement of the Village, relating to the Bonds, presented to the Corporate Authorities is hereby ratified and approved. The Official Statement of the Village, to be provided within seven business days hereof, relating to the Bonds (the “*Official Statement*”), is hereby authorized, and the Purchaser is hereby authorized on behalf of the Village to distribute copies of the Official Statement to the ultimate purchasers of the Bonds. Such officer or officers of the Village as are designated therein are hereby authorized to execute and deliver the Official Statement on behalf of the Village.

Section 16. Continuing Disclosure Undertaking. An authorized official of the Village is hereby authorized, empowered, and directed to execute and deliver the Continuing Disclosure Undertaking in substantially the same form as now before the Village as *Exhibit A* to this Ordinance, or with such changes therein as the officer executing the Continuing Disclosure Undertaking on behalf of the Village shall approve, his or her execution thereof to constitute conclusive evidence of his or her approval of such changes. When the Continuing Disclosure Undertaking is executed and delivered on behalf of the Village as herein provided, the

Continuing Disclosure Undertaking will be binding on the Village and the officers, employees, and agents of the Village, and the officers, employees, and agents of the Village are hereby authorized, empowered, and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Continuing Disclosure Undertaking as executed. Notwithstanding any other provision of this Ordinance, the sole remedies for failure to comply with the Continuing Disclosure Undertaking shall be the ability of the beneficial owner of any Bond to seek mandamus or specific performance by court order, to cause the Village to comply with its obligations under the Continuing Disclosure Undertaking.

Section 17. Creation of Funds and Appropriation.

A. There is hereby created a “*General Obligation Bonds, Series 2014, Bond Fund*” (the “*Bond Fund*”), which shall be the fund for the payment of principal of and interest on the Bonds. Accrued interest, if any, and the sum of \$_____, received upon delivery of the Bonds shall be deposited into the Bond Fund and be applied to pay first interest coming due on the Bonds.

B. The Ad Valorem Property Taxes shall either be deposited into the Bond Fund and used for paying the principal of and interest on the Bonds or be used to reimburse a fund or account from which advances to the Bond Fund may have been made to pay principal of or interest on the Bonds prior to receipt of Ad Valorem Property Taxes. Interest income or investment profit earned in the Bond Fund shall be retained in the Bond Fund for payment of the principal of or interest on the Bonds on the interest payment date next after such interest or profit is received or, to the extent lawful and as determined by the Corporate Authorities, transferred to such other fund as may be determined. The Village hereby pledges, as equal and ratable security for the Bonds, all Bond Moneys on deposit in the Bond Fund for the sole benefit of the registered

owners of the Bonds, subject to the reserved right of the Corporate Authorities to transfer certain interest income or investment profit earned in the Bond Fund to other funds of the Village, as described in the preceding sentence.

C. The amount necessary from the proceeds of the Bonds shall be either used to pay expenses directly at the time of issuance of the Bonds or be deposited into a separate fund, hereby created, designated the “*Expense Fund*” to be used to pay expenses of issuance of the Bonds. Disbursements from such fund shall be made from time to time as necessary. Moneys not disbursed from the Expense Fund within six (6) months shall be transferred by the Village Treasurer for deposit into the Project Fund, and any deficiencies in the Expense Fund shall be paid from other lawfully available Village funds.

D. The remaining proceeds of the Bonds shall be set aside in a separate fund, hereby created, and designated as the “*Series 2014 Project Fund*” (the “*Project Fund*”), hereby created as the fund to provide for the receipt and disbursement of proceeds of the Bonds for the Project. The Corporate Authorities reserve the right, as it becomes necessary or advisable from time to time, to revise the list of expenditures for the Project, to change priorities, to revise cost allocations between expenditures and to substitute projects, in order to meet current needs of the Village; *subject, however*, to the various covenants set forth in this Ordinance and in related certificates given in connection with delivery of the Bonds.

E. Alternatively to the creation of such funds and accounts, the Village Treasurer may allocate the funds or accounts for payment of the Bonds and the Bond proceeds to one or more related funds or accounts of the Village already in existence; *provided, however*, that this shall not relieve the Treasurer of the duty to account for the funds for payment of the Bonds and the Bond proceeds as herein provided.

Section 18. General Tax Covenants. The Village hereby covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting, or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code, would otherwise cause the interest on the Bonds to be includable in the gross income of the recipients thereof for federal income tax purposes. The Village acknowledges that, in the event of an examination by the Internal Revenue Service of the exemption from Federal income taxation for interest paid on the Bonds under present rules, the Village may be treated as a “taxpayer” in such examination and agrees that it will respond in a commercially reasonable manner to any inquiries from the Internal Revenue Service in connection with such an examination. In furtherance of the foregoing provisions, but without limiting their generality, the Village agrees: (a) through its officers, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to comply with all representations, covenants, and assurances contained in certificates or agreements as may be prepared by Bond Counsel; (c) to consult with such Bond Counsel and to comply with such advice as may be given; (d) to file such forms, statements, and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys, and other persons to assist the Village in such compliance.

Section 19. Certain Specific Tax Covenants.

A. None of the Bonds shall be a “private activity bond” as defined in Section 141(a) of the Code; and the Village certifies, represents, and covenants as follows:

(1) Not more than 5% of the net proceeds and investment earnings of the Bonds is to be used, directly or indirectly, in any activity carried on by any person other than a state or local governmental unit.

(2) Not more than 5% of the amounts necessary to pay the principal of and interest on the Bonds will be derived, directly or indirectly, from payments with respect to any private business use by any person other than a state or local governmental unit.

(3) None of the proceeds of the Bonds is to be used, directly or indirectly, to make or finance loans to persons other than a state or local governmental unit.

(4) No user of the infrastructure of the Village to be improved as part of the Project other than the Village or another governmental unit, will use the same on any basis other than the same basis as the general public; and no person, other than the Village or another governmental unit, will be a user of such infrastructure as a result of (i) ownership or (ii) actual or beneficial use pursuant to a lease, a management or incentive payment contract other than as expressly permitted by the Code, or (iii) any other arrangement.

B. The Bonds shall not be “arbitrage bonds” under Section 148 of the Code; and the Village certifies, represents, and covenants as follows:

(1) With respect to the Project, the Village has heretofore incurred or within six months after delivery of the Bonds expects to incur substantial binding obligations to be paid for with money received from the sale of the Bonds, said binding obligations comprising binding contracts for the Project in not less than the amount of 5% of the proceeds of the Bonds allocable to the Project.

(2) More than 85% of the proceeds of the Bonds allocable to the Project will be expended on or before three years for the purpose of paying the costs of the Project.

(3) All of the principal proceeds of the Bonds allocable to the Project and investment earnings thereon will be used, needed, and expended for the purpose of paying the costs of the Project including expenses incidental thereto.

(4) Work on the Project is expected to proceed with due diligence to completion.

(5) Except for the Bond Fund, the Village has not created or established and will not create or establish any sinking fund reserve fund or any other similar fund to provide for the payment of the Bonds. The Bond Fund has been established and will be funded in a manner primarily to achieve a proper matching of revenues and debt service and will be depleted at least annually to an amount not in excess of 1/12th the particular annual debt service on the Bonds. Money deposited into the Bond Fund will be spent within a 13-month period beginning on the date of deposit, and investment earnings in the Bond Fund will be spent or withdrawn from the Bond Fund within a one-year period beginning on the date of receipt.

(6) Amounts of money related to the Bonds required to be invested at a yield not materially higher than the yield on the Bonds, as determined pursuant to such tax certifications or agreements as the Village officers may make in connection with the issuance of the Bonds, shall be so invested; and appropriate Village officers are hereby authorized to make such investments.

(7) Unless an applicable exception to Section 148(f) of the Code, relating to the rebate of “excess arbitrage profits” to the United States Treasury (the “*Rebate Requirement*”) is available to the Village, the Village will meet the Rebate Requirement.

(8) Relating to such applicable exceptions, any Village officer charged with issuing the Bonds is hereby authorized to make such elections under the Code as such officer shall deem reasonable and in the best interests of the Village.

C. None of the proceeds of the Bonds will be used to pay, directly or indirectly, in whole or in part, for an expenditure that has been paid by the Village prior to the date hereof except architectural or engineering costs incurred prior to commencement of any of the Project or expenditures for which an intent to reimburse it as properly declared under Treasury Regulations Section 1.103-18. This Ordinance is in itself a declaration of official intent under Treasury Regulations Section 1.103-18 as to all costs of the Project paid after the date hereof and prior to issuance of the Bonds.

D. The Village reserves the right to use or invest moneys in connection with the Bonds in any manner or to make changes in the Project list or to use the Village infrastructure acquired, constructed, or improved as part of the Project in any manner, notwithstanding the representations and covenants in (Sections 18 and 19 of) this Ordinance, *provided* it shall first have received an opinion from Bond Counsel or from another attorney or a firm of attorneys of nationally recognized standing in matters pertaining to Tax-exempt bonds to the effect that use or investment of such moneys or the changes in or use of such infrastructure as contemplated will not result in loss or impairment of Tax-exempt status for the Bonds.

E. Each Bond is hereby designated as a “qualified tax-exempt obligation” for the purposes and within the meaning of Section 265(b)(3) of the Code. In connection therewith the Village hereby affirms that: (i) none of the Bonds will be at any time a “private activity bond” (as defined in Section 141 of the Code), (ii) as of the date hereof in calendar year 2014, other than the Bonds, no Tax-exempt obligations of any kind have been issued (A) by or on behalf of the Village, (B) by other issuers, any of the proceeds of which have been or will be used to make any

loans to the Village or (C) any portion of which has been allocated to the Village for purposes of Section 265(b) of the Code and (iii) not more than \$10,000,000 of obligations of any kind (including the Bonds) issued (A) by or on behalf of the Village (B) by other issuers any of the proceeds of which have been or will be used to make any loans to the Village or (C) any portion of which has been allocated to the Village for purposes of Section 265(b) of the Code during calendar year 2014 will be designated for purposes of Section 265(b)(3) of the Code. The Village is not subject to control by any entity, and there are no entities subject to control by the Village.

Section 20. Municipal Bond Insurance. In the event the payment of principal of and interest on the Bonds is insured pursuant to a municipal bond insurance policy (a “*Municipal Bond Insurance Policy*”) issued by a bond insurer (a “*Bond Insurer*”), and as long as such Municipal Bond Insurance Policy shall be in full force and effect, the Village and the Bond Registrar agree to comply with such usual and reasonable provisions regarding presentment and payment of such Bonds, subrogation of the rights of the Bondholders to the Bond Insurer when holding such Bonds, amendment hereof, or other terms, as approved by any of the Village Officers on advice of counsel, his or her approval to constitute full and complete acceptance by the Village of such terms and provisions under authority of this Section.

Section 21. Rights and Duties of Bond Registrar. If requested by the Bond Registrar, any officer of the Village is authorized to execute standard form of agreements between the Village and the Bond Registrar with respect to the obligations and duties of the Bond Registrar under this Ordinance. In addition to the terms of such agreements and subject to modification thereby, the Bond Registrar by acceptance of duties under this Ordinance agrees (a) to act as bond registrar, paying agent, authenticating agent, and transfer agent as provided herein; (b) to maintain a list of Bondholders as set forth herein and to furnish such list to the Village upon

request, but otherwise to keep such list confidential to the extent permitted by law; (c) to give notice of redemption of Bonds as provided herein; (d) to cancel and/or destroy Bonds which have been paid at maturity, upon redemption or submitted for exchange or transfer; (e) to furnish the Village at least annually a certificate with respect to Bonds cancelled and/or destroyed; and (f) to furnish the Village at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Bonds. The Village covenants with respect to the Bond Registrar, and the Bond Registrar further covenants and agrees as follows:

(A) The Village shall at all times retain a Bond Registrar with respect to the Bonds; it will maintain at the designated office(s) of such Bond Registrar a place or places where Bonds may be presented for payment, registration, transfer or exchange; and it will require that the Bond Registrar properly maintain the Bond Register and perform the other duties and obligations imposed upon it by this Ordinance in a manner consistent with the standards, customs and practices of the municipal securities industry.

(B) The Bond Registrar shall signify its acceptance of the duties and obligations imposed upon it by this Ordinance by executing the certificate of authentication on any Bond, and by such execution the Bond Registrar shall be deemed to have certified to the Village that it has all requisite power to accept and has accepted such duties and obligations not only with respect to the Bond so authenticated but with respect to all the Bonds. Any Bond Registrar shall be the agent of the Village and shall not be liable in connection with the performance of its duties except for its own negligence or willful wrongdoing. Any Bond Registrar shall, however, be responsible for any representation in its certificate of authentication on Bonds.

(C) The Village may remove the Bond Registrar at any time. In case at any time the Bond Registrar shall resign, shall be removed, shall become incapable of acting,

or shall be adjudicated a bankrupt or insolvent, or if a receiver, liquidator, or conservator of the Bond Registrar or of the property thereof shall be appointed, or if any public officer shall take charge or control of the Bond Registrar or of the property or affairs thereof, the Village covenants and agrees that it will thereupon appoint a successor Bond Registrar. The Village shall give notice of any such appointment made by it to each registered owner of any Bond within twenty days after such appointment in any reasonable manner as the Village shall select. Any Bond Registrar appointed under the provisions of this Section shall be a bank, trust company, or national banking association maintaining a corporate trust office in Illinois or New York, and having capital and surplus and undivided profits in excess of \$100,000,000. The Village Clerk of the Village is hereby directed to file a certified copy of this Ordinance with the Bond Registrar.

Section 22. Defeasance. Any Bond or Bonds which (a) are paid and cancelled, (b) which have matured and for which sufficient sums have been deposited with the Bond Registrar to pay all principal and interest due thereon, or (c) for which sufficient funds and Defeasance Obligations have been deposited with the Bond Registrar or similar institution to pay, taking into account investment earnings on such obligations, all principal of and interest on such Bond or Bonds when due at maturity, pursuant to an irrevocable escrow or trust agreement, shall cease to have any lien on or right to receive or be paid from the Ad Valorem Property Taxes and shall no longer have the benefits of any covenant for the registered owners of outstanding Bonds as set forth herein as such relates to lien and security of the outstanding Bonds. All covenants relative to the Tax-exempt status of the Tax-exempt Bonds; and payment, registration, transfer, and exchange; are expressly continued for all Bonds whether outstanding Bonds or not. For purposes of this Section, “*Defeasance Obligations*” means (a) direct and general full faith and credit obligations of the United States Treasury (“*Directs*”), (b) certificates of participation

or trust receipts in trusts comprised wholly of Directs or (c) other obligations unconditionally guaranteed as to timely payment by the United States Treasury.

Section 23. Publication of Ordinance. A full, true, and complete copy of this Ordinance shall be published within ten days after passage in pamphlet form by authority of the Corporate Authorities.

Section 24. Severability. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

Section 25. Superseder and Effective Date. All ordinances, resolutions, and orders, or parts thereof, in conflict with this Ordinance, are to the extent of such conflict hereby superseded; and this Ordinance shall be in full force and effect immediately upon its passage, approval and publication.

Section 26. Passage. This Ordinance is passed by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

PASSED: this ____ day of _____ 2013, by the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED: _____, 2013

President, Village of Winnetka
Cook County, Illinois

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this ____ day of _____ 2013.

ATTEST:

Village Clerk, Village of Winnetka
Cook County, Illinois

Introduced: October 15, 2013

Passed and Approved: _____, 2013

- EXHIBIT A -

**CONTINUING DISCLOSURE UNDERTAKING
FOR THE PURPOSE OF PROVIDING
CONTINUING DISCLOSURE INFORMATION
UNDER SECTION (b)(5) OF RULE 15c2-12**

This Continuing Disclosure Undertaking (the “*Agreement*”) is executed and delivered by Village of Winnetka, Cook County, Illinois (the “*Village*”) in connection with the issuance of \$_____ General Obligation Bonds, Series 2014 (the “*Bonds*”). The Bonds are being issued pursuant to an Ordinance, as enacted by the President and Board of Trustees of the Village on December 3, 2013 (the “*Ordinance*”).

In consideration of the issuance of the Bonds by the Village and the purchase of such Bonds by the beneficial owners thereof, the Village covenants and agrees as follows:

1. **PURPOSE OF THIS AGREEMENT.** This Agreement is executed and delivered by the Village as of the date set forth below, for the benefit of the beneficial owners of the Bonds and in order to assist the Participating Underwriters in complying with the requirements of the Rule (as defined below). The Village represents that it will be the only obligated person with respect to the Bonds at the time the Bonds are delivered to the Participating Underwriters and that no other person is expected to become so committed at any time after issuance of the Bonds.

2. **DEFINITIONS.** The terms set forth below shall have the following meanings in this Agreement, unless the context clearly otherwise requires.

Annual Financial Information means the financial information and operating data described in *Exhibit I*.

Annual Financial Information Disclosure means the dissemination of disclosure concerning Annual Financial Information and the dissemination of the Audited Financial Statements as set forth in Section 4.

Audited Financial Statements means the audited financial statements of the Village prepared pursuant to the standards and as described in *Exhibit I*.

Commission means the Securities and Exchange Commission.

Dissemination Agent means any agent designated as such in writing by the Village and which has filed with the Village a written acceptance of such designation, and such agent’s successors and assigns.

EMMA means the MSRB through its Electronic Municipal Market Access system for municipal securities disclosure or through any other electronic format or system prescribed by the MSRB for purposes of the Rule.

Exchange Act means the Securities Exchange Act of 1934, as amended.

MSRB means the Municipal Securities Rulemaking Board.

Participating Underwriter means each broker, dealer or municipal securities dealer acting as an underwriter in the primary offering of the Bonds.

Reportable Event means the occurrence of any of the Events with respect to the Bonds set forth in *Exhibit II*.

Reportable Events Disclosure means dissemination of a notice of a Reportable Event as set forth in Section 5.

Rule means Rule 15c2-12 adopted by the Commission under the Exchange Act, as the same may be amended from time to time.

State means the State of Illinois.

Undertaking means the obligations of the Village pursuant to Sections 4 and 5.

3. CUSIP NUMBER/FINAL OFFICIAL STATEMENT. The CUSIP Numbers of the Bonds as set forth in *Exhibit III*. The Final Official Statement relating to the Bonds is dated December 3, 2013 (the "*Final Official Statement*"). The Village will include the CUSIP Number in all disclosure described in Sections 4 and 5 of this Agreement.

4. ANNUAL FINANCIAL INFORMATION DISCLOSURE. Subject to Section 8 of this Agreement, the Village hereby covenants that it will disseminate its Annual Financial Information and its Audited Financial Statements (in the form and by the dates set forth in *Exhibit I*) to EMMA in such manner and format and accompanied by identifying information as is prescribed by the MSRB or the Commission at the time of delivery of such information and by such time so that such entities receive the information by the dates specified. MSRB Rule G-32 requires all EMMA filings to be in word-searchable PDF format. This requirement extends to all documents to be filed with EMMA, including financial statements and other externally prepared reports.

If any part of the Annual Financial Information can no longer be generated because the operations to which it is related have been materially changed or discontinued, the Village will disseminate a statement to such effect as part of its Annual Financial Information for the year in which such event first occurs.

If any amendment or waiver is made to this Agreement, the Annual Financial Information for the year in which such amendment or waiver is made (or in any notice or supplement provided to EMMA) shall contain a narrative description of the reasons for such amendment or waiver and its impact on the type of information being provided.

5. REPORTABLE EVENTS DISCLOSURE. Subject to Section 8 of this Agreement, the Village hereby covenants that it will disseminate in a timely manner (not in excess of ten business days after the occurrence of the Reportable Event) Reportable Events Disclosure to EMMA in such manner and format and accompanied by identifying information as is prescribed by the MSRB or the Commission at the time of delivery of such information. MSRB Rule G-32 requires all EMMA filings to be in word-searchable PDF format. This requirement extends to all documents to be filed with EMMA, including financial statements and other externally prepared reports. Notwithstanding the foregoing, notice of optional or unscheduled redemption of any Bonds or defeasance of any Bonds need not be given under this Agreement any earlier than the notice (if any) of such redemption or defeasance is given to the Bondholders pursuant to the Ordinance.

6. CONSEQUENCES OF FAILURE OF THE VILLAGE TO PROVIDE INFORMATION. The Village shall give notice in a timely manner to EMMA of any failure to provide Annual Financial Information Disclosure when the same is due hereunder.

In the event of a failure of the Village to comply with any provision of this Agreement, the beneficial owner of any Bond may seek mandamus or specific performance by court order, to cause the Village to comply with its obligations under this Agreement. The beneficial owners of 25% or more in principal amount of the Bonds outstanding may challenge the adequacy of the information provided under this Agreement and seek specific performance by court order to cause the Village to provide the information as required by this Agreement. A default under this Agreement shall not be deemed a default under the Ordinance, and the sole remedy under this Agreement in the event of any failure of the Village to comply with this Agreement shall be an action to compel performance.

7. AMENDMENTS; WAIVER. Notwithstanding any other provision of this Agreement, the Village by ordinance authorizing such amendment or waiver, may amend this Agreement, and any provision of this Agreement may be waived, if:

(a) (i) The amendment or waiver is made in connection with a change in circumstances that arises from a change in legal requirements, including without limitation, pursuant to a “no-action” letter issued by the Commission, a change in law, or a change in the identity, nature, or status of the Village, or type of business conducted; or

(ii) This Agreement, as amended, or the provision, as waived, would have complied with the requirements of the Rule at the time of the primary offering, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and

(b) The amendment or waiver does not materially impair the interests of the beneficial owners of the Bonds, as determined either by parties unaffiliated with the Village (such as the Bond Counsel).

In the event that the Commission or the MSRB or other regulatory authority shall approve or require Annual Financial Information Disclosure or Reportable Events Disclosure to be made

to a central post office, governmental agency or similar entity other than EMMA or in lieu of EMMA, the Village shall, if required, make such dissemination to such central post office, governmental agency or similar entity without the necessity of amending this Agreement.

8. **TERMINATION OF UNDERTAKING.** The Undertaking of the Village shall be terminated hereunder if the Village shall no longer have any legal liability for any obligation on or relating to repayment of the Bonds under the Ordinance. The Village shall give notice to EMMA in a timely manner if this Section is applicable.

9. **DISSEMINATION AGENT.** The Village may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Agreement, and may discharge any such Dissemination Agent, with or without appointing a successor Dissemination Agent.

10. **ADDITIONAL INFORMATION.** Nothing in this Agreement shall be deemed to prevent the Village from disseminating any other information, using the means of dissemination set forth in this Agreement or any other means of communication, or including any other information in any Annual Financial Information Disclosure or notice of occurrence of a Reportable Event, in addition to that which is required by this Agreement. If the Village chooses to include any information from any document or notice of occurrence of a Reportable Event in addition to that which is specifically required by this Agreement, the Village shall have no obligation under this Agreement to update such information or include it in any future disclosure or notice of occurrence of a Reportable Event. If the Village is changed, the Village shall disseminate such information to EMMA.

11. **BENEFICIARIES.** This Agreement has been executed in order to assist the Participating Underwriters in complying with the Rule; however, this Agreement shall inure solely to the benefit of the Village, the Dissemination Agent, if any, and the beneficial owners of the Bonds, and shall create no rights in any other person or entity.

12. **RECORDKEEPING.** The Village shall maintain records of all Annual Financial Information Disclosure and Reportable Events Disclosure, including the content of such disclosure, the names of the entities with whom such disclosure was filed and the date of filing such disclosure.

13. **ASSIGNMENT.** The Village shall not transfer its obligations under the Ordinance unless the transferee agrees to assume all obligations of the Village under this Agreement or to execute an Undertaking under the Rule.

14. GOVERNING LAW. This Agreement shall be governed by the laws of the State.

VILLAGE OF WINNETKA, COOK COUNTY,
ILLINOIS

By: _____

Its: Treasurer/Finance Director

Address: 510 Green Bay Road

Winnetka, Illinois 60093

Date: January 7, 2014

EXHIBIT I

ANNUAL FINANCIAL INFORMATION AND TIMING AND AUDITED FINANCIAL STATEMENTS

“*Annual Financial Information*” means financial information and operating data of the type contained in the Official Statement under the following captions:

1. The table under the headings of **“Retailers’ Occupation, Service Occupation and Use Tax”**;
2. All of the tables under the heading **“PROPERTY ASSESSMENT AND TAX INFORMATION”**;
3. All of the tables under the heading **“DEBT INFORMATION”**; and
4. All of the tables under the heading **“FINANCIAL INFORMATION.”**

All or a portion of the Annual Financial Information and the Audited Financial Statements as set forth below may be included by reference to other documents which have been submitted to EMMA or filed with the Commission. If the information included by reference is contained in a Final Official Statement, the Final Official Statement must be available on EMMA; the Final Official Statement need not be available from the Commission. The Village shall clearly identify each such item of information included by reference.

Annual Financial Information exclusive of Audited Financial Statements will be submitted to EMMA by 210 days after the last day of the Village’s fiscal year. Audited Financial Statements as described below should be filed at the same time as the Annual Financial Information. If Audited Financial Statements are not available when the Annual Financial Information is filed, unaudited financial statements shall be included.

Audited Financial Statements will be prepared according to Generally Accepted Accounting Principles as applicable to governmental units (*i.e.*, as subject to the pronouncements of the Governmental Standards Accounting Board and subject to any express requirements of State law). Audited Financial Statements will be submitted to EMMA within 30 days after availability to Village.

If any change is made to the Annual Financial Information as permitted by Section 4 of the Agreement, the Village will disseminate a notice of such change as required by Section 4.

EXHIBIT II

EVENTS WITH RESPECT TO THE BONDS FOR WHICH REPORTABLE EVENTS DISCLOSURE IS REQUIRED

1. Principal and interest payment delinquencies
2. Non-payment related defaults, if material
3. Unscheduled draws on debt service reserves reflecting financial difficulties
4. Unscheduled draws on credit enhancements reflecting financial difficulties
5. Substitution of credit or liquidity providers, or their failure to perform
6. Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security
7. Modifications to the rights of security holders, if material
8. Bond calls, if material, and tender offers
9. Defeasances
10. Release, substitution or sale of property securing repayment of the securities, if material
11. Rating changes
12. Bankruptcy, insolvency, receivership or similar event of the Village*
13. The consummation of a merger, consolidation, or acquisition involving the Village or the sale of all or substantially all of the assets of the Village, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material
14. Appointment of a successor or additional trustee or the change of name of a trustee, if material

NOTE: DO NOT DELETE ANY EVENT, EVEN IF IT IS INAPPLICABLE TO YOUR TRANSACTION.

* This event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the Village in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the Village, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the Village.

EXHIBIT III

CUSIP NUMBERS

BASE NUMBER IS 974790

YEAR	SUFFIX
2020	
2021	
2022	
2023	
***	***
2039	
2040	
2041	
2042	
2043	



Agenda Item Executive Summary

Title: Property Tax Levy and Abatement Ordinances- Adoption

Presenter: Ed McKee, Finance Director

Agenda Date: 12/03/2013

Consent: YES NO

- | | |
|-------------------------------------|-------------------------|
| <input checked="" type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | Bid Authorization/Award |
| <input type="checkbox"/> | Policy Direction |
| <input type="checkbox"/> | Informational Only |

Item History:

The Council has reviewed the proposed 2014 calendar year budget and the funding provided by property taxes to balance the budget. The proposed 2013 property tax levy will generate \$14.22 million for Village operations, an increase of \$346,890 or 2.5%. Because new development is estimated at 0.8%, most residents will see a 1.7% increase in the Village portion of their 2013 property tax bill.

Executive Summary:

The 2013 property tax levy sets the amount of revenue to be raised from property taxes to fund Village operations. In Illinois, property taxes are paid a year in arrears. This means that the amount of money requested for the 2013 property tax levy will be received by the Village in calendar 2014.

In addition to the tax levy ordinance for general operations, the Village has three special service areas with a separate tax levy paid only by persons in the special service area. These special service areas have been used to make roadway improvements.

The Village has also issued general obligation debt which results in a property tax levy being extended for each year the bonds are outstanding. It has been the practice of the Village to abate the tax levy for certain outstanding debt if that was the intent of the Council originally issuing the bonds. This abatement occurs annually once a determination is made that there are sufficient dollars on hand to make the principal and interest payments. The 2003 Public Safety Building Bonds and 2013 Stormwater Improvement Bonds are scheduled for 2013 property tax abatements.

Recommendation / Suggested Action:

Adoption of the attached general property tax levy, special service area tax levies, and property tax levy abatement ordinances

Attachments:

- Agenda Report
- Property Tax Levy Calculations Spreadsheet
- Schedule of Special Service Area Financing
- Ordinance M-18-2013 2013 Tax Levy Ordinance
- Ordinance M-19-2013 SSA No. 3 Tax Levy Ordinance
- Ordinance M-20-2013 SSA No.4 Tax Levy Ordinance
- Ordinance M-21-2013 SSA No. 5 Tax Levy Ordinance
- Ordinance M-22-2013 2013 Tax Abatement Ordinance (Series 2003 Bonds - Public Safety Building)
- Ordinance M-23-2013 2013 Tax Abatement Ordinance (Series 2013 Bonds - Stormwater Improvements)

AGENDA REPORT

Subject: **Ordinance M-18-2013** **2013 Tax Levy Ordinance**
 Ordinance M-19-2013 **SSA No. 3 Tax Levy Ordinance**
 Ordinance M-20-2013 **SSA No.4 Tax Levy Ordinance**
 Ordinance M-21-2013 **SSA No. 5 Tax Levy Ordinance**
 Ordinance M-22-2013 **2013 Tax Abatement Ordinance (2003 Bonds)**
 Ordinance M-23-2013 **2013 Tax Abatement Ordinance (2013 Bonds)**

Prepared by: Ed McKee, Finance Director

Reference: 2013 and 2014 Budget Hearings

Date: December 3, 2013

Executive Summary:

The Village of Winnetka is primarily a residential community that pays for many traditional municipal services with property tax revenues.

During the 2013/2014 budget process, the Village projected a 2013 property tax levy of \$14,333,481 which was anticipated to be in compliance with the tax cap applicable to non-home rule entities. This amount was calculated as a 1.8% CPI-based increase for existing homeowners plus a projected 1.5% increase for new development.

As Staff refined the 2014 budget, it was determined the Village would use a lower projection for new development growth in the tax base. From 2004 to 2008, new development grew between 1.8% to 2.0% each year. Based on that data, the Village had used a 1.5% annual trend for new development. The last three years, however, new development tax base growth has been between 0.8% and 0.9% per year.

Staff's final recommended 2013 property tax levy for the 2014 Budget is \$14,222,477 based on the actual CPI increase for calendar 2012 of 1.7%, plus a new development projection of 0.8%. The proposed 2013 property tax levy is \$111,004 less than projected in the 2013/2014 budget.

The General Fund is the Village's main operating fund. The General Fund encompasses Police, Fire, Public Works, Building, and Administrative functions for the Village. In terms of property taxes received by the Village, 75% of those dollars go to pay for General Fund related operations. Because inflation impacts our operating costs, it is necessary to increase property taxes (or other revenues sources) to maintain a balanced budget unless there are significant service reductions.

This year, because the tax levy is being set in conjunction with the budget process, it is possible to evaluate the cash-flow after capital for the 2014 Budget based on the proposed 2013 property tax levy. Below is a summary of the General Fund finances based on a 2013 property tax levy of \$14,222,477.

	2014 Budget
Revenues & Transfers	\$ 23,508,610
Operating Expenses (note 1)	\$ (20,054,190)
Routine Transfers:	
Refuse Subsidy	\$ (550,000)
Public Safety Building Debt	\$ (335,000)
Operations Cash-Flow	<u>\$ 2,569,420</u>
Capital Outlay (note 2)	<u>\$ (2,759,000)</u>
Cash-Flow, After Capital	\$ (189,580)
Non-Routine Transfers	
Downtown Revitalization	\$ (400,000)
Stormwater Subsidy (6 mo.)	\$ (211,000)
Total Non-Routine Transfers	<u>\$ (611,000)</u>
Net Cash-Flow	<u><u>\$ (800,580)</u></u>

Notes:

- 1) Includes \$96,000 increase for Police and Fire Pensions.
- 2) Assumes \$250,000 contingency is not spent.

The \$189,580 negative cash-flow, after capital outlay, indicates that the 2014 General Fund Budget is approximately balanced. A difference of up to \$300,000 or so per year is not cause for concern. Capital outlay varies over time, revenues usually exceed budget, and ultimately expenses are usually a little less than budgeted.

The non-routine transfers of \$611,000 are discretionary items and are not expected to continue annually. Funding for non-routine transfers comes from the usually positive cumulative impact of actual revenues exceeding budget and operating expenses being slightly less than budget.

After the \$800,580 projected cash-flow for calendar year 2014, the General Fund equity balance is estimated at \$14.1 million, or about 71% of operating expenses. Village policy is to maintain a General Fund equity balance of at least six months of operating expenses, or about \$10.0 million. Therefore, the General Fund equity balance projected for 12/31/2014 is in compliance with the Village’s reserve policy.

Over long periods of time, it is the objective of the Village to keep property tax increases below the inflation rate for typical taxpayers. The following chart compares 1997 property taxes to 2012 property taxes for a typical homeowner (payable in 1998 and 2013, due to the one year payment lag in Illinois).

The total annual property tax bill is estimated at \$14,877 in 1997 and \$27,135 in 2012. Based on these assumptions, a typical homeowner would have seen a 41.0% increase in Village property taxes over this time frame, while the CPI increased 42.3% . This typical resident would have seen an 82.4% increase in total property taxes, as most taxing districts had larger property tax increases than the Village.

**Comparison of Property Taxes Paid
Typical Taxing Districts in Winnetka
2012 Versus 1997 Tax Years**

2013.07.29

	1997 *			2012 **			Increase in Taxes Paid	% Change
	Tax Rate	Taxes Paid	%	Tax Rate	Taxes Paid	%		
Winnetka Public Schools	2.723	\$4,712	31.67%	3.094	\$10,775	39.71%	\$6,063	128.7%
New Trier High School	1.967	\$3,404	22.88%	1.864	\$6,491	23.92%	\$3,087	90.7%
Village of Winnetka	1.481	\$2,563	17.23%	1.038	\$3,615	13.32%	\$1,052	41.0%
Cook County	1.028	\$1,779	11.96%	0.594	\$2,069	7.62%	\$290	16.3%
Winnetka Park District	0.445	\$770	5.18%	0.347	\$1,208	4.45%	\$438	56.9%
Water Reclamation District	0.451	\$780	5.24%	0.370	\$1,288	4.75%	\$508	65.1%
All Others	0.502	\$869	5.84%	0.485	\$1,689	6.23%	\$820	94.4%
Total	8.597	\$14,877	100.00%	7.792	\$27,135	100.00%	\$12,258	82.4%
Consumer Price Index - U	158.600			225.672	15 Year Increase in CPI >>			42.3%
CPI Index (December, 14 years)	1996			2011	Annual Geometric Mean >			2.4%

* 1997 Property taxes paid in March and August 1998.
** 2012 Property taxes paid in March and August 2013.

For every \$1.00 in property taxes paid in calendar year 2013, the Village receives 13.32 cents, as shown in the following chart:



Tax Levy and Abatement Ordinances

The complete tax levy process requires the adoption of six ordinances. Ordinance M-18-2013 is the basic tax levy for 2013.

Ordinances M-19-2013, M-20-2013 and M-21-2013 levy taxes in three special service areas that were created to fund local improvements. Special Service Area 3 funds repayment of the local share of the storm sewer and pavement upgrades for Trapp Lane. Special Service Areas 4 and 5 fund repayment of the costs of paving two alleys at the west end of the Village.

Ordinance M-22-2013 abates the amount of the levy that pertains to the 2003 Public Safety Building bonds, because sales tax revenues were pledged to secure payment and those revenues are sufficient to meet the 2013 debt service.

Ordinance M-23-2013 abates the amount of the levy that pertains to the 2013 General Obligation Stormwater Improvement bonds, because there are adequate reserves sufficient to meet the 2013 debt service.

Staff will be available at the Council Meeting to answer any questions.

Recommendation: Consider Adoption of Ordinance M-18- 2013 Levying Taxes for the Year 2013 in the amount of \$14,222,477.

Consider Adoption of Ordinance M-19-2013 Levying Taxes for Special Service Area 3, Trapp Lane for the Year 2013 in the amount of \$33,660.

Consider Adoption of Ordinance M-20-2013 Levying Taxes for Special Service Area 4, Elm, Oak, Locust, Rosewood for the Year 2013 in the amount of \$4,658.

Consider Adoption of Ordinance M-21-2013 Levying Taxes for Special Service Area 5, Elm, Oak, Rosewood, Glendale for the Year 2013 in the amount of \$3,957.

Consider Adoption of Ordinance M-22-2012 Abating the Tax Heretofore Levied for the Year 2013 (Series 2003 Bonds) in the amount of \$345,385.

Consider Adoption of Ordinance M-23-2013 Abating the Tax Heretofore Levied for the Year 2013 (Series 2013 Bonds) in the amount of \$333,720.

<u>Attachments:</u>	Attachment 1	Property Tax Levy Calculations Spreadsheet
	Attachment 2	Schedule of Special Service Area Property Tax Levies
	Attachment 3	Tax Levy and Abatement Ordinances
	M-18-2013	Levying Property Taxes for 2013
	M-19-2013	Levying Special Service Area 3 Property Taxes for 2013
	M-20-2013	Levying Special Service Area 4 Property Taxes for 2013
	M-21-2013	Levying Special Service Area 5 Property Taxes for 2013
	M-22-2013	Abating 2003 Alternate Revenue Bond Tax levy for 2013
	M-23-2014	Abating 2013 General Obligation Bond Tax levy for 2013

Attachment 1

Property Tax Levy Calculations Spreadsheet

Village of Winnetka

Property Tax Levy Calculations

2013.11.05

<u>Tax Levy Category</u>	Column A 2012 Actual Tax Levy	Column B 2013 Proposed Tax Levy	Column C (Column B - A) Dollar Change	C/A*100 Percent Change
<u>General Fund:</u>				
Corporate	\$10,436,990	\$10,578,861	\$141,871	1.4%
<u>Other Funds:</u>				
Police Pension	\$1,009,152	\$1,090,000	\$80,848	8.0%
Fire Pension	\$1,191,031	\$1,316,000	\$124,969	10.5%
Refuse Utility	\$1,100,000	\$1,100,000	\$0	0.0%
Debt Service - Resurfacing 1999	\$138,414	\$137,616	(\$798)	-0.6%
Total Village-wide Tax Levy	\$13,875,587	\$14,222,477	\$346,890	2.5%
Less: Projected New Development				
@ 0.8%		(\$111,005)	(\$111,005)	-0.8%
Existing Tax Payer Increase	\$13,875,587	\$14,111,472	\$235,885	1.7%

Increase Based on Total Property Tax Bill
--

Total Property Taxes Paid 100.00%	Other Taxing Distr. 86.68%	Village 13.32%	1.70% of Village
\$10,000	\$8,668	\$1,332	\$23
\$15,000	\$13,002	\$1,998	\$34
\$20,000	\$17,336	\$2,664	\$45
\$26,000	\$22,537	\$3,463	\$59
\$40,000	\$34,672	\$5,328	\$91

Attachment 2

Schedule of Special Service Area Property Tax Levies

Village of Winnetka
Schedule of Special Service Area Financing
Interest Rate

4.00%

2013.10.22

	SSA #3 Trapp Lane	SSA # 4 Elm, Oak, Locust, Rosewood	SSA # 5 Elm, Oak Rosewood, Glendale
	est cost	final cost	final cost
SSA Principal Amount for Homeowners	\$ 255,000.00	\$ 20,795.00	\$ 17,664.00
Limit in Ordinances Approving SSA	\$ 315,947.50	\$ 37,000.00	\$ 40,312.50
Term of Repayments in Years	10	5	5
Debt Retirement Schedule			
2011 Tax Levy			
Beginning Principal	\$ 255,000.00	\$ 20,795.00	\$ 17,664.00
Interest @ 4%	\$ 10,200.00	\$ 832.00	\$ 707.00
Principal repaid	\$ 25,500.00	\$ 4,159.00	\$ 3,533.00
Interest and Principal for YR	\$ 35,700.00	\$ 4,991.00	\$ 4,240.00
Ending Principal	\$ 229,500.00	\$ 16,636.00	\$ 14,131.00
2012 Tax Levy			
Beginning Principal	\$ 229,500.00	\$ 16,636.00	\$ 14,131.00
Interest @ 4%	\$ 9,180.00	\$ 665.00	\$ 565.00
Principal repaid	\$ 25,500.00	\$ 4,159.00	\$ 3,533.00
Interest and Principal for YR	\$ 34,680.00	\$ 4,824.00	\$ 4,098.00
Ending Principal	\$ 204,000.00	\$ 12,477.00	\$ 10,598.00
2013 Tax Levy			
Beginning Principal	\$ 204,000.00	\$ 12,477.00	\$ 10,598.00
Interest @ 4%	\$ 8,160.00	\$ 499.00	\$ 424.00
Principal repaid	\$ 25,500.00	\$ 4,159.00	\$ 3,533.00
Interest and Principal for YR	\$ 33,660.00	\$ 4,658.00	\$ 3,957.00
Ending Principal	\$ 178,500.00	\$ 8,318.00	\$ 7,065.00

Attachment 3

Tax Levy and Abatement Ordinances

AN ORDINANCE LEVYING TAXES FOR THE YEAR 2013

WHEREAS, the Village of Winnetka (“Village”) is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to tax; and

WHEREAS, on March 19, 2013, the Council of the Village of Winnetka (“Village Council”) adopted Resolution No. R-8-2013, which budgeted \$36,419,811 to meet the expenses and liabilities of the Village for general corporate purposes, refuse collection and disposal, debt service principal and interest, and retirement fund contributions for the fiscal year beginning April 1, 2013, and ending March 31, 2014; and

WHEREAS, pursuant to page 15 of the budget approved on March 19, 2013, the Village Council has made its preliminary estimate of the 2013 levy, estimating that it is necessary to raise Fourteen Million Three Hundred Thirty-Three Thousand Four Hundred Eighty-One Dollars (\$14,333,481) by taxation of taxable property within the Village for general corporate purposes, for refuse collection and disposal, for debt service principal and interest and for retirement fund contributions for the fiscal year beginning April 1, 2013, and ending March 31, 2014; and

WHEREAS, at its October 30, 2013 meeting, the Village Council directed the staff to present a 2013 property tax levy for consideration at the November 5, 2013, Village Council meeting, said property tax levy to be in the amount of Fourteen Million Two Hundred Twenty-Two Thousand Four Hundred Seventy-Seven Dollars (\$14,222,477), as was estimated to be necessary to be raised by taxation of taxable property within the Village for general corporate purposes, for refuse collection and disposal, for debt service principal and interest and for retirement fund contributions for the fiscal year beginning April 1, 2013, and ending March 31, 2014; and

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: That the foregoing recitals are hereby adopted as the findings of the Council of the Village of Winnetka, as fully set forth herein.

SECTION 2: That in order to meet the expenses and liabilities of the Village of Winnetka for the fiscal year beginning April 1, 2013, and ending March 31, 2014, for general corporate purposes, for refuse collection and disposal, for debt service principal and interest and for retirement fund contributions, there is hereby levied upon all of the taxable property within the corporate limits of the Village of Winnetka subject to taxation for the current year, as assessed and equalized for the year 2013, the sum of Fourteen Million Two Hundred Twenty-Two Thousand Four Hundred Seventy-Seven Dollars (\$14,222,477), which is to be collected from the levy of the Village of Winnetka for the year 2013 for all purposes heretofore budgeted, the total of which has been ascertained and is as indicated in the following Summary of 2013 Property Tax Levy under the column labeled “Amount to Be Raised by Tax Levy,” and as set forth in detail in the 2013 Property Tax Levy Report, which is attached as Exhibit A and is incorporated herein by reference.

2013 TAX LEVY SUMMARY

General Fund	Amount Budgeted	Amount To Be Raised By Tax Levy
For General Corporate Purposes		
Public Affairs	\$ 264,490	\$ 120,000
Manager's Office	\$ 603,496	\$ 330,000
Finance Department	\$ 1,947,153	\$ 729,000
Public Safety	\$ 6,525,452	\$ 3,855,000
Fire Safety	\$ 4,877,494	\$ 2,455,000
Community Development	\$ 1,595,740	\$ -
Public Works	\$ 3,951,792	\$ 2,222,861
Capital Expenses	\$ 2,864,585	\$ 867,000
General Fund Transfers	\$ 7,050,000	\$ -0-
Totals for General Fund	\$ 29,680,202	\$ 10,578,861
For Debt Service Principal and Interest		
G.O. Refunding Bonds (2003, net of abatement)	\$ 372,328	\$ -
G.O. Bonds (1999, includes loss and cost)	\$ 142,616	\$ 137,616
Totals for Debt Service Principal and Interest	\$ 514,944	\$ 137,616
For Refuse Collection and Disposal	\$ 2,465,115	\$ 1,100,000
Totals for Refuse Fund	\$ 2,465,115	\$ 1,100,000
For Retirement Fund Contributions		
For Police Pension Fund	\$ 1,797,550	\$ 1,090,000
For Fire Pension Fund	\$ 1,962,000	\$ 1,316,000
Totals for Retirement Fund Contributions	\$ 3,759,550	\$ 2,406,000
Total Amount Budgeted	\$ 36,419,811	
Total Amount of Levy		\$ 14,222,477

SECTION 3: That there is hereby certified to the County Clerk of Cook County, Illinois, the several sums above, constituting said total amount, and the total amount of Fourteen Million Two Hundred Twenty-Two Thousand Four Hundred Seventy-Seven Dollars (\$14,222,477), which is the total amount the Village of Winnetka requires to be raised by taxation for the current fiscal year of the Village, and that, on or before the time required by law, the Village Clerk shall file a certified copy of this Ordinance with the County Clerk of Cook County, Illinois, whereupon it shall be the duty of said County Clerk to levy taxes for the year 2013 on all properties subject to taxation within the Village of Winnetka, in accordance with the provisions of this Ordinance.

SECTION 4: This Ordinance is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

SECTION 5: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013
Passed and Approved: December 3, 2013

18-Nov-13 02:50 PM

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: OPERATING EXPENSE: PUBLIC AFFAIRS -----			
10-20-530-101	HISTORICAL MUSEUM - CONTRACTUAL SERVICES	0	0
10-20-530-102	LEGAL-CONTRACTUAL SERVICES	44,000	30,000
10-20-530-103	SURETY BONDS & INSURANCE-CONTRACT SERV	46,000	20,000
10-20-530-105	SUNDRY EXPENSE-CONTRACTUAL SERVICES	158,000	70,000
10-20-540-105	SUNDRY EXPENSE-COMMODITIES	16,490	0
10-20-511-150	EOC	0	0
10-20-512-150	EOC	0	0
10-20-530-150	EOC	0	0
10-20-540-150	EOC	0	0
	TOTAL FOR: PUBLIC AFFAIRS	264,490	120,000

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: OPERATING EXPENSE: MANAGER'S OFFICE -----			
10-21-511-102	LEGAL EXPENSE - REGULAR SALARIES	270,400	60,000
10-21-512-102	LEGAL EXPENSE - OVERTIME	0	0
10-21-522-102	LEGAL EXPENSE - HEALTH INSURANCE	27,360	0
10-21-523-102	LEGAL EXPENSE - RETIREMENT EXPENSE	60,316	0
10-21-530-102	LEGAL EXPENSE - CONTRACTUAL SERVICE	232,420	0
10-21-540-102	LEGAL EXPENSE - COMMODITIES	0	0
10-21-511-106	ADMINISTRATION-REGULAR SALARIES	353,800	220,000
10-21-512-106	ADMINISTRATION-OVERTIME SALARIES	1,000	0
10-21-530-106	ADMINISTRATION-CONTRACTUAL SERVICES	73,300	50,000
10-21-540-106	ADMINISTRATION-COMMODITIES	29,740	0
10-21-530-107	Tuition Reimbursement	20,000	0
	TOTAL FOR: MANAGER'S OFFICE	603,496	330,000
----- GENERAL FUND: OPERATING EXPENSE: FINANCE DEPARTMENT -----			
10-22-511-106	ADMINISTRATION-REGULAR SALARIES	1,140,700	729,000
10-22-512-106	ADMINISTRATION-OVERTIME SALARIES	24,000	0
10-22-521-106	ADMINISTRATION-WORKER'S COMPENSATION	24,000	0
10-22-522-106	ADMINISTRATION - HEALTH INSURANCE	218,880	0
10-22-523-106	ADMINISTRATION - RETIREMENT EXPENSE	320,537	0
10-22-524-106	LIABILITY INSURANCE	0	0
10-22-530-106	ADMINISTRATION-CONTRACT SERVICES	181,864	0
10-22-540-106	ADMINISTRATION-COMMODITIES	27,700	0
10-22-550-106	ADMINISTRATION-VEHICLE	4,272	0
10-22-530-107	TRAINING-CONTRACTUAL SERVICES	5,200	0
	TOTAL FOR: FINANCE DEPARTMENT	1,947,153	729,000

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: OPERATING EXPENSE: PUBLIC SAFETY -----			
10-26-511-106	ADMINISTRATION - SALARIES REGULAR	591,643	560,000
10-26-512-106	ADMINISTRATION - SALARIES OVERTIME	0	0
10-26-515-106	ADMINISTRATION - SALARIES SICK CASHED IN	16,459	0
10-26-521-106	ADMINISTRATION-WORKER'S COMPENSATION	40,000	0
10-26-522-106	ADMINISTRATION-HEALTH INSURANCE	492,480	0
10-26-523-106	ADMINISTRATION-RETIREMENT EXPENSE	1,237,271	0
10-26-524-106	LIABILITY INSURANCE	30,000	20,000
10-26-530-106	ADMINISTRATION-CONTRACTUAL SERVICES	20,250	20,000
10-26-540-106	ADMINISTRATION-COMMODITIES	11,355	0
10-26-511-107	TRAINING-SALARIES	8,675	0
10-26-512-107	TRAINING-OVERTIME SALARIES	16,000	10,000
10-26-530-107	TRAINING-CONTRACTUAL SERVICES	42,139	30,000
10-26-540-107	TRAINING-COMMODITIES	36,125	10,000
10-26-530-117	EMERGENCY 911 - CONTRACTUAL SERVICES	10,000	0
10-26-511-118	PUBLIC SERVICE OFFICERS - SALARIES REGULAR	209,796	170,000
10-26-512-118	PUBLIC SERVICE OFFICERS - SALARIES OVERTIME	600	0
10-26-515-118	PUBLIC SERVICE OFFICERS - SALARIES SICK CASHE	0	0
10-26-516-118	PUBLIC SERVICE OFFICERS - SALARIES HOLIDAY	0	0
10-26-530-118	PUBLIC SAFETY OFFICERS-CONTRACTUAL SERVICES	50,990	30,000
10-26-540-118	PUBLIC SAFETY OFFICERS-COMMODITIES	9,180	0
10-26-511-119	GENERAL & CRIMINAL RECORDS - SALARIES REGULAR	156,546	130,000
10-26-512-119	GENERAL & CRIMINAL RECORDS - SALARIES OVERTIM	5,500	0
10-26-515-119	GENERAL & CRIMINAL RECORDS - SALARIES SICK CA	0	0
10-26-516-119	GENERAL & CRIMINAL RECORDS - SALARIES HOLIDAY	1,961	0
10-26-530-119	GENERAL & CRIMINAL RECORDS-CONTRACT SERVICES	112,140	80,000
10-26-540-119	GENERAL & CRIMINAL RECORDS-COMMODITIES	19,140	0
10-26-530-120	IDENTIFICATION RECORDS-CONTRACT SERVICES	0	0
10-26-540-120	IDENTIFICATION RECORDS-COMMODITIES	0	0
10-26-511-121	COMMUNICATIONS - SALARIES REGULAR	328,151	300,000
10-26-512-121	COMMUNICATIONS - SALARIES OVERTIME	13,000	0
10-26-515-121	COMMUNICATIONS - SALARIES SICK CASHED IN	0	0
10-26-516-121	COMMUNICATIONS - SALARY HOLIDAY	7,844	0
10-26-530-121	COMMUNICATIONS-CONTRACTUAL SERVICES	121,700	100,000
10-26-540-121	COMMUNICATIONS-COMMODITIES	57,080	0
10-26-530-122	DETENTION & CUSTODY OF PRISONERS-CONTRACT SER	1,000	0
10-26-540-122	DETENTION & CUSTODY OF PRISONERS-COMMODITIES	7,000	0
10-26-511-123	INVESTIGATIONS - SALARY REGULAR	259,052	230,000
10-26-512-123	INVESTIGATIONS - SALARIES OVERTIME	49,900	30,000
10-26-515-123	INVESTIGATIONS - SALARIES SICK CASHED IN	6,248	0
10-26-516-123	INVESTIGATIONS - SALARIES HOLIDAY	4,851	0
10-26-530-123	INVESTIGATIONS-CONTRACTUAL SERVICES	32,700	0
10-26-540-123	INVESTIGATIONS-COMMODITIES	13,760	0
10-26-511-124	UNIFORMED PATROL - SALARIES REGULAR	1,717,586	1,620,000
10-26-512-124	UNIFORMED PATROL - SALARIES OVERTIME	115,300	85,000
10-26-515-124	UNIFORMED PATROL - SALARIES SICK CASHED IN	25,000	0
10-26-516-124	UNIFORMED PATROL - SALARIE HOLIDAY	38,455	30,000

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TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
10-26-530-124	UNIFORMED PATROL-CONTRACTUAL SERVICES	5,400	0
10-26-540-124	UNIFORM PATROL-COMMODITIES	96,850	40,000
10-26-511-125	SCHOOL CROSSING GUARD-REGULAR SALARIES	0	0
10-26-540-125	SCHOOL CROSSING PROTECTION-COMMODITIES	500	0
10-26-530-126	EMERGENCY MANAGEMENT-CONTRACT SERVICES	9,600	0
10-26-540-126	EMERGENCY MANAGEMENT-COMMODITIES	4,000	0
10-26-530-127	POLICE VEHICLES-CONTRACTUAL SERVICES	0	0
10-26-540-127	POLICE VEHICLES-COMMODITIES	4,500	0
10-26-550-127	PATROL VEHICLES-VEHICLE EXPENSE	255,871	220,000
10-26-530-128	SOCIAL WORK-CONTRACTUAL SERVICES	42,000	30,000
10-26-530-129	STATION MAINTENANCE-CONTRACT SERVICES	172,154	110,000
10-26-540-129	STATION MAINTENANCE-COMMODITIES	6,000	0
10-26-530-130	SAFETY-CONTRACTUAL SERVICES	6,200	0
10-26-540-130	SAFETY-COMMODITIES	5,500	0
10-26-511-131	COMMUNITY SERVICE-REGULAR SALARIES	0	0
10-26-512-131	COMMUNITY SERVICE-OVERTIME SALARIES	0	0
10-26-540-131	COMMUNITY SERVICE-COMMODITIES	0	0
	TOTAL FOR: PUBLIC SAFETY	6,525,452	3,855,000

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TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: OPERATING EXPENSE: FIRE SAFETY -----			
10-28-511-106	ADMINISTRATION-SALARIES REGULAR	334,572	305,000
10-28-515-106	ADMINISTRATION-SALARIES SICK CASHED IN	0	0
10-28-522-106	ADMINISTRATION-HEALTH INSURANCE	27,360	0
10-28-523-106	ADMINISTRATION-RETIREMENT EXPENSE	17,675	0
10-28-530-106	ADMINISTRATION-CONTRACTUAL SERVICES	64,232	50,000
10-28-540-106	ADMINISTRATION-COMMODITIES	17,000	0
10-28-550-106	ADMINISTRATION-VEHICLE	700	0
10-28-512-107	TRAINING-SALARIES OVERTIME	34,000	0
10-28-530-107	TRAINING-CONTRACTUAL SERVICES	30,234	0
10-28-540-107	TRAINING-COMMODITIES	5,500	0
10-28-530-121	COMMUNICATIONS-CONTRACTUAL SERVICES	147,300	130,000
10-28-540-121	COMMUNICATIONS-COMMODITIES	5,100	0
10-28-512-126	EMERGENCY MANAGEMENT-SALARIES OVERTIME	0	0
10-28-530-126	EMERGENCY MANAGEMENT-CONTRACT SERVICES	0	0
10-28-540-126	EMERGENCY MANGEMENT-COMMODITIES	0	0
10-28-530-129	STATION MAINTENANCE-CONTRACTUAL SERVICE	83,300	70,000
10-28-540-129	STATION MAINTENANCE-COMMODITIES	8,100	0
10-28-540-130	FOREIGN FIRE TAX	75,000	0
10-28-511-131	COMMUNITY SERVICE, REGULAR SALARIES	0	0
10-28-512-131	COMMUNITY SERVICE-OVERTIME SALARIES	3,000	0
10-28-530-131	COMMUNITY SERVICE-CONTRACTUAL SERVICE	500	0
10-28-540-131	COMMUNITY SERVICE-COMMODITIES	450	0
10-28-511-132	LIFE SAFETY/FIRE PREVENTION-REGULAR SALARIES	44,500	0
10-28-512-132	LIFE SAFETY-SALARIES OVERTIME	3,900	0
10-28-530-132	LIFE SAFETY-CONTRACTUAL SERVICES	1,700	0
10-28-540-132	LIFE SAFETY-COMMODITIES	6,950	0
10-28-511-133	FIREFIGHTING - SALARIES REGULAR	1,689,187	1,570,000
10-28-512-133	FIREFIGHTING - SALARIES OVERTIME	45,255	30,000
10-28-514-133	FIREFIGHTING-SALARIES SICK	89,000	70,000
10-28-515-133	FIREFIGHTING-SALARIES SICK CASHED IN	0	0
10-28-516-133	FIREFIGHTING - SALARIES HOLIDAY	58,211	40,000
10-28-521-133	FIREFIGHTING-WORKER'S COMPENSATION	48,000	0
10-28-522-133	FIREFIGHTING-HEALTH INSURANCE	270,670	0
10-28-523-133	FIREFIGHTING-RETIREMENT EXPENSE	1,216,111	0
10-28-524-133	FIREFIGHTING-PERSONNEL LIABILITY	0	0
10-28-530-133	FIRE FIGHTING-CONTRACTUAL SERVICES	46,845	20,000
10-28-540-133	FIRE FIGHTING-COMMODITIES	53,350	20,000
10-28-550-133	FIRE FIGHTING-VEHICLE	60,959	30,000
10-28-511-134	AMBULANCE-SALARIES REGULAR	259,950	120,000
10-28-512-134	AMBULANCE-SALARIES OVERTIME	3,200	0
10-28-514-134	AMBULANCE-SALARIES SICK	24,600	0
10-28-515-134	AMBULANCE-SALARIES SICK CASHED IN	2,382	0
10-28-516-134	AMBULANCE-SALARIES HOLIDAY	9,081	0
10-28-522-134	AMBULANCE-HEALTH INSURANCE	41,040	0
10-28-524-134	AMBULANCE-PERSONNEL LIABILITY	12,000	0
10-28-530-134	AMBULANCE SERVICE-CONTRACTUAL SERVICES	24,630	0

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
10-28-540-134	AMBULANCE SERVICE-COMMODITIES	10,950	0
10-28-550-134	AMBULANCE SERVICE-VEHICLE	1,000	0
	TOTAL FOR: FIRE SAFETY	4,877,494	2,455,000

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: OPERATING EXPENSE: COMMUNITY DEVELOPMENT -----			
10-29-511-135	COMMUNITY DEVELOPMENT, REG SALARIES	854,170	0
10-29-512-135	COMMUNITY DEVELOPMENT, OVERTIME	0	0
10-29-521-135	COMMUNITY DEVELOPMENT-WORKER'S COMPENSATION	12,000	0
10-29-522-135	COMMUNITY DEVELOPMENT - HEALTH INSURANCE	136,800	0
10-29-523-135	COMMUNITY DEVELOPMENT - RETIREMENT EXPENSE	191,820	0
10-29-524-135	LIABILITY INSURANCE	0	0
10-29-530-135	COMMUNITY DEVELOPMENT-CONTRACTUAL SERVICES	387,700	0
10-29-540-135	COMMUNITY DEVELOPMENT-COMMODITIES	11,100	0
10-29-550-135	COMMUNITY DEVELOPMENT-VEHICLE	2,150	0
	TOTAL FOR: COMMUNITY DEVELOPMENT	1,595,740	0

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: OPERATING EXPENSE: PUBLIC WORKS -----			
10-30-511-106	ADMINISTRATION-REGULAR SALARIES	362,047	320,000
10-30-512-106	ADMINISTRATION-OVERTIME SALARIES	2,000	0
10-30-521-106	ADMINISTRATION-WORKER'S COMPENSATION	100,000	0
10-30-522-106	ADMINISTRATION-HEALTH INSURANCE	239,400	200,000
10-30-523-106	ADMINISTRATION-RETIREMENT EXPENSE	360,801	0
10-30-524-106	LIABILITY INSURANCE	0	0
10-30-530-106	ADMINISTRATION-CONTRACTUAL SERVICES	81,500	60,000
10-30-540-106	ADMINISTRATION-COMMODITIES	14,000	0
10-30-530-107	TRAINING-CONTRACTUAL SERVICES	11,000	0
10-30-540-107	TRAINING-COMMODITIES	12,000	0
10-30-511-131	COMMUNITY SERV, REGULAR SALARIES	0	0
10-30-512-131	COMMUNITY SERVICE, OVERTIME	0	0
10-30-530-131	COMMUNITY SERVICE-CONTRACTUAL SERVICES	0	0
10-30-540-131	COMMUNITY SERVICE-COMMODITIES	0	0
10-30-550-131	COMMUNITY SERVICE-VEHICLE	0	0
10-30-511-135	COMMUNITY DEVELOPMENT - SALARIES	0	0
10-30-512-135	COMMUNITY DEVELOPMENT - OVERTIME	0	0
10-30-530-135	COMMUNITY DEVELOPMENT-CONTRACTUAL SERVICES	0	0
10-30-540-135	COMMUNITY DEVELOPMENT-COMMODITIES	0	0
10-30-550-135	COMMUNITY DEVELOPMENT-VEHICLE	0	0
10-30-511-136	ENGINEERING, REGULAR SALARIES	191,335	175,000
10-30-512-136	ENGINEERING, OVERTIME	3,000	0
10-30-530-136	ENGINEERING-CONTRACTUAL SERVICES	44,000	50,000
10-30-540-136	ENGINEERING-COMMODITIES	2,000	0
10-30-511-137	SERVICE YARDS, REGULAR SALARIES	0	0
10-30-512-137	SERVICE YARDS, OVERTIME	0	0
10-30-530-137	SERVICE YARDS-CONTRACTUAL SERVICES	86,000	40,000
10-30-540-137	SERVICE YARDS-COMMODITIES	11,000	0
10-30-511-138	STREET MAINT, REGULAR SALARIES	699,786	457,861
10-30-512-138	STREET MAINTENANCE, OVERTIME	30,000	0
10-30-513-138	STREET MAINTENANCE-VACATION SALARIES	0	0
10-30-514-138	STREET MAINTENANCE-SICK SALARIES	0	0
10-30-515-138	STREET MAINTENANCE-SALARIES SICK CASHED IN	400	0
10-30-516-138	STREET MAINTENANCE-HOLIDAY SALARIES	0	0
10-30-530-138	STREET MAINTENANCE-CONTRACTUAL SERVICES	114,000	30,000
10-30-540-138	STREET MAINTENANCE-COMMODITIES	80,500	0
10-30-550-138	STREET MAINTENANCE-VEHICLE	225,204	200,000
10-30-530-139	PAVEMENT RECONSTRUCTION-CONTRACTUAL SERVICES	0	0
10-30-540-139	PAVEMENT RECONSTRUCTION-COMMODITIES	0	0
10-30-511-140	DRAINAGE, REGULAR SALARIES	112,602	80,000
10-30-512-140	DRAINAGE, OVERTIME	16,000	0
10-30-513-140	DRAINAGE-VACATION SALARIES	0	0
10-30-514-140	DRAINAGE-SICK SALARIES	0	0
10-30-516-140	DRAINAGE-HOLIDAY SALARIES	0	0
10-30-530-140	DRAINAGE-CONTRACTUAL SERVICES	90,500	30,000
10-30-540-140	DRAINAGE-COMMODITIES	31,000	0

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TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
10-30-511-141	SNOW REMOVAL & ICE CONTROL, REG SALARIES	0	0
10-30-512-141	SNOW REMOVAL & ICE CONTROL, OVERTIME	80,000	50,000
10-30-530-141	SNOW REMOVAL & ICE CONTROL-CONTRACTUAL SERVIC	6,000	0
10-30-540-141	SNOW REMOVAL & ICE CONTROL-COMMODITIES	123,520	100,000
10-30-511-142	PUBLIC PROPERTY, REGULAR SALARIES	0	0
10-30-512-142	PUBLIC PROPERTY, OVERTIME	0	0
10-30-530-142	PUBLIC PROPERTY-CONTRACTUAL SERVICES	285,500	180,000
10-30-540-142	PUBLIC PROPERTY-COMMODITIES	20,000	0
10-30-511-143	FORESTRY, REGULAR SALARIES	163,697	75,000
10-30-512-143	FORESTRY, OVERTIME	10,000	0
10-30-530-143	FORESTRY-CONTRACTUAL SERVICES	268,000	175,000
10-30-540-143	FORESTRY-COMMODITIES	42,000	0
10-30-530-144	STREET SWEEPING-CONTRACTUAL SERVICES	33,000	0
10-30-510-145	DAMAGES-SALARIES	0	0
10-30-530-145	DAMAGES-CONTRACTUAL SERVICES	0	0
10-30-540-145	DAMAGES-COMMODITIES	0	0
10-30-550-145	DAMAGES-VEHICLE	0	0
	TOTAL FOR: PUBLIC WORKS	3,951,792	2,222,861
	GENERAL FUND TOTAL OPERATING EXPENSE	19,765,617	9,711,861

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- GENERAL FUND: CAPITAL: PUBLIC AFFAIRS -----			
10-20-640-100	PUBLIC IMPROVEMENTS-CAPITAL	250,000	0
10-20-640-104	G.O. BONDS PRINCIPAL & INTEREST-CONTRACT SERV	345,385	0
	TOTAL FOR: PUBLIC AFFAIRS	595,385	0
----- GENERAL FUND: CAPITAL: FINANCE DEPARTMENT -----			
10-22-640-106	ADMINISTRATION - CAPITAL	209,200	0
	TOTAL FOR: FINANCE DEPARTMENT	209,200	0
----- GENERAL FUND: CAPITAL: PUBLIC SAFETY -----			
10-26-640-119	GENERAL & CRIMINAL RECORDS-CAPITAL	0	0
10-26-640-120	IDENTIFICATION RECORDS-CAPITAL	0	0
10-26-640-121	COMMUNICATIONS - CAPITAL	60,000	0
10-26-640-123	INVESTIGATIONS - CAPITAL	0	0
10-26-640-124	UNIFORMED PATROL-CAPITAL	0	0
10-26-640-127	POLICE VEHICLES - CAPITAL	0	0
10-26-640-129	STATION MAINTENANCE-CAPITAL	225,000	0
10-26-640-130	SAFETY - CAPITAL	0	0
	TOTAL FOR: PUBLIC SAFETY	285,000	0
----- GENERAL FUND: CAPITAL: FIRE SAFETY -----			
10-28-640-106	ADMINISTRATION - CAPITAL	0	0
10-28-640-107	TRAINING-CAPITAL	0	0
10-28-640-121	COMMUNICATIONS - CAPITAL	0	0
10-28-640-126	EMERGENCY MANAGEMENT-CAPITAL	0	0
10-28-640-129	STATION MAINTENANCE-CAPITAL	0	0
10-28-640-130	FOREIGN FIRE TAX	0	0
10-28-640-133	FIREFIGHTING-CAPITAL	0	0
10-28-640-134	AMBULANCE SERVICE - CAPITAL	0	0
	TOTAL FOR: FIRE SAFETY	0	0
----- GENERAL FUND: CAPITAL: COMMUNITY DEVELOPMENT -----			
10-29-640-135	COMMUNITY DEVELOPMENT - CAPITAL	0	0
	TOTAL FOR: COMMUNITY DEVELOPMENT	0	0
----- GENERAL FUND: CAPITAL: PUBLIC WORKS -----			
10-30-640-106	ADMINISTRATION - CAPITAL	0	0
10-30-640-137	SERVICE YARDS-CAPITAL	0	0
10-30-640-138	STREET MAINTENANCE - CAPITAL	175,000	0
10-30-640-139	PAVEMENT RECONSTRUCTION - CAPITAL	1,200,000	867,000
10-30-640-140	DRAINAGE - CAPITAL	0	0
10-30-640-141	SNOW REMOVAL & ICE CONTROL-CAPITAL	0	0

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
10-30-640-142	PUBLIC PROPERTY - CAPITAL	400,000	0
10-30-640-143	FORESTRY - CAPITAL	0	0
10-30-640-144	STREET SWEEPING - CAPITAL	0	0
	TOTAL FOR: PUBLIC WORKS	1,775,000	867,000
	GENERAL FUND TOTAL CAPITAL	2,864,585	867,000
----- GENERAL FUND: TRANSFERS: TRANSFERS OUT -----			
10-31-700-403	OTHER OPERATING TRANSFERS	7,050,000	0
	TOTAL FOR: TRANSFERS OUT	7,050,000	0
	TOTAL FOR FUND: GENERAL FUND	29,680,202	10,578,861

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- G. O. DEBT SERVICE: OPERATING EXPENSE: PUBLIC AFFAIRS -----			
30-20-500-180	BOND PAYMENT	483,000	131,250
30-20-500-181	INTEREST PAYMENT	31,944	6,366
30-20-500-182	BOND ISSUE EXPENSES	0	0
	TOTAL FOR: PUBLIC AFFAIRS	514,944	137,616
	G. O. DEBT SERVICE TOTAL OPERATING EXPENSE	514,944	137,616
	TOTAL FOR FUND: G. O. DEBT SERVICE	514,944	137,616

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- REFUSE FUND: OPERATING EXPENSE: COLLECTION -----			
56-81-520-106	ADMINISTRATION - PERSONNEL COSTS	0	0
56-81-521-106	ADMINISTRATION-WORKER'S COMPENSATION	102,000	40,000
56-81-522-106	ADMINISTRATION-HEALTH INSURANCE	95,760	0
56-81-523-106	ADMINISTRATION - RETIREMENT EXPENSE	119,800	0
56-81-524-106	LIABILITY INSURANCE	0	0
56-81-511-500	COMMERCIAL COLLECTION-SALARIES	0	0
56-81-512-500	COMMERCIAL COLLECTION-OVERTIME	0	0
56-81-513-500	COMMERCIAL COLLECTION-VACATION SALARIES	0	0
56-81-514-500	COMMERCIAL COLLECTION - SICK SALARIES	0	0
56-81-516-500	COMMERCIAL COLLECTION-HOLIDAY SALARIES	0	0
56-81-511-501	RESIDENTIAL COLLECTION-REGULAR SALARIES	507,577	300,000
56-81-512-501	RESIDENTIAL COLLECTION-OVERTIME SALARIES	35,000	0
56-81-513-501	RESIDENTIAL COLLECTION-VACATION SALARIES	0	0
56-81-514-501	RESIDENTIAL COLLECTION-SICK SALARIES	0	0
56-81-516-501	RESIDENTIAL COLLECTION-HOLIDAY SALARIES	0	0
56-81-530-501	RESIDENTIAL COLLECTION-CONTRACTUAL SERVICES	75,000	55,000
56-81-540-501	RESIDENTIAL COLLECTION-COMMODITIES	22,500	0
56-81-550-501	RESIDENTIAL COLLECTION-VEHICLE	235,750	135,000
56-81-511-502	SPECIAL COLLECTION-REGULAR SALARIES	0	0
56-81-512-502	SPECIAL COLLECTION-OVERTIME SALARIES	0	0
56-81-513-502	SPECIAL COLLECTION-VACATION SALARIES	0	0
56-81-514-502	SPECIAL COLLECTION - SICK SALARIES	0	0
56-81-516-502	SPECIAL COLLECTIONS-HOLIDAY SALARIES	0	0
56-81-511-503	YARD WASTE COLLECTION-REGULAR SALARIES	0	0
56-81-512-503	YARD WASTE COLLECTION-OVERTIME SALARIES	0	0
56-81-513-503	YARD WASTE COLLECTION-VACATION SLARIES	0	0
56-81-514-503	YARD WASTE COLLECTION-SICK SALARIES	0	0
56-81-530-503	YARD WASTE COLLECTION-CONTRACT SERVICES	35,000	0
56-81-540-503	YARD WASTE COLLECTION-COMMODITIES	35,000	0
	TOTAL FOR: COLLECTION	1,263,387	530,000
----- REFUSE FUND: OPERATING EXPENSE: DISPOSAL -----			
56-82-512-504	DISPOSAL-OVERTIME SALARIES	0	0
56-82-530-504	DISPOSAL-CONTRACTUAL SERVICES	376,448	320,000
	TOTAL FOR: DISPOSAL	376,448	320,000
----- REFUSE FUND: OPERATING EXPENSE: RECYCLING & COMPOSTING -----			
56-83-530-505	RECYCLING-CONTRACTUAL SERVICES	239,000	160,000
56-83-540-505	RECYCLING-COMMODITIES	5,000	0
56-83-530-506	COMPOSTING-CONTRACTUAL SERVICES	105,000	60,000
	TOTAL FOR: RECYCLING & COMPOSTING	349,000	220,000

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- REFUSE FUND: OPERATING EXPENSE: LANDFILL MONITORING -----			
56-84-511-507	MONITORING-REGULAR SALARIES	0	0
56-84-512-507	MONITORING-OVERTIME SALARIES	0	0
56-84-530-507	MONITORING-CONTRACTUAL SERVICES	98,000	30,000
56-84-540-507	MONITORING-COMMODITIES	2,000	0
	TOTAL FOR: LANDFILL MONITORING	100,000	30,000
----- REFUSE FUND: OPERATING EXPENSE: DEPRECIATION -----			
56-85-500-400	DEPRECIATION	135,000	0
	TOTAL FOR: DEPRECIATION	135,000	0
	REFUSE FUND TOTAL OPERATING EXPENSE	2,223,835	1,100,000
----- REFUSE FUND: CAPITAL: COLLECTION -----			
56-81-640-106	ADMINISTRATION - CAPITAL	0	0
56-81-640-508	COLLECTION EQUIPMENT-CAPITAL	65,000	0
	TOTAL FOR: COLLECTION	65,000	0
----- REFUSE FUND: CAPITAL: LANDFILL MONITORING -----			
56-84-640-510	MONITORING WELLS - CAPITAL	0	0
	TOTAL FOR: LANDFILL MONITORING	0	0
	REFUSE FUND TOTAL CAPITAL	65,000	0
----- REFUSE FUND: TRANSFERS: COLLECTION -----			
56-81-700-403	OTHER OPERATING TRANSFERS	0	0
	TOTAL FOR: COLLECTION	0	0
----- REFUSE FUND: TRANSFERS: ADMINISTRATIVE CHARGES -----			
56-86-700-401	PAYMENTS IN LIEU OF TAXES	49,200	0
56-86-700-402	ADMINISTRATIVE CHARGES	127,080	0
	TOTAL FOR: ADMINISTRATIVE CHARGES	176,280	0
	TOTAL FOR FUND: REFUSE FUND	2,465,115	1,100,000

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- POLICE PENSION FUND: OPERATING EXPENSE: POLICE PENSION -----			
80-95-500-801	GENERAL & ADMINISTRATIVE	147,550	0
80-95-500-802	BENEFITS & REFUNDS	1,650,000	1,090,000
	TOTAL FOR: POLICE PENSION	1,797,550	1,090,000
	POLICE PENSION FUND TOTAL OPERATING EXPENSE	1,797,550	1,090,000
	TOTAL FOR FUND: POLICE PENSION FUND	1,797,550	1,090,000

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- FIRE PENSION FUND: OPERATING EXPENSE: FIRE PENSION -----			
81-96-500-801	GENERAL & ADMINISTRATIVE	132,000	0
81-96-500-802	BENEFITS & REFUNDS	1,830,000	1,316,000
	TOTAL FOR: FIRE PENSION	1,962,000	1,316,000
	FIRE PENSION FUND TOTAL OPERATING EXPENSE	1,962,000	1,316,000
	TOTAL FOR FUND: FIRE PENSION FUND	1,962,000	1,316,000

**AN ORDINANCE
LEVYING TAXES FOR THE YEAR 2013
FOR VILLAGE OF WINNETKA, COOK COUNTY, ILLINOIS
SPECIAL SERVICE AREA NO. 3**

WHEREAS, the Village of Winnetka (“Village”) is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to tax; and

WHEREAS, Village of Winnetka Special Service Area No. 3 has been established pursuant to Ordinance M-6-2011, adopted by the Council of the Village of Winnetka (“Village Council”) on April 20, 2010, and Ordinance M-13-2010, adopted by the Village Council on July 20, 2010, to provide for certain special services within the territory described in said ordinances, such special services consisting of the construction of a storm sewer, the reconstruction and repaving of Trapp Lane, the construction of a cul-de-sac at the terminus of Trapp Lane and the construction of related appurtenances (“Special Services”), all in conjunction with the dedication of Trapp Lane as a public right of way; and

WHEREAS, the Village Council have determined that, in the interest of the health, safety and welfare of the Village and its residents, it is appropriate to adopt an ordinance levying taxes within Special Service Area No. 3; and

WHEREAS, the construction of the improvements in Special Service Area No. 3 were in excess of Two Hundred Fifty-Five Thousand Dollars (\$255,000.00); and

WHEREAS, the total term of repayment of the project costs for Special Service Area No. 3 is 10 years and the 2013 Tax Levy is for Year Three of Ten; and

WHEREAS, the Village Council have determined that the total amount to be raised by the levy of taxes on taxable property within Special Service Area No. 3 for the cost of providing such Special Services for the fiscal year beginning April 1, 2013, and ending March 31, 2014 is Thirty-Three Thousand Six Hundred Sixty Dollars (\$33,660).

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: That the foregoing recitals are hereby adopted as the findings of the Council of the Village of Winnetka, as fully set forth herein.

SECTION 2: That in order to meet the cost of providing the above-described Special Services within Special Service Area No. 3 for the fiscal year beginning April 1, 2013, and ending March 31, 2014, there is hereby levied upon all of the taxable property within Village of Winnetka Special Service Area No. 3 subject to taxation for the current year, as assessed and equalized for the year 2013, the sum of Thirty-Three Thousand Six Hundred Sixty Dollars (\$33,660), which is to be collected from the levy of the Village of Winnetka for the year 2013 for the purposes heretofore budgeted, the total of which has been ascertained and is as indicated in the following Summary of 2013 Property Tax Levy under the column labeled “Amount to Be

Raised by Tax Levy,” and as set forth in detail in the 2013 Property Tax Levy Report, which is attached as Exhibit A and is incorporated herein by reference.

SECTION 3: That there is hereby certified to the County Clerk of Cook County, Illinois, the several sums above, constituting said total amount, and the total amount of Thirty-Three Thousand Six Hundred Sixty Dollars (\$33,660), which is the total amount the Village of Winnetka requires to be raised by taxation to meet the costs of Special Service Area No. 3 for the current fiscal year of the Village, and that, on or before the time required by law, the Village Clerk shall file a certified copy of this Ordinance with the County Clerk of Cook County, Illinois, whereupon it shall be the duty of said County Clerk to levy taxes for the year 2013 on all properties subject to taxation within Village of Winnetka Special Service Area No. 3, in accordance with the provisions of this Ordinance.

SECTION 4: Each provision of this Ordinance is severable. If any provision of this Ordinance or the application of any provision of this Ordinance to any person or circumstance is held invalid, then the remainder of this Ordinance and the application of the provisions of this Ordinance to other persons or circumstances shall not be affected thereby and shall remain valid, enforceable and otherwise in full force and effect.

SECTION 5: This Ordinance is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

SECTION 6: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013

Passed and Approved: December 3, 2013

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- SSA 3 TRAPP LANE: OPERATING EXPENSE: PUBLIC AFFAIRS -----			
31-20-500-180	BOND PAYMENT	25,500	25,500
31-20-500-181	INTEREST PAYMENT	9,180	8,160
31-20-500-900	CONSTRUCTION	0	0
	TOTAL FOR: PUBLIC AFFAIRS	34,680	33,660
	SSA 3 TRAPP LANE TOTAL OPERATING EXPENSE	34,680	33,660
----- SSA 3 TRAPP LANE: TRANSFERS: PUBLIC AFFAIRS -----			
31-20-700-403	OTHER OPERATING TRANSFERS	0	0
	TOTAL FOR: PUBLIC AFFAIRS	0	0
	TOTAL FOR FUND: SSA 3 TRAPP LANE	34,680	33,660

**AN ORDINANCE
LEVYING TAXES FOR THE YEAR 2013
FOR VILLAGE OF WINNETKA, COOK COUNTY, ILLINOIS
SPECIAL SERVICE AREA NO. 4**

WHEREAS, the Village of Winnetka (“Village”) is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to tax; and

WHEREAS, Village of Winnetka Special Service Area No. 4 has been established pursuant to Ordinance M-2-2011, adopted by the Council of the Village of Winnetka (“Village Council”) on April 26, 2011, and Ordinance M-13-2011, adopted by the Village Council on September 6, 2011, to provide for certain special services within the territory described in said ordinances, such special services consisting of the construction of a storm sewer and a new concrete alley, and the construction of related appurtenances (“Special Services”) in the single family residential area consisting of properties bounded by Elm Street, Oak Street, Locust Street, and Rosewood Avenue; and

WHEREAS, the Village Council have determined that, in the interest of the health, safety and welfare of the Village and its residents, it is appropriate to adopt an ordinance levying taxes within Special Service Area No. 4; and

WHEREAS, the construction of the improvements in Special Service Area No. 4 has been completed and the total project cost for the Special Services provided to Special Service Area No. 4 is Twenty Thousand Seven Hundred Ninety-Five Dollars (\$20,795.00); and

WHEREAS, the total term of repayment of the project costs for Special Service Area No. 4 is five years and the 2013 Tax Levy is for Year Three of Five; and

WHEREAS, the Village Council have determined that the total amount to be raised by the levy of taxes on taxable property within Special Service Area No. 4 for providing such Special Services for the fiscal year beginning April 1, 2013, and ending March 31, 2014 is Four Thousand Six Hundred Fifty-Eight Dollars (\$4,658.00).

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: That the foregoing recitals are hereby adopted as the findings of the Council of the Village of Winnetka, as fully set forth herein.

SECTION 2: That in order to meet the cost of providing the above-described Special Services within Special Service Area No. 4 for the fiscal year beginning April 1, 2013, and ending March 31, 2014, there is hereby levied upon all of the taxable property within Village of Winnetka Special Service Area No. 4 subject to taxation for the current year, as assessed and equalized for the year 2013, the sum of Four Thousand Six Hundred Fifty-Eight Dollars (\$4,658.00), which is to be collected from the levy of the Village of Winnetka for the year 2013 for the purposes heretofore budgeted, the total of which has been ascertained and is as indicated in the following Summary of 2013 Property Tax Levy under the column labeled “Amount to Be

Raised by Tax Levy,” and as set forth in detail in the 2013 Property Tax Levy Report, which is attached as Exhibit A and is incorporated herein by reference.

SECTION 3: That there is hereby certified to the County Clerk of Cook County, Illinois, the several sums above, constituting said total amount, and the total amount of Four Thousand Six Hundred Fifty-Eight Dollars (\$4,658.00), which is the total amount the Village of Winnetka requires to be raised by taxation to meet the costs for Special Service Area No. 4 for the current fiscal year of the Village, and that, on or before the time required by law, the Village Clerk shall file a certified copy of this Ordinance with the County Clerk of Cook County, Illinois, whereupon it shall be the duty of said County Clerk to levy taxes for the year 2013 on all properties subject to taxation within Village of Winnetka Special Service Area No. 4, in accordance with the provisions of this Ordinance.

SECTION 4: Each provision of this Ordinance is severable. If any provision of this Ordinance or the application of any provision of this Ordinance to any person or circumstance is held invalid, then the remainder of this Ordinance and the application of the provisions of this Ordinance to other persons or circumstances shall not be affected thereby and shall remain valid, enforceable and otherwise in full force and effect.

SECTION 5: This Ordinance is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

SECTION 6: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013

Passed and Approved: December 3, 2013

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- SSA #4 Locust to Rosewood: OPERATING EXPENSE: PUBLIC AFFAIRS -----			
32-20-500-180	BOND PAYMENT	4,159	4,159
32-20-500-181	INTEREST PAYMENT	665	499
32-20-500-900	CONSTRUCTION	0	0
	TOTAL FOR: PUBLIC AFFAIRS	4,824	4,658
	SSA #4 Locust to Rosewood TOTAL OPERATING EXP	4,824	4,658
----- SSA #4 Locust to Rosewood: TRANSFERS: PUBLIC AFFAIRS -----			
32-20-700-403	OTHER OPERATING TRANSFERS	0	0
	TOTAL FOR: PUBLIC AFFAIRS	0	0
	TOTAL FOR FUND: SSA #4 Locust to Rosewood	4,824	4,658

**AN ORDINANCE
LEVYING TAXES FOR THE YEAR 2013
FOR VILLAGE OF WINNETKA, COOK COUNTY, ILLINOIS
SPECIAL SERVICE AREA NO. 5**

WHEREAS, the Village of Winnetka (“Village”) is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to tax; and

WHEREAS, Village of Winnetka Special Service Area No. 5 has been established pursuant to Ordinance M-3-2011, adopted by the Council of the Village of Winnetka (“Village Council”) on April 26, 2011, and Ordinance M-14-2011, adopted by the Village Council on September 6, 2011, to provide for certain special services within the territory described in said ordinances, such special services consisting of the construction of a storm sewer and a new concrete alley, and the construction of related appurtenances (“Special Services”) in the single family residential area consisting of properties bounded by Elm Street, Oak Street, Glendale Avenue, and Rosewood Avenue; and

WHEREAS, the Village Council have determined that, in the interest of the health, safety and welfare of the Village and its residents, it is appropriate to adopt an ordinance levying taxes within Special Service Area No. 5; and

WHEREAS, the construction of the improvements in Special Service Area No. 5 has been completed and the total project cost for the Special Services provided to Special Service Area No. 5 is Seventeen Thousand Six Hundred Sixty-Four Dollars (\$17,664.00); and

WHEREAS, the total term of repayment of the project costs for Special Service Area No. 5 is five years and the 2013 Tax Levy is for Year Three of Five; and

WHEREAS, the Village Council have determined that the total amount to be raised by the levy of taxes on taxable property within Special Service Area No. 5 for the cost of providing such Special Services for the fiscal year beginning April 1, 2013, and ending March 31, 2014 is Three Thousand Nine Hundred Fifty-Seven Dollars (\$3,957.00).

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: That the foregoing recitals are hereby adopted as the findings of the Council of the Village of Winnetka, as fully set forth herein.

SECTION 2: That in order to meet the cost of providing the above-described Special Services within Special Service Area No. 5 for the fiscal year beginning April 1, 2013, and ending March 31, 2014, there is hereby levied upon all of the taxable property within Village of Winnetka Special Service Area No. 5 subject to taxation for the current year, as assessed and equalized for the year 2013, Three Thousand Nine Hundred Fifty-Seven Dollars (\$3,957.00), which is to be collected from the levy of the Village of Winnetka for the year 2013 for the purposes heretofore budgeted, the total of which has been ascertained and is as indicated in the following Summary of 2013 Property Tax Levy under the column labeled “Amount to Be Raised

by Tax Levy,” and as set forth in detail in the 2013 Property Tax Levy Report, which is attached as Exhibit A and is incorporated herein by reference.

SECTION 3: That there is hereby certified to the County Clerk of Cook County, Illinois, the several sums above, constituting said total amount, and the total amount of Three Thousand Nine Hundred Fifty-Seven Dollars (\$3,957.00), which is the total amount the Village of Winnetka requires to be raised by taxation to meet the costs of Special Service Area No. 5 for the current fiscal year of the Village, and that, on or before the time required by law, the Village Clerk shall file a certified copy of this Ordinance with the County Clerk of Cook County, Illinois, whereupon it shall be the duty of said County Clerk to levy taxes for the year 2013 on all properties subject to taxation within Village of Winnetka Special Service Area No. 5, in accordance with the provisions of this Ordinance.

SECTION 4: Each provision of this Ordinance is severable. If any provision of this Ordinance or the application of any provision of this Ordinance to any person or circumstance is held invalid, then the remainder of this Ordinance and the application of the provisions of this Ordinance to other persons or circumstances shall not be affected thereby and shall remain valid, enforceable and otherwise in full force and effect.

SECTION 5: This Ordinance is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

SECTION 6: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013

Passed and Approved: December 3, 2013

TAX LEVY REPORT
FISCAL YEAR 2014, SORTED BY PROGRAM

ACCOUNT NUMBER	DESCRIPTION	BUDGETED AMOUNT	AMOUNT TO BE RAISED BY TAX LEVY
----- SSA #5 Rosewood to Glendale: OPERATING EXPENSE: PUBLIC AFFAIRS -----			
33-20-500-180	BOND PAYMENT	3,533	3,533
33-20-500-181	INTEREST PAYMENT	565	424
33-20-500-900	CONSTRUCTION	0	0
33-20-500-901	MISCELLANEOUS	0	0
	TOTAL FOR: PUBLIC AFFAIRS	4,098	3,957
	SSA #5 Rosewood to Glendale TOTAL OPERATING E	4,098	3,957
----- SSA #5 Rosewood to Glendale: TRANSFERS: PUBLIC AFFAIRS -----			
33-20-700-403	OTHER OPERATING TRANSFERS	0	0
	TOTAL FOR: PUBLIC AFFAIRS	0	0
	TOTAL FOR FUND: SSA #5 Rosewood to Glendale	4,098	3,957

ORDINANCE NO. M-22-2013

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED
FOR THE YEAR 2013 TO PAY THE PRINCIPAL OF AND INTEREST ON
\$3,190,000 GENERAL OBLIGATION REFUNDING BONDS
(SALES TAX ALTERNATIVE REVENUE SOURCE) SERIES 2003,
OF THE VILLAGE OF WINNETKA, COOK COUNTY, ILLINOIS**

WHEREAS, the Village of Winnetka (“Village”) is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to tax; and

WHEREAS, the Council of the Village of Winnetka, Cook County, Illinois (the “Village Council”), by Ordinance Number M-1-2003, adopted on the 7th day of January, 2003 (the “Ordinance”), did provide for the issue of \$3,190,000 General Obligation Refunding Bonds (Sales Tax Alternate Revenue Source), Series 2003 (the “Bonds”), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds: and

WHEREAS, the Village will have the Pledged Sales Tax Income (as defined in the Ordinance) in the appropriate fund pursuant to the Ordinance for the purpose of paying the principal of and interest on the Bonds up to and including December 1, 2014; and

WHEREAS, it is necessary and in the best interests of the Village that the tax heretofore levied for the year 2013 to pay the principal of and interest on the Bonds be abated.

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: Abatement of Tax. The tax heretofore levied for the year 2013 of Three Hundred Forty Five Thousand Three Hundred Eighty Five Dollars (\$345,385) in Ordinance Number M-1-2003 to pay the principal of and interest on \$3,190,000 General Obligation Refunding Bonds (sales Tax Alternate Revenue Source), Series 2003, of the Village of Winnetka, Cook County, Illinois, is hereby abated in its entirety.

SECTION 2: Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of the County of Cook, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2013 in accordance with the provisions hereof.

SECTION 3: Home Rule. This Ordinance is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

[Remainder of this page intentionally left blank.]

SECTION 4: Effective Date. That this Ordinance shall be in full force and effect from and its passage, approval, and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013

Passed and Approved: December 3, 2013

**AN ORDINANCE
ABATING THE TAX HERETOFORE LEVIED
FOR THE YEAR 2013
TO PAY THE PRINCIPAL OF AND INTEREST ON
\$9,000,000 GENERAL OBLIGATION BONDS, SERIES 2013,
OF THE VILLAGE OF WINNETKA, COOK COUNTY, ILLINOIS**

WHEREAS, the Village of Winnetka (“Village”) is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to tax; and

WHEREAS, the Council of the Village of Winnetka, Cook County, Illinois (the “Village Council”), by Ordinance Number M-15-2013, adopted on the 5th day of November, 2013 (the “Ordinance”), did provide for the issue of \$9,000,000 General Obligation Bonds, Series 2013 (the “Bonds”), for the financing of certain improvements to the stormwater system of the Village and for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, the Village has deposited sufficient funds in the appropriate fund pursuant to the Ordinance, for the purpose of paying the principal of and interest on the Bonds up to and including December 15, 2014; and

WHEREAS, it is necessary and in the best interests of the Village that the tax heretofore levied for the year 2013 to pay the principal of and interest on the Bonds be abated.

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: Abatement of Tax. The tax heretofore levied for the year 2013 of Three Hundred Thirty-Three Thousand Seven Hundred Twenty Dollars and Fourteen Cents (\$333,720.14) in Ordinance Number M-15-2013 to pay the principal of and interest on \$9,000,000 General Obligation Bonds, Series 2013, of the Village of Winnetka, Cook County, Illinois, is hereby abated in its entirety.

SECTION 2: Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of the County of Cook, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2013 in accordance with the provisions hereof.

SECTION 3: Home Rule. This Ordinance is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

[Remainder of this page intentionally left blank.]

SECTION 4: Effective Date. That this Ordinance shall be in full force and effect from and its passage, approval, and posting as provided by law.

PASSED this 3rd day of December, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the President and Board of Trustees of the Village of Winnetka, Illinois, this 3rd day of December, 2013.

Introduced: November 19, 2013

Passed and Approved: December 3, 2013



Agenda Item Executive Summary

Title: Ordinance M-11-2013 - Duke Childs Field Special Use and Variation - Introduction

Presenter: Michael D'Onofrio, Director of Community Development

Agenda Date: 12/03/2013

Consent: YES NO

<input checked="" type="checkbox"/>	Ordinance
<input type="checkbox"/>	Resolution
<input type="checkbox"/>	Bid Authorization/Award
<input type="checkbox"/>	Policy Direction
<input type="checkbox"/>	Informational Only

Item History:

December 16, 1997 Ordinance M-510-97, granting a special use to allow replacement of baseball field fencing, the scoreboard, and four dugouts, and to allow construction of two additional dugouts.

July 16, 2013 Ordinance M-11-2013 before the Village Council for Introduction. Council requested additional information and request for zoning relief was continued pending submittal of additional information.

Executive Summary:

Ordinance M-11-2013 grants a Special Use Permit and height variation for Duke Childs Fields, to allow New Trier Township High School District No. 203 ("New Trier") to replace the existing chain link backstop and fencing along the first base line of the baseball diamond on the north side of Willow Road west of Hibbard Road with a new baseball backstop netting system. The proposed 50-foot high backstop system, which would be supported by 16-inch diameter poles, would be 160 feet long, with 100 feet extending along the first base line, parallel to Willow Road, and the remaining 60 feet being behind home plate. The existing backstop is 27 feet high behind home plate and 20 feet high along Willow Road, where it extends for only 15 feet along Willow Road. Duke Childs Field is located in the R-2 Single Family Zoning District, in which the maximum height of structures is 35-foot height limit.

The application received favorable recommendations from the Zoning Board of Appeals and Plan Commission. The vote in the Design Review Board was tied, so there is no recommendation on the certificate of appropriateness. All three bodies recommended that the zoning relief be subject to the condition that New Trier submit a landscape plan that provides additional landscaping at the southwest corner of the Willow Road parking lot, to provide additional screening when approaching from the west. The three bodies also recommended that New Trier do the following:

- 1) undertake public outreach activities to inform the entire Village of the proposed netting and poles;
- 2) give further consideration/engineering review to installing a narrower and/or tapered pole rather than the proposed uniform 16-inch diameter pole; and
- 3) further evaluate and consider the possibility of having a retractable netting system.

The Village Council considered Ordinance M-11-2013 for introduction on July 16, 2013. No vote was taken on the introduction and New Trier was asked to provide additional information which included the following:

- 1) consideration of alternative sites for the baseball field;
- 2) re-orientation of softball and baseball fields at Duke Childs Field;
- 3) study of the Village landfill as a site for the baseball field;
- 4) conduct additional community outreach; and
- 5) development of a more robust landscape plan.

Recommendation / Suggested Action:

Consider introduction of Ordinance M-11-2013, granting a Special Use Permit and height variation to permit the installation of a new 50-foot tall baseball backstop netting system at Duke Childs Field.

Attachments:

-Agenda Report

-Ordinance M-11-2013

-Attachments:

A: Supplemental Information

B: Village Council Agenda Packet, July 16, 2013

AGENDA REPORT

TO: Village Council

PREPARED BY: Michael D'Onofrio, Director of Community Development

SUBJECT: 1321 Willow Rd (Duke Childs Field), Ordinance M-11-2013
(1) Special Use Permit
(2) Variation – Height of Buildings and Structures

DATE: November 25, 2013

REF: July 16, 2013 Council Mtg. pp. 28-196

Introduction

Ordinance M-11-2013 grants a Special Use Permit and height variation for Duke Childs Field, to allow New Trier Township High School District No. 203 (“New Trier”) to replace the existing chain link backstop and fencing along the first base line of the baseball diamond on the north side of Willow Road west of Hibbard Road with a new baseball backstop netting system. The proposed 50-foot high backstop system, which would be supported by 16-inch diameter poles, would be 160 feet long, with 100 feet extending along the first base line, parallel to Willow Road, and the remaining 60 feet being behind home plate.

This matter was considered by the Village Council at its July 16, 2013 meeting (Attachment B, Village Council Agenda Packet 7-16-2013). At the conclusion of the Council’s consideration of the request, it asked New Trier to provide additional information and a continuance was granted.

Specifically, the Council requested the following:

1. Consideration of alternative sites for the baseball field;
2. Re-orientation of softball and baseball fields at Duke Childs Field;
3. Study of the Village’s landfill as a site for the baseball field;
4. Conduct additional community outreach;
5. Develop a more robust landscape plan.

In addition to the information requested by the Village Council, New Trier also re-evaluated the possibility of installing a retractable netting system.

On November 15, 2013 New Trier submitted supplemental information addressing the items on which the Village Council requested further investigation (Attachment A).

Supplemental Information

Attachment A includes a number of documents making up the supplemental information; these include: a cover letter from New Trier to the Village Council identifying the additional analysis it conducted since July; a revised landscape plan; a cost estimate for reconfiguration of the existing ball fields at Duke Childs Field; a plan and cost estimate for relocating the baseball field on top of the

Village landfill; copies of use requests by New Trier to the Cook County Forest Preserve District; and, a PowerPoint presentation, that will be made at the December 3, 2013 Village Council meeting.

Following is a summary of New Trier's responses to the Village Council's request for additional information.

Consideration of alternative sites for the baseball field

New Trier studied relocating the baseball field to other existing playfields which it has. This included the following sites: Winnetka Campus; Northfield Campus; Fox Meadows (existing New Trier soccer fields at the southeast corner of Willow Rd. and Waukegan Rd); and purchasing new land.

If you refer to the PowerPoint presentation (Attachment A, pp.56-64) the baseball diamond template was overlaid on the existing playfields. It was the conclusion of New Trier that "...it is not possible to put the field at either of our existing sites without losing existing playfields and running tracks". New Trier also mentioned that relocating the baseball field to one of its other facilities would create additional issues, such as the use of these facilities on a daily basis by students, and transportation and parking issues associated with utilizing a re-purposed Duke Childs Field. Also associated with relocation, New Trier estimated that the cost to demolish the baseball field and rebuild a new one would be \$1,006,250.

New Trier also researched purchasing a five acre parcel of land within New Trier Township as a possible site for the baseball field. The school did a search thru MLS and the internet and found no property of this size being available for sale. New Trier also contacted the Winnetka, Northfield and Wilmette Park Districts, as well as the Cook County Forest Preserve District, to inquire if any of those bodies had land they were interested in selling.

Re-orientation of baseball fields at Duke Childs Field

According to an estimate provided by The Lakota Group, it would cost \$485,000 to re-orient the softball and baseball fields (Attachment A, p.9). New Trier also mentioned that if the ball fields were re-oriented it would raise the issue of player safety; additionally, if the softball and baseball field locations were switched there is still the likelihood of softballs being hit on to Willow Rd.

Study of Village landfill as site for baseball field

One of the alternative sites considered was the Village landfill (Attachment A pp.65-69). In addition to its own review, New Trier had an engineer's opinion of probable construction cost prepared by Spaceco, Inc. an engineering consulting firm (Attachment A pp.10-13). The study of the site revealed the following:

- Based on the same baseball field overlay template used on the other alternative sites, the landfill is not wide enough to accommodate the field;
- To accommodate the baseball field, a substantial amount of excavation of the top of the landfill would be necessary along with fill with suitable soils for the baseball field;
- An access road to the field would need to be constructed, as well as a parking lot;
- Because there would be ongoing settling of the landfill this would cause ongoing maintenance issues.
- Given proximity to the field, several of the existing leaching wells would need to be relocated.

Spaceco estimated that the cost to ready the landfill for a baseball field would be \$2.5 million; New Trier estimates that cost for the baseball field and associated amenities would cost \$732,000, for a total project cost of \$3.1 million.

Additional community outreach

Following the Village Council's request for additional outreach by New Trier, it engaged in a larger public outreach effort. New Trier held a meeting at its Northfield Campus on October 29, 2013, where it discussed the proposed project. In anticipation of this meeting, post cards were mailed to every Winnetka household. Additionally, the same invitation was emailed to all New Trier parents. According to New Trier 29 people attended the meeting.

Development of a more robust landscaping plan

New Trier submitted a revised landscape plan prepared by the Lakota Group (Attachment A, pp.4-8). The original plan presented in July included the planting of 10 trees between the south fence of the baseball field and the north edge of the parking lot. The revised plan calls for a total of 19 trees to be planted in the area between the south fence and parking lot, as well as in the area behind the bleachers and dugout on the west side of the field. Additionally, 22 shrubs will be planted in the median between the south edge of the parking lot and Willow Rd.

Retractable netting system

According to New Trier, it considered both a removable and retractable netting system. After investigating several other non-fixed systems that have been installed in New York and Pennsylvania, it has decided to stay with the originally proposed fixed netting system. The proposed netting system includes four 50 foot tall, 16 inch diameter poles, with fixed black netting.

Conclusion

After collecting and analyzing the supplemental information, as stated in its letter to the Village Council (Appendix A, p.1-3), it is the decision of New Trier to continue with its Special Use and variation requests for the 50 foot tall fixed netting system at the existing baseball field at Duke Childs Field. The one revision from the original plan is a revised landscaping plan calling for additional plantings around the baseball field (Attachment A, pp.4-5).

Introduction of Ordinance M-11-2013 requires the concurrence of a majority of the members of the Village Council.

Recommendation

Consider introduction of Ordinance M-11-2013, granting a Special Use Permit and variation to permit the installation of a new 50-foot tall baseball backstop netting system at Duke Childs Field.

Attachments

- Attachment A: Supplemental Information
- Attachment B: Village Council Agenda Packet 7-16-2013

**AN ORDINANCE
GRANTING A SPECIAL USE PERMIT AND A ZONING VARIATION
TO ALLOW FOR THE CONSTRUCTION OF A BASEBALL NETTING SYSTEM
AT NEW TRIER HIGH SCHOOL'S
DUKE CHILDS ATHLETIC FIELD (1321 Willow Road)**

WHEREAS, the Village of Winnetka ("Village") is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to regulate for the protection of the public health, safety and welfare; and

WHEREAS, the Council of the Village of Winnetka ("Village Council") finds that establishing standards for the use and development of lands and buildings within the Village and establishing and applying criteria for variations from those standards are matters pertaining to the affairs of the Village; and

WHEREAS, New Trier Township High School District No. 203 ("New Trier") is the owner of the property commonly known as New Trier High School Athletic Field or Duke Childs Field, which is located at 1321 Willow Road, at the northwest corner of Willow and Hibbard Roads, Winnetka, Illinois ("Subject Property"), and is legally described as follows:

Lot 3 in Open Lands Subdivision, being a subdivision of the Southeast Quarter of the Northeast Quarter, excepting therefrom the southerly 50 feet thereof and the easterly 50 feet thereof, also excepting therefrom Lots 35 and 36 in Block 1 in the Resubdivision of Blocks 8 to 12, inclusive, in the Winnetka Manor Addition, in Section 19, Township 42 North, Range 13 East of the Third Principal Meridian in the Village of Winnetka, Cook County, Illinois; and

WHEREAS, the Subject Property is located in the R-2 Single-Family Residential Zoning District provided in Chapter 17.24 of the Winnetka Zoning Ordinance, Title 17 of the Winnetka Village Code; and

WHEREAS, the Subject Property was originally owned by the Village of Winnetka and was conveyed to New Trier Township High School District in 1979, subject to recorded covenants that restrict the use of the Subject Property to that of an athletic field and sports facility, with associated parking and a then-present storage building, with all construction of improvements to be subject to approval by the Village; and

WHEREAS, the use of the Subject Property as New Trier's athletic fields is considered a special use pursuant to Section 17.24(C) and Section 17.56.110 of the Winnetka Zoning Ordinance; and

WHEREAS, on December 16, 1997, the Village Council passed Ordinance M-510-97, granting a special use permit to allow the replacement of baseball field fencing, the scoreboard and four existing dugouts, and to allow the construction of two additional dugouts; and

WHEREAS, on December 18, 2012, pursuant to Section 17.56.090 of Chapter 17.56 of the Winnetka Zoning Ordinance, New Trier filed an application for a special use permit to allow the installation of a new baseball netting system along the first base line and behind home plate of

New Trier's varsity baseball field, which is located adjacent to the parking area on the north side of Willow Road west of Hibbard Road; and

WHEREAS, as initially proposed, the baseball netting system would consist of four 16-inch diameter, 50-foot high steel poles and 50-foot high black nylon netting that would be located behind the existing chain-link fencing and would extend for a distance of 100 feet along the first base line, parallel to Willow Road, and for a distance of 60 feet, behind home plate; and

WHEREAS, on December 18, 2012, New Trier also filed an application for a variation from the height limitations of Section 17.30.080 of the Winnetka Zoning Ordinance to permit the proposed new baseball backstop netting system to be 50 feet high, which exceeds the maximum allowable height of 35 feet, resulting in a variation of 15 feet (42.86%); and

WHEREAS, on January 17, 2013, pursuant to due notice, the Design Review Board began its consideration of New Trier's special use application, at which time it expressed concern about the height and appearance of the proposed netting system due to the site location at a major gateway into the Village; and

WHEREAS, on January 23, 2013, pursuant to due notice, the Plan Commission began its consideration of New Trier's special use application, at which time it expressed concerns about the height and appearance of the proposed netting and asked New Trier to supply additional information regarding the need for the proposed height, alternative solutions, and providing landscaping to improve the view of the area; and

WHEREAS, on February 11, 2013, pursuant to due notice, the Zoning Board of Appeals began its public hearing on New Trier's special use application and request for a height variation, and continued the hearing to allow New Trier to present additional information; and

WHEREAS, the Design Review Board continued its consideration of the special use application at its meeting on February 21, 2013; and

WHEREAS, at the conclusion of its discussions on February 21, the Design Review Board was unable to decide whether it would issue a Certificate of Appropriateness for the proposed netting system, with two of the four members then present voting in favor of recommending approval, and the remaining two members then present voting against it; and

WHEREAS, in response to comments from the Design Review Board, Plan Commission and Zoning Board of Appeals, New Trier amended its proposal to include (i) the removal of the existing chain link backstop and fence and the installation of a new, 8-foot high chain link fence between the two dugouts and behind home plate, with the proposed 50-foot high netting being attached to the new fence behind home plate, as well being attached to the 16-inch diameter, 50-foot high steel poles, and (ii) a landscape plan; and

WHEREAS, the Plan Commission continued its consideration of the special use application at its meetings on February 27, 2013, and April 24, 2013; and

WHEREAS, at the conclusion of its discussions on April 24, 2013, the Plan Commission found that the proposed special use is not consistent with two relevant provisions of the Winnetka Comprehensive Plan, *Winnetka 2020*, pertaining to (a) preserving and enhancing public assets, lands and natural resources that create the attractive appearance and peaceful, single-family residential character of the Village, and (b) to engage in a public process pertaining to parks and

open spaces that balances institutional goals and minimizes any adverse impact to the character of the adjacent residential neighborhood; and

WHEREAS, the Plan Commission also found that the proposed special use was consistent with several of the goals and objectives of *Winnetka 2020*, in particular goals and objectives pertaining to educational institutions and open space, recreation and environment, including: (a) ensuring safe and attractive access to community institutions; (b) pursuing improvements that address public safety as well as traffic, congestion and parking; (c) expanding the quality of open space and recreational opportunities; and (d) preserving significant trees and encouraging new tree planting; and

WHEREAS, on April 24, 2013, by the unanimous vote of the nine voting members then present, the Plan Commission voted to recommend that the special use be granted, subject to the following conditions: (i) that additional landscaping be installed at the southwest section of the existing parking lot to screen the view of the netting from the westerly approach; (ii) that New Trier further evaluate the pole size with an emphasis on minimizing the pole diameter and/or using a tapered design; (iii) that New Trier be encouraged to conduct a broader public outreach effort to seek input from the broader community; and (iv) that New Trier strongly consider a retractable netting option; and

WHEREAS, on May 8, 2013, the Zoning Board of Appeals resumed the public hearing on New Trier's applications and, by a vote of four in favor and three against, passed a motion recommending that the requested height variation be granted, subject to the following conditions: (i) that New Trier investigate using tapered poles as a means of minimizing the visibility of the poles, and (ii) that New Trier engage in an aggressive public outreach program to inform Winnetka residents of the changes that would be taking place; and

WHEREAS, at its May 8, 2013, meeting, by a vote of five in favor and two against, the Zoning Board of Appeals also voted to recommend that the requested special use be granted, with the Board's strong recommendation that New Trier investigate using tapered poles and that New Trier engage in an aggressive public outreach to Winnetka residents, and with the Board's endorsement of the Plan Commission's recommendations; and

WHEREAS, the proceedings of the Zoning Board of Appeals, the Plan Commission and the Design Review Board, including the notices issued for their proceedings and meetings, conformed with all requirements of the Winnetka Village Code, applicable statutes of the State of Illinois and the procedural rules of those three advisory bodies; and

WHEREAS, no one who sought to present evidence or provide comment on New Trier's application at the Zoning Board of Appeals, the Plan Commission or the Design Review Board was denied the opportunity to do so; and

WHEREAS, the Village Council has not received any written protests opposing the proposed special use, as provided in Section 17.56.050 of the Zoning Ordinance; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will benefit the public health, safety, comfort, morals and general welfare of the Village, by enhancing the safety of those attending baseball activities at Duke Childs Field, and those parked adjacent to the varsity baseball field or driving past the field during baseball activities; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will not be substantially injurious to the use and enjoyment of other property in the immediate vicinity, nor will it substantially diminish or impair property values in the immediate vicinity, as the existing baseball and softball diamonds are an established use in the neighborhood and the proposed improvements will enhance the aesthetic qualities of the existing facilities and allow for improved maintenance; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will not impede the normal and orderly development or improvement of other property in the immediate vicinity for uses permitted under applicable zoning regulations, as the existing baseball and softball diamonds are an established use in the neighborhood and the proposed improvements are designed to enhance the use and appearance of the Subject Property; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will not have a measurable effect on traffic or parking in the area, as the improvements made pursuant to Ordinance M-501-97 provide ingress and egress in a manner that minimizes pedestrian and vehicular traffic congestion in the public ways, and the pending proposal does not alter the parking or change the nature or intensity of the use of the athletic fields; and

WHEREAS, adequate parking, access roads, utilities, drainage and other facilities necessary to the operation of the existing special use exist on the Subject Property, and the proposed amended special use will not alter the nature or increase the intensity of the use of the athletic fields; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use, consisting of the existing use of Duke Childs Field and the proposed new netting system and supports, will be in conformity with the applicable regulations of the Zoning Ordinance and the Winnetka Village Code; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will be consistent with the goals and objectives of the Winnetka Comprehensive Plan, *Winnetka 2020*; and

WHEREAS, there are practical difficulties and particular hardships associated with carrying out the strict application of the Zoning Ordinance with respect to the Subject Property in that: (a) the sole purpose of the Subject Property is to provide space for the recreational activities of New Trier's students; (b) the baseball diamond for which the new netting system is proposed is used by New Trier's varsity baseball team and is an integral part of New Trier's athletics program; (c) the proposed netting system is intended to enhance the safety of those at and near the baseball field during baseball activities; (d) Duke Childs Field is located in a residential zoning district, and is therefore subject to height limitations that are designed for single family residences, rather than for athletic and recreational facilities; and (e) the necessary improvements cannot be made without obtaining the requested zoning relief; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not alter the essential character of the neighborhood, in that the proposed baseball netting system will replace a chain link screening system on an existing baseball diamond located in an established recreational area; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not impair an adequate supply of light and air because the proposed baseball netting system is located in an open athletic field and there are no nearby structures of comparable height; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not increase the hazard from fire and other dangers to the Subject Property, in that (a) the installation of the proposed netting system will comply with all applicable codes, and (b) the proposed netting system is designed to protect spectators and passing pedestrians and vehicles from injury; and

WHEREAS, subject to the terms and conditions of this Ordinance, there is no evidence that the requested variation will diminish the taxable value of land and buildings throughout the Village, as (a) the Subject Property is a tax exempt parcel that is surrounded by other public and private tax exempt parcels, and (b) the proposed netting system will not be visible from or interfere with the use and enjoyment of the nearby residential properties; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not contribute to congestion on the public streets, as the proposed netting system is for an established recreational use, and is designed to reduce interference with, and hazards to, traffic on Willow Road; and

WHEREAS, the netting system that is being proposed is intended to improve the safety of persons and vehicles traveling on Willow Road and, subject to the terms and conditions of this Ordinance, there is no evidence that the requested variations will otherwise impair the public health, safety, comfort, morals, and welfare of the inhabitants of the Village; and

WHEREAS, the requested variation is in harmony with the general purpose and intent of the Winnetka Zoning Ordinance, in that: (a) it maintains the character of the existing neighborhood; (b) it protects and respects the justifiable reliance of existing residents, business people and taxpayers on the continuation of existing, established land use patterns; and (c) it otherwise promotes the public health, safety, comfort, morals and welfare by supporting the safe operation of New Trier's athletic fields; and

WHEREAS, this Ordinance has been placed on the Village Council's agenda and made available for public inspection at Village Hall and on the Village's web site, in accordance with Sections 2.04.040 and 2.16.040 of the Winnetka Village Code and applicable law.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: The foregoing recitals are hereby incorporated as the findings of the Council of the Village of Winnetka, as if fully set forth herein.

SECTION 2: That, subject to the terms and conditions set forth in Sections 4 and 5 of this Ordinance, and pursuant to Section 17.24.030 of Chapter 17.24 and to Chapter 17.56 of the Winnetka Zoning Ordinance, Title 17 of the Winnetka Village Code, a special use permit is hereby granted with respect to the Subject Property, which is commonly known as New Trier High School Athletic Field or Duke Childs Field and is located at 1321 Willow Road, at the northwest corner of Willow and Hibbard Roads, Winnetka, Illinois, in the R-2 Single Family Residential Zoning District, to allow the installation of a new baseball netting system along the first base line and behind home plate of the baseball field located adjacent to the parking area on the north side of Willow Road west of Hibbard Road.

SECTION 3: That, subject to the terms and conditions set forth in Sections 4 and 5 of this Ordinance, the Subject Property, which is commonly known as New Trier High School Athletic Field or Duke Childs Field and is located at 1321 Willow Road, at the northwest corner of Willow and Hibbard Roads, Winnetka, Illinois, in the R-2 Single Family Residential Zoning District, is hereby granted a variation from the height limitations of Section 17.30.080 of the Winnetka Zoning Ordinance to permit the proposed new baseball backstop netting system to be 50 feet high, which exceeds the maximum allowable height of 35 feet, resulting in a variation of 15 feet (42.86%).

SECTION 4: The special use permit and variation granted by this Ordinance shall be subject to the following terms and conditions, which shall be incorporated into final plans and documentation for the proposed Parking Lot:

A. The installation of the proposed improvements shall commence within 12 months after the effective date of this Ordinance.

B. The special use permit and variations shall expire if the installation of the proposed improvements is not commenced within 12 months after the effective date of this Ordinance.

C. Nothing in this Ordinance shall be deemed as granting a certificate of appropriateness of design approval for the proposed baseball nets and support poles.

D. The installation of the new baseball netting system shall be in accordance with the revised plans dated [date and description of plans to be verified with New Trier and Community Development staff prior to adoption].

E. Final details of landscape plans and material samples for the area along the north and west edges of the Willow Road parking area shall be subject to review and comment by the Design Review Board as provided in Chapter 15.40 of the Winnetka Village Code.

SECTION 5: Pursuant to Section 17.56.070(G) of Chapter 17.56 of the Winnetka Zoning Ordinance, the stipulations, conditions and restrictions set forth in the foregoing Section 4 of this Ordinance may be modified or revised from time to time by the Village Council following public notice and hearing in accordance with the special use application procedures set out in Chapter 17.56 of the Winnetka Zoning Ordinance.

SECTION 6: This Ordinance is passed by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

[Remainder of this page intentionally left blank.]

SECTION 7: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this ___ day of _____, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ___ day of _____, 2013.

Signed:

Village President

Countersigned:

Village Clerk

[Seal]

Published by authority of the
President and Board of Trustees
of the Village of Winnetka,
Illinois, this ___ day of _____,
2013.

Introduced: December 3, 2013

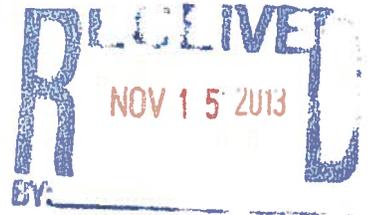
Passed and Approved:

ATTACHMENT A – SUPPLEMENTAL INFORMATION

NEW TRIER TOWNSHIP HIGH SCHOOL WINNETKA CAMPUS



To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.



To: The Winnetka Village Council
From: Steve Linke
Date: 08/12/13
Re: Backstop Netting Project

Dear Village Council Member:

At the July 16th Council meeting we were asked to consider moving our Varsity baseball field to a different location. Possible locations included our Winnetka Campus, our Northfield Campus, or the Winnetka Landfill. We were also asked to explore the purchase of undeveloped land in the Township.

The attached PowerPoint presentation (which we plan to show at the December 3rd meeting) shows our Varsity baseball field overlaid on our existing site plans. As shown in the slides, it is not possible to put the field at either of our existing sites without losing existing playfields and running tracks.

Swapping the Varsity field with existing playfields at our campuses is not a viable option. Our campus fields are used on a daily basis by our Kinetic Wellness classes. It is not feasible to shuttle students to and from Duke Childs during the school day for their classes. Also, a baseball field at the Winnetka or Northfield campus would require moving our running track (and field) to Duke Childs. This would pose a parking problem for track meets, as busses from multiple schools (as many as 10 – 12) would need somewhere to park, as would spectators.

This option (moving the varsity baseball field to either campus by demolishing and rebuilding the baseball field, dugouts, two playfields, and a running track) is estimated to cost \$1,006,250 and would not give us the facilities needed to operate school on a daily basis.

The Council also asked for a cost breakdown to support our estimate of \$400,000 to rearrange the fields. Attached is a letter from the Lakota Group with their cost estimate. The downside to this approach (besides the exorbitant cost) is:

- We would not be able to orient the fields properly for the safety of the players.
- If we were to swap the baseball and softball fields, there is still the likelihood of balls entering the roadway.

We were also asked to consider moving the varsity baseball field to the top of the Winnetka Landfill. The area on top of the landfill is approximately 5.5 acres (compared to 60 acres at the landfill in Glenview where Loyola developed athletic fields and 87 acres at the landfill where Willow Hill Golf Course is located). Attached you will also find a topographic drawing of the Winnetka Landfill and a dimensioned drawing of our existing Varsity field. These two drawings are not drawn to the same scale, but are provided to show the dimensions of each. It's clear that presently the area at the top of the landfill is not wide enough to accommodate our field. Because of this we would need to build retaining walls on each side of the landfill.

In order to build a baseball field on top of the landfill, major excavation would be required. Because it's a landfill we cannot simply re-grade down to the lowest point; that would require digging through the landfill cap (5' of impermeable clay covered with 3' of growing material), digging up the existing garbage, having a licensed Special Waste Hauler take it away, and then repairing the cap. Instead, fill would need to be brought in to raise everything up to the current highest point. This adds greatly to the size of the retaining walls needed on the east and west side (the higher you pile the fill, the narrower the top area becomes).

There are other issues with this plan as well:

- An access road into the site would need to be constructed.
- There is an area to construct a parking lot directly to the north, but it is approximately 40' below the playing/spectator area. This would be a difficult climb for some spectators. Some sort of ADA access would need to be constructed.
- Field/dugout/building maintenance would be an ongoing issue, the ground will always be settling. The top of the landfill has settled 5' in the past 20 years. Bringing in the amount of fill required will only exacerbate the settling issue. We spoke to Lou Coco (Loyola's Director of Facilities) about maintenance issues. Loyola usually has some field grading to do each spring due to settling. Loyola's site is built on a construction debris landfill; the Winnetka Landfill is made up of household refuse, this type of fill has a much greater tendency to settle.
- There are leaching wells on the top of the site. At least 3 would need to be relocated away from the play area.

Due to the complexity of building on a landfill, the District contracted Spaceco (Civil Engineers) to help us cost this option. Attached is their cost estimate and drawing.

Spaceco's cost estimate (attached) contains items to get the landfill ready to accept a baseball field and is \$2.5M. This does not include the cost of the field itself, the backstop, fencing, bleachers, dugouts, scoreboard, irrigation, power, restrooms, access to the site, access to the playfield from the parking lot, new soccer fields at Duke Childs (in place of the Varsity ball field), and owners contingency.

Our estimate for these items is \$732,000.

The total budget amount for this option is \$3,110,000.

We also researched purchasing land; we did a broad search of the MLS (Multiple Listing Service) looking for any parcel of land 5 acres or greater inside New Trier Township. We found nothing. An internet search was also conducted to see if land was available via private sellers. This also did not turn up anything.

We looked into purchasing land from the Forest Preserve or the Park District, The Forest Preserve by law is not allowed to sell any parcel of land unless it is less than one acre and isolated from any other Forest Preserve property.

The Park Districts (Winnetka, Northfield, and Wilmette) do not have any land they are interested in selling.

We were asked to consider a removable or retractable system. We considered them both but ultimately chose a fixed system for a number of reasons:

- Our netting system Designer and Engineer feel a fixed system is best for our application.
- Removing the nets seasonally will shorten the life of the nets, by as much as 50%.
- If removed, the nets will need to be moved to a secure storage area where they must be protected from the elements and rodents.
- We currently do not have an area to store the nets.
- There is also a \$6000 annual cost associated with this approach.
- A fixed system is the most astatically pleasing due to the fact that nets can be pulled extremely tight between the poles.
- A retractable system will need to be taller to make up for the sagging nets in the center.
- A retractable system is difficult and time consuming to operate.

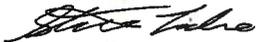
We spoke to the Facilities Directors at two institutions currently using retractable systems: Suny Albany (New York) and Lower Merion School District (Philadelphia). Suny Albany has had a lot of problems with their retractable system, it is difficult and time consuming to operate. Lower Merion installed a retractable system as a condition of approval for their project. To Date they have never lowered their nets. They stated that "after a short time no one even noticed the nets anymore" they also stated that the nets definitely sag in the center.

One Council member asked to see any permits we fill out in order to use the Cook County Forest Preserve property adjacent to our Northfield Campus. Attached is that permit. It should also be noted that the Forest Preserve property in question is not of sufficient size to use as a baseball field. Also Illinois law prohibits the Forest Preserve District from selling any piece of its property land that is over one acre in size.

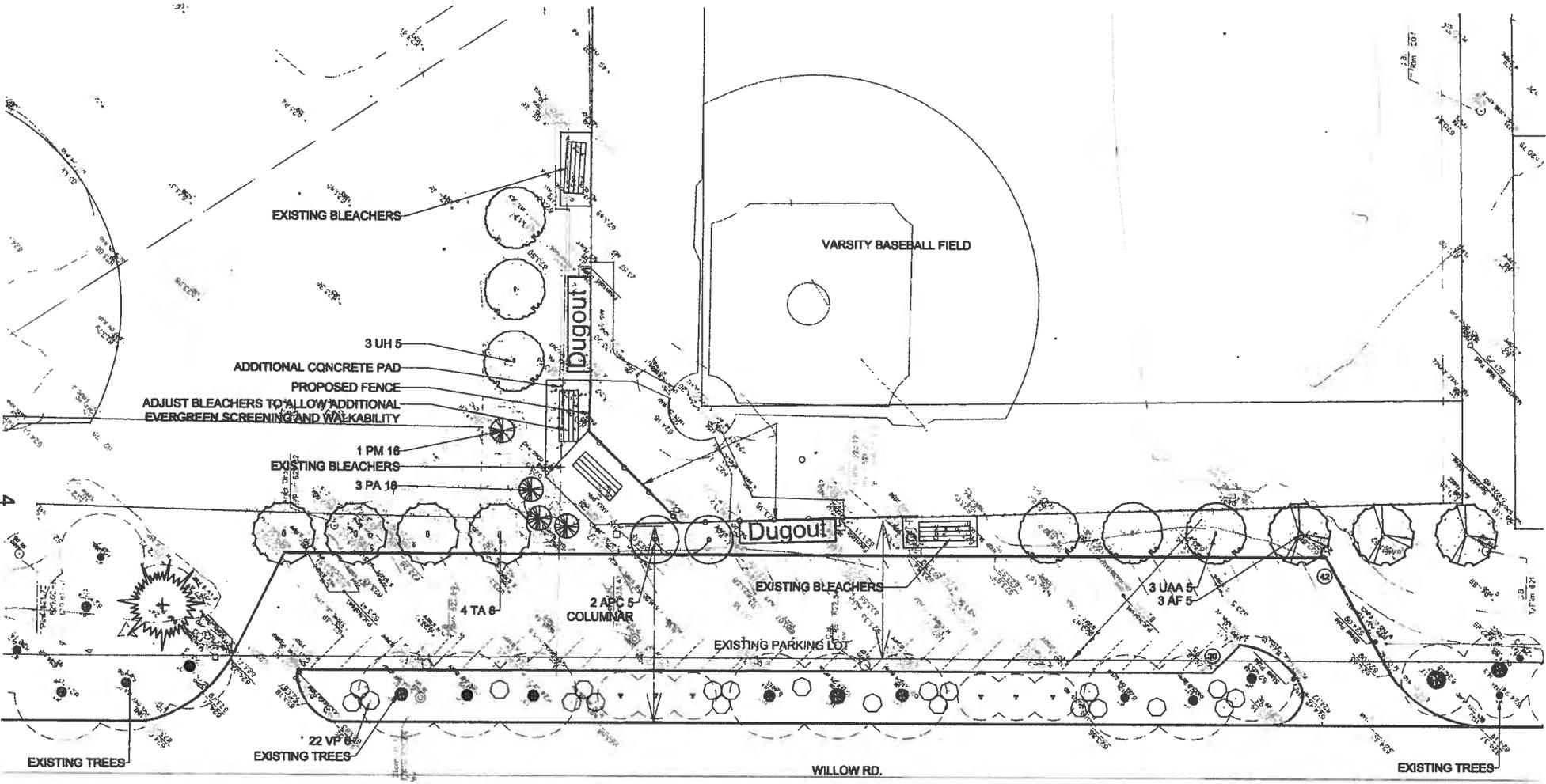
This project was discussed at two separate New Trier Board of Education meetings; the public was invited to comment at the June 3rd Board meeting. We had three citizens speak positively about the project. The Village Council requested that New Trier conduct broader public outreach regarding the netting project. To that end we mailed postcards to every Winnetka household inviting the public to a meeting at the Northfield Campus to learn about the. We also emailed the same invitation to all New Trier parents. We held the meeting on October 29th. We had 29 people in attendance, not including the presenters and two District 203 Board members. Fourteen citizens (not counting NT BOE members) spoke positively about both the need for the project and the improved aesthetics. Four citizens voiced their concerns with what the netting system would look like. We feel the audience support for the project was overwhelming.

Given the exorbitant cost and challenging logistics of moving the field, and due to existing Kinetic Wellness curriculum and Athletic program needs, we feel our proposed netting system is the best solution to this ongoing safety issue. We also believe that our proposed system along with new landscaping will significantly enhance the complex not only from a safety standpoint, but also from an aesthetic standpoint as well.

Sincerely,



Steve Linke
Facilities Manager
New Trier High School



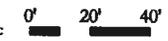
New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

Duke Child Safety Program Landscape Design: Version 2



LAKOTA
THE LAKOTA GROUP, INC.



December 03, 2013

Duke Child Safety Program Landscape Design: Version 2
Plant Schedule

Prepared by The Lakota Group					
SYMBOL	QTY.	BOTANIC NAME	COMMON NAME	SIZE	REMARKS
DECIDUOUS TREES					
APC 5	2	Acer platanoides 'Crimson King'	Crimson King Maple	5" caliper	B&B
AF 5	3	Acer x freemanii 'Autumn Blaze'	Freemanii Maple	5" caliper	B&B
TA 8	4	Tilia americana	American Linden	8" caliper	B&B
UAA 5	3	Ulmus 'Accolade'	Accolade Elm	5" caliper	B&B
UH 5	3	Ulmus pumila x glabra x carpinifolia 'HomeHomestead'	Smoothleaf Elm	5" caliper	B&B
ORNAMENTAL TREES					
EVERGREEN TREES					
PA 18	3	Picea abies	Norway Spruce	18" ht.	B&B
PM 16	1	Pseudotsuga menziesii	Douglas Fir	16" ht.	B&B
DECIDUOUS SHRUBS					
VP 6	22	Viburnum prunifolium	Blackhaw Viburnum	6' ht.	B&B

Duke Child Safety Program Landscape Design: Version 2
Cost Estimate

December 3, 2013

Prepared by The Lakota Group				
ITEM	QTY.	UNIT	UNIT COST	TOTAL
SITE PREPARATION DEMOLITION				
Site Prep and Grading	1	allowance	\$ 7,000.00	\$ 7,000.00
Spills Removal	1	cy	\$ 50.00	\$ 50.00
Top Soil/Compost Mix	1	cy	\$ 65.00	\$ 65.00
Concrete Pad	20	sf	\$ 8.00	\$ 160.00
Underdrainage	600	lf	\$ 12.00	\$ 7,200.00
Site Preparation Demolition Sub-Total				\$ 14,475.00
HARDSCAPE MISC.				
Bleacher - 5 Tier Aluminum Bench with Backing	1	allowance	allowance	\$ 6,000.00
Misc. Sub-Total				\$ 6,000.00
HARDSCAPE SUB-TOTAL				
				\$ 20,475.00
OVERALL LANDSCAPE				
Deciduous Canopy Tree (5"-8" Caliper)	15	ea	\$ 1,600.00	\$ 24,000.00
Evergreen Tree (16'-18')	4	ea	\$ 2,100.00	\$ 8,400.00
Deciduous Shrubs (Large-6' Ht)	22	ea	\$ 180.00	\$ 3,960.00
Shredded Hardwood Mulch	7	cy	\$ 60.00	\$ 420.00
Sod	15	sy	\$ 6.50	\$ 97.50
Irrigation	TBD	TBD	\$ -	TBD
Overall Landscape Sub-Total				\$ 36,877.50
LANDSCAPE SUB-TOTAL				
				\$ 36,877.50
OVERALL PROJECT COSTS				
Project Cost - Sub Total				\$ 57,352.50
Project Contingency (15%)				\$ 8,602.88
Permit and Bonding				TBD
Total Project Cost				\$ 65,955.38

New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

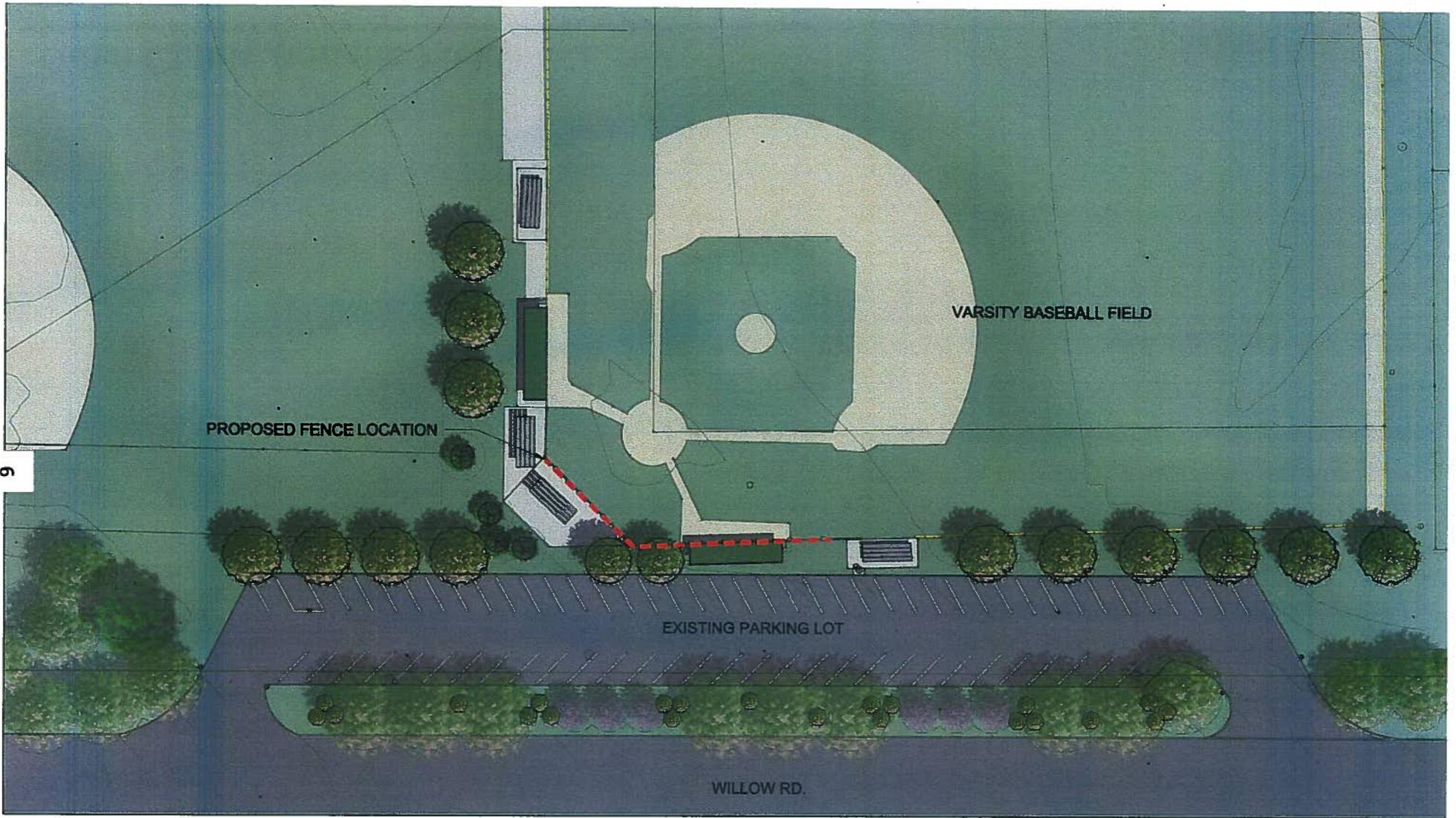
Duke Child Safety Program Landscape Design: Version 2



LAKOTA
THE LAKOTA GROUP, INC.

0' 20' 40'

December 03, 2013



New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

Duke Child Safety Program Landscape Design: Version 2

LAKOTA
THE LAKOTA GROUP INC



December 03, 2013



New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

Duke Child Safety Program Landscape Design: Version 2 - Visual Gateway From West Entrance

LAKOTA
THE LAKOTA GROUP INC.

December 03, 2013



New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

LAKOTA
THE LAKOTA GROUP INC

Duke Child Safety Program Landscape Design: Version 2 - Visual Gateway From East Entrance

December 03, 2013

LAKOTA

PLANNING
URBAN DESIGN
LANDSCAPE ARCHITECTURE
HISTORIC PRESERVATION
COMMUNITY RELATIONS

MEMO

TO: Steve Linke, Facilities Manager
FR: Jason Addington, The Lakota Group
RE: Duke Childs Field – Cost Estimate
CC: Scott Freres

August 13, 2013

The cost estimate shown below reflects the relocation/reconfiguration of the existing ball fields at Duke Childs Field.

ITEM	COST
Relocate infield bases and re-grade infield mix	\$30,000
Regrade outfield and seed	\$30,000
Relocate scoreboard (includes electric and footings)	\$4,000
Relocate bleachers	\$8,000
New landscape screening	\$28,000
New irrigation	\$20,000
Restoration of adjacent disturbed areas	\$5,000
Dismantle and rebuild original dugouts – size of existing dugouts	\$280,000
New fencing – backstop/outfield (2,215 LF)	\$80,000
Total:	\$485,000

Summary of
Engineer's Opinion of Probable Construction Cost

PROJECT NAME: VARSITY BASEBALL FIELD RELOCATION
PROJECT NO.: 7871

SUMMARY OF HARD COSTS FOR PAD AND PARKING LOT

1 A. Demolition & Debris Removal	\$200,000
2 B. Soil Erosion and Sediment Control	\$40,000
3 C. Earthwork Improvements	\$1,500,000
4 D. Parking Lot	\$50,000

PAD AND PARKING LOT SUBTOTAL \$1,790,000

CONTINGENCY 20% \$358,000.00

\$2,148,000.00

ANTICIPATED SOFT COSTS

(Geotechnical, Environmental, Structural, Civil Engineering, Etc.)

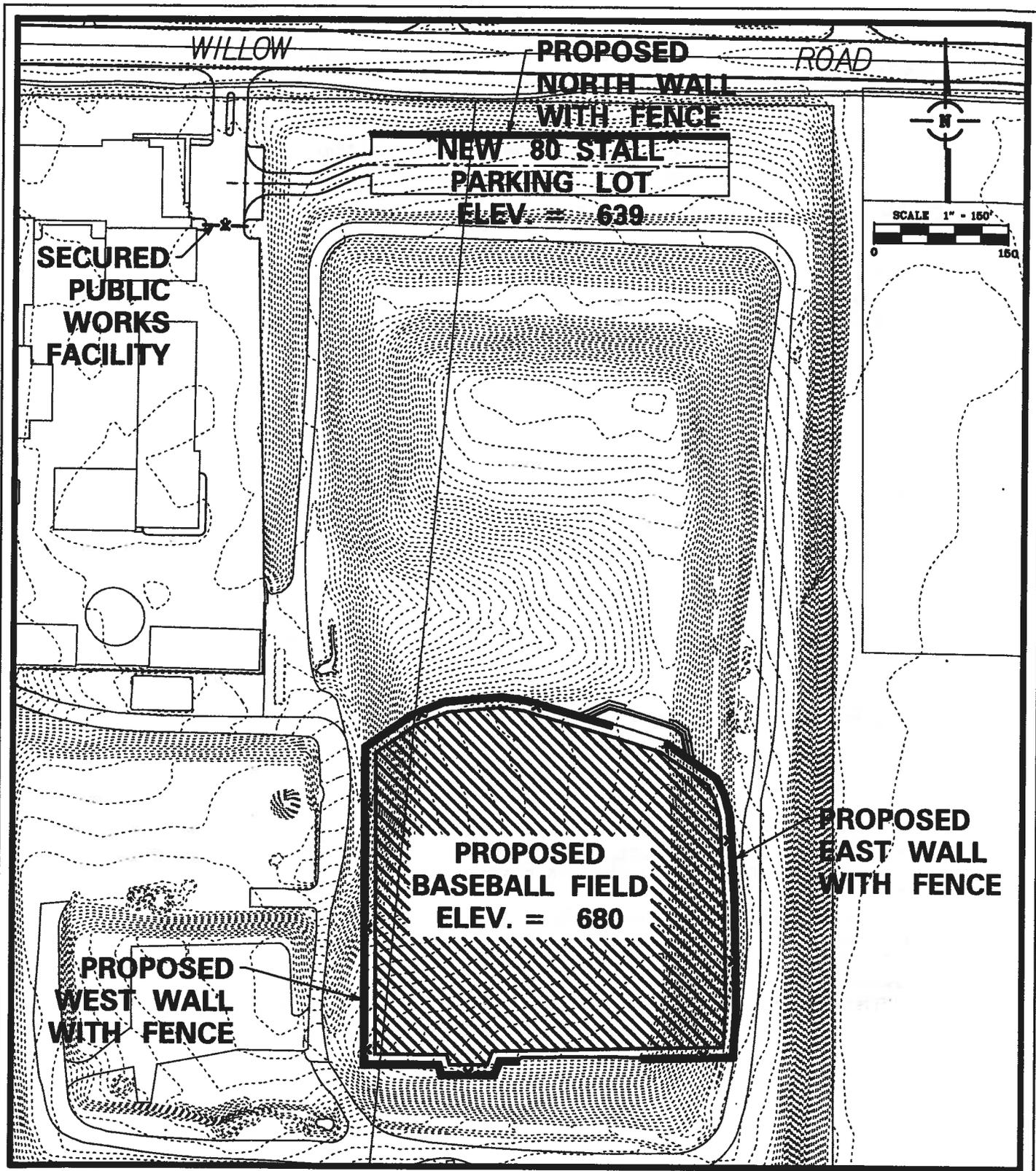
20% of Hard Costs \$358,000.00

ANTICIPATED SOFT COST TOTAL= \$358,000.00

LAND DEVELOPMENT HARD AND SOFT COSTS TOTAL = \$2,506,000

NOTES:

1. This estimate is prepared based on "Conceptual Layout for New Trier Varsity Baseball Landfill Site" Dated 09/09/13
 2. This estimate is prepared as a guide only. SPACECO makes no warranty that actual costs will not vary from the amounts indicated, and assumes no liability for such variance.
 3. This estimate DOES NOT include:
BASEBALL FIELD AND ASSOCIATED FACILITIES
-IRRIGATION, UNDERDRAINS, LIGHTING, RESTROOMS, ETC.
OFFSITE UTILITY EXTENSIONS
STORMWATER MANAGEMENT FACILITIES
IMPROVEMENTS TO SHARED WILLOW ROAD ENTRANCE
MAINTENANCE COSTS
LANDSCAPING
3. This estimate assumes the bearing capacity of soils are sufficient for proposed retaining walls.



CONSULTING ENGINEERS
 SITE DEVELOPMENT ENGINEERS
 LAND SURVEYORS

9575 W. Higgins Road, Suite 700,
 Rosemont, Illinois 60018
 Phone: (847) 696-4060 Fax: (847) 696-4065

CONCEPTUAL LAYOUT
NEW TRIER
VARSITY BASEBALL
LANDFILL SITE

DATE: 09/12/13 FILENAME: 7871_C-ENG JOB NO: 7871

**NEW
TRIER** TOWNSHIP HIGH SCHOOL DISTRICT 203

To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.

To: Forest Preserve District of Cook County
From: Randy Oberembt, Athletic Director
RE: Request for Use of Forest Preserve Property
Date: 6/4/13

Dear Forest Preserve District of Cook County Officials,

Please note that New Trier High School District #203 is sponsoring a request for use of Forest Preserve property adjacent to the New Trier High School Northfield Campus for the purposes of athletic activities during the fall season. The property is located just south of New Trier High School (Northfield Campus) and just east of Happ Road at 7 Happ Road. These requests are endorsed by the administration of New Trier High School.

Attached you will find an updated application with the specific date information that was requested. Thank you for your assistance in this matter.

Thank you,


Randy Oberembt
Athletic Director



FOREST PRESERVE DISTRICT OF COOK COUNTY

General Headquarters: 536 N. Harlem Avenue, River Forest, IL 60305
Phone 800-870-3666 (Permits Department Option #2)
Fax 708-771-1071 or 708-771-1012



2013 SPECIAL EVENT APPLICATION

Application and requirements must be submitted (21) days prior to your event.

APPLICANT INFORMATION	
First Name: <u>Randall</u>	Last Name: <u>Oberembt</u>
Organization: <u>New Trier High School</u>	
Street Address: <u>7 Happ Rd</u>	Unit #:
City: <u>Northfield</u>	State: <u>IL</u> Zip Code: <u>60093</u>
Phone: <u>847 784 2226</u>	Email: <u>oberembt@nths.net</u>
Are you a Cook County Resident? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	Driver's License/State I.D. # <u>[REDACTED]</u>
Is your organization Not for Profit? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
Would you like to be added to our email list to receive information about picnic permits and our monthly e-newsletters? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
EVENT/ACTIVITY INFORMATION: Please describe your event in as much detail as possible below. Attach additional sheets if needed.	
Location Requested: <u>Fields between Happ and</u>	Grove #(s):
<u>Frontages Rd in Northfield</u>	
Date(s) requested: <u>8/14 - 11/15/13 3/1 - 6/15/14</u>	Time of Use: <u>3:30 pm</u>
Attendance (Adult): <u>Various</u>	Attendance (Youth): <u>Various</u> Will fees be collected onsite or offsite?
Please list the fees assessed:	

Please write the number of each item below that you will have on District property the day of your event. You will be charged a Special Use Permit fee of \$10.00 per item listed, in addition to the Special Event Fee (see reverse side).

Amplified Equipment _____	Inflatables _____	Beverage Truck _____	Ticket Booth _____
Canopy Tent _____	Port-o-sinks _____	Port-o-lets _____	
Stage/Platform _____ size of stage/platform: _____			
Generators _____ to be used for: _____			
Vending _____ list vended items: _____			
Other _____ list other items: _____			

Will your event be held on a paved bicycle trail? YES NO

Will your event be held on a naturally surfaced multi-use trail? YES NO

Will your event be held off-road, off-trail and/or in undeveloped/natural areas in the District? YES NO

Does your organization plan on marking the trail for your event? YES NO

If yes, please explain:

FIELD Markings for Athletic Events.

Fees:

2013 fees below are based on attendance and include our \$175 Special Event Fee. Non-Profit Organizations may qualify for a reduced rate of 50%, verification of 501(c)3 status must be submitted at the time of the application. Events with an attendance of 400+ must use Level IV locations: Busse Woods (Elk Grove Village, IL), St. Paul Woods (Morton Grove, IL), Miller Meadow (Maywood, IL) and Green Lake Woods (Calumet City, IL).

Attendance	Event Fees	Grove Fees	Security Deposit
1,000+	\$960	Included in activity fee	\$500
400-999	\$550	Included in activity fee	\$250
25-399	\$175	\$53 or \$37	\$250

Additional fees will vary upon each individual request:

Special Use Items - \$10.00/per item
 FPDCC Police Security - \$40.00/per hour

Requirements:

All applications must submit a certificate of general liability insurance in the amount of \$1,000,000 naming the Forest Preserve District of Cook County as an additional insured.

All walking, running or bicycling events applications must include a course map and description for approval at the time of your application. Please use our District trail maps to highlight your route; you may download those maps via our website at: <http://fpdcc.com/preserves-and-trails/maps/>. Applications will not be approved without a map of your route. Please contact the District trails coordinator, Mike Hart at 708-467-0413 regarding approval of your routes.

Failure to provide an accurate representation of your event will result in immediate cancellation of your event, the forfeiture of any fees paid and possible fines. All marketing materials used for this event must be supplied at the time of the application. Environmental impact by the Forest Preserve District of Cook County must be made prior to the approval or denial of events to be held on District property.

PAYMENT INFORMATION: Please make checks payable to: Forest Preserve District of Cook County or please provide Visa/MasterCard information below	
Credit Card #: [REDACTED]	Expiration Date: [REDACTED]
Check #:	
APPLICANT SIGNATURE	
Signature:	Date:



FOREST PRESERVE DISTRICT OF COOK COUNTY

General Headquarters: 536 N. Harlem Avenue, River Forest, IL 60305
Phone 800-870-3666 (Permits Department Option #2)
Fax 708-771-1071 or 708-771-1012



2013 SPECIAL EVENT APPLICATION

Application and requirements must be submitted (21) days prior to your event.

APPLICANT INFORMATION	
First Name: <u>Randall</u>	Last Name: <u>Oberembt</u>
Organization: <u>New Trier High School</u>	
Street Address: <u>7 Happ Rd</u>	Unit #:
City: <u>Northfield</u>	State: <u>IL</u> Zip Code: <u>60093</u>
Phone: <u>847 784 2226</u>	Email: <u>oberembt@nths.net</u>
Are you a Cook County Resident? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	Driver's License/State I.D. # [REDACTED]
Is your organization Not for Profit? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
Would you like to be added to our email list to receive information about picnic permits and our monthly e-newsletters? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
EVENT/ACTIVITY INFORMATION: Please describe your event in as much detail as possible below. Attach additional sheets if needed.	
Location Requested: <u>Unpaved trail between Happ</u>	Grove #(s):
<u>and Frontage Rd.</u>	
<u>8-29-13</u>	
Date(s) requested: <u>8/29/13 10/1/13</u>	Time of Use: <u>3:30 PM</u>
Attendance (Adult): <u>200</u>	Attendance (Youth): <u>200</u> Will fees be collected onsite or offsite? <u>NO</u>
Please list the fees assessed: _____	

Please write the number of each item below that you will have on District property the day of your event. You will be charged a Special Use Permit fee of \$10.00 per item listed, in addition to the Special Event Fee (see reverse side).

Amplified Equipment _____	Inflatables _____	Beverage Truck _____	Ticket Booth _____
Canopy Tent _____	Port-o-sinks _____	Port-o-lets _____	
Stage/Platform _____ size of stage/platform: _____			
Generators _____ to be used for: _____			
Vending _____ list vended items: _____			
Other _____ list other items: _____			

Rev. 1/2013

Will your event be held on a paved bicycle trail? YES NO

Will your event be held on a naturally surfaced multi-use trail? YES NO

Will your event be held off-road, off-trail and/or In undeveloped/natural areas in the District? YES NO

Does your organization plan on marking the trail for your event? YES NO

If yes, please explain:

Lines painted for the purpose of marking a
Cross Country course

Fees:

2013 fees below are based on attendance and include our \$175 Special Event Fee. Non-Profit Organizations may qualify for a reduced rate of 50%, verification of 501(c)3 status must be submitted at the time of the application. Events with an attendance of 400+ must use Level IV locations: Busse Woods (Elk Grove Village, IL), St. Paul Woods (Morton Grove, IL), Miller Meadow (Maywood, IL) and Green Lake Woods (Calumet City, IL).

Attendance	Event Fees	Grove Fees	Security Deposit
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PAYMENT INFORMATION: Please make checks payable to: Forest Preserve District of Cook County or please provide Visa/MasterCard information below.	
Credit Card #: [REDACTED]	Expiration Date: [REDACTED]
Check #:	
APPLICANT'S SIGNATURE	
Signature:	Date:

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New Trier High School Proposed Backstop Project Duke Childs Varsity Field

New Trier Backstop Project Existing Conditions



Existing Galvanized Chain Link Backstop



New Trier Backstop Project Proposed Netting System

21



St. Viator's Field (representative system)



St. Viator's Field (representative system)



Problem

- Baseballs hit onto Willow Road
 - Danger to pedestrians, cars, vehicle occupants, and fans
- Why now?
 - Recent incidents – damage to cars, close calls, injuries
 - Increasing power of hitters, improvement in equipment – balls hit harder, faster
 - Improved safety standards – as in other sports, standards of safety are changing

Proposal

- 50 foot netting system at varsity field, with 16" steel poles to hold up the netting - \$57,884
- Additional features to improve appearance of ball field
 - Replace backstop fence and install black chain link dugout to dugout fence to better integrate with netting - \$9,000
 - Significant landscaping - \$57,000 (up from \$27,000)

Process

- Sept-October 2012: Submit applications for Certificate of Appropriateness, Zoning Variance, Special Use Permit

8 Meetings:

- January 17, 23 2013: Design Review Board, Plan Commission
- February 11, 21, 27, 2013: Zoning Board, Design Review Board, Plan Commission
- April 2013: Plan Commission
- May 2013: Zoning Board of Appeals
- July 2013: Village Council

Requests for Research

- Retractable netting
- Tapered poles
- Landscaping – 1st plan (\$27,000); new plan (\$57,000)
- Documentation of balls hit onto Willow Road
- Public outreach
- Re-orient the baseball field
- Move the baseball field – school property, newly purchased land, or landfill

Why We Chose A Fixed, Permanent Netting System

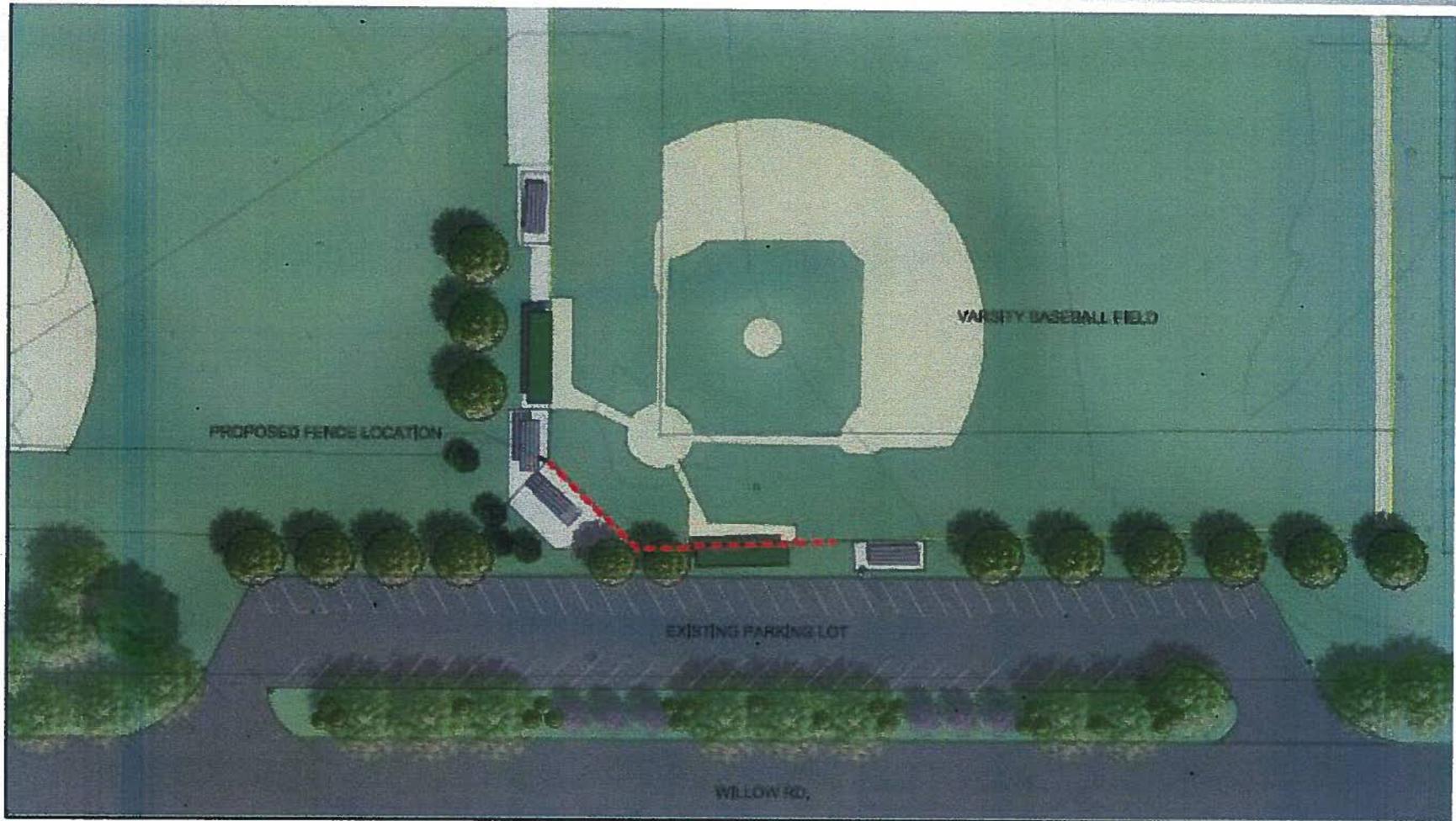
- Removing the nets seasonally will shorten the life of the nets, by as much as 50%. If removed, the nets will need to be moved to a secure storage area where they must be protected from the elements and rodents. We currently do not have an area to store the nets. There is also a \$6000 annual cost associated with this approach.
- Our engineers indicate a fixed Permanent system will work best for our application. It is the most aesthetically pleasing due to the fact that nets can be pulled extremely tight between the poles.

- A retractable system will need to be taller to make up for the sagging nets.
- We spoke to the Facilities Directors at two institutions currently using retractable systems: Suny Albany (New York) and Lower Merion School District (Philadelphia). Suny Albany has had a lot of problems with their retractable system, it is difficult and time consuming to operate. Lower Merion installed a retractable system as a condition of approval for their project. To Date they have never lowered their nets. They stated that “after a short time no one even noticed the nets anymore.” They also stated that the nets definitely sag in the center.

Poles

- Chose not to use tapered poles (18" bottom to 12 ¾" top). Need width at the top to hold netting in wind
- Talked to two structural engineers who confirmed that 16" straight pole is safest and most effective option – Tapered is possible, but not best option (also adds \$25,000)
- Steel is more attractive and more sturdy than fiberglass or wood. Existing baseball netting systems in this area use steel.

Proposed Landscape Plan (Details)



New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

Duke Child Safety Program Landscape Design: Version 2



December 03, 2013

Agenda Packet P. 182

Landscape changes

- Deciduous Shade Trees:
 - 6 to 15
- Evergreen Trees:
 - 4 Trees in both plans
- Deciduous Shrubs:
 - 0 to 22
- Also added: Shredded hardwood mulch and sod
- Cost: From \$27,000 to \$66,000

Proposed Landscape Plan (Rendering)

33



Proposed Landscape Plan (Rendering)

34



Documentation of Balls on Willow Road

- Count – 8-10 balls enter Willow Road each varsity game
- Police reports of six cars being damaged
- Claims: (Remember - Many do not stop when the car is hit; we do not keep reports of sudden stops, near misses, etc.) \$730, \$100, \$683, \$100, \$850, \$652, \$180, \$244

Public Outreach:

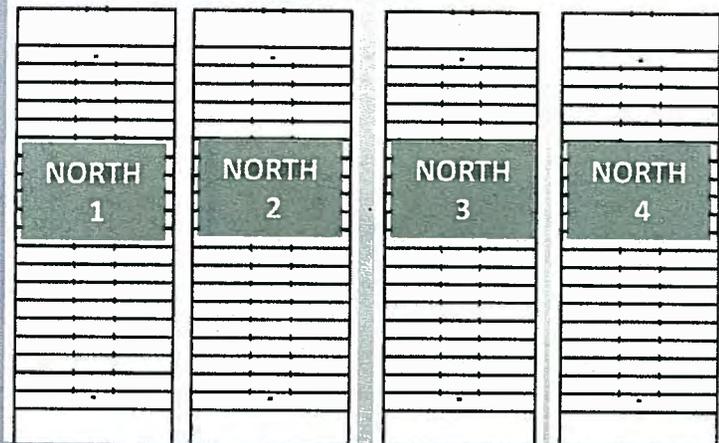
- This project was added to the agenda of our June 3rd 2013 School Board Meeting. This agenda was published in the newspapers. We also invited public comment on the project. We had three Winnetka residents speak very positively about the project.
- We sent a mailing describing this project to all Winnetka residents and invited them to a special meeting to learn about, and discuss our project. That meeting took place on October 29th.

Orientation at Duke Childs Field

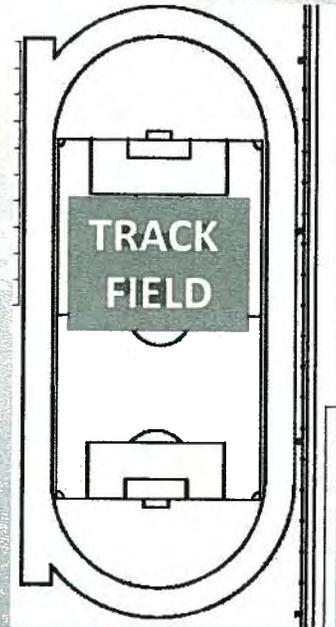
- Suggestion – re-do the entire complex so net not needed.
 - Baseball fields are oriented so sun is not in pitcher and batters' eyes in late afternoon.
 - Cost \$400-450,00 just to swap baseball and softball fields – softballs could still enter Willow Road
 - Moving all fields would cost much more

New Trier Athletic/Kinetic Wellness Field Drawings

WINNETKA CAMPUS

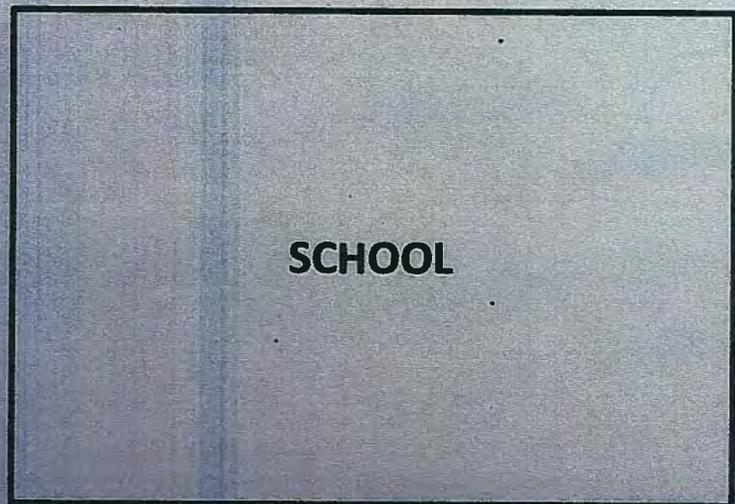
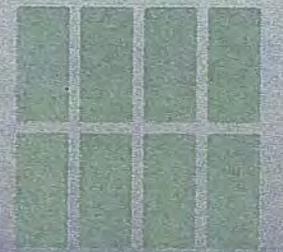


WINNETKA
SOFTBALL
DIAMOND



ESSEX

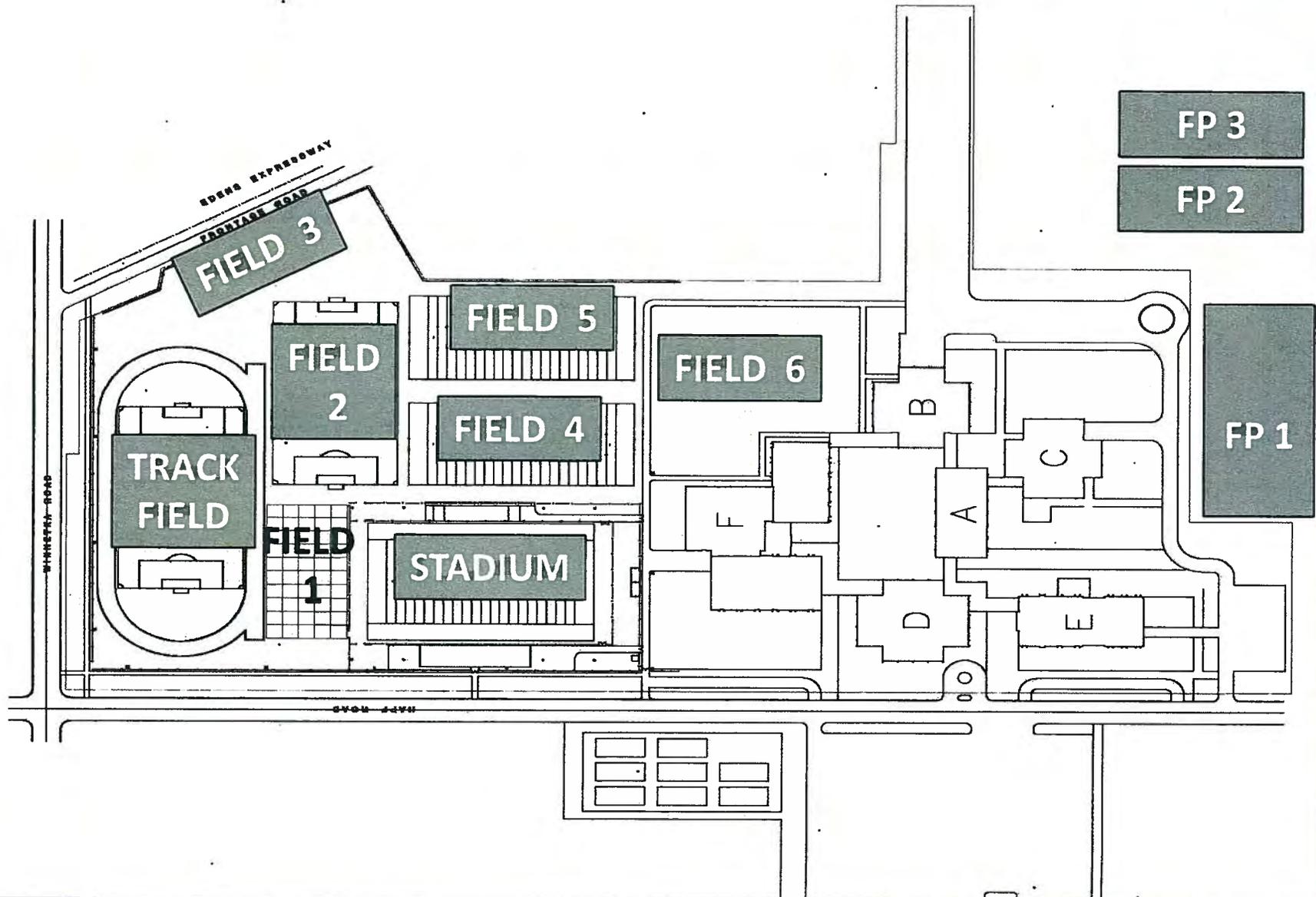
TENNIS COURTS



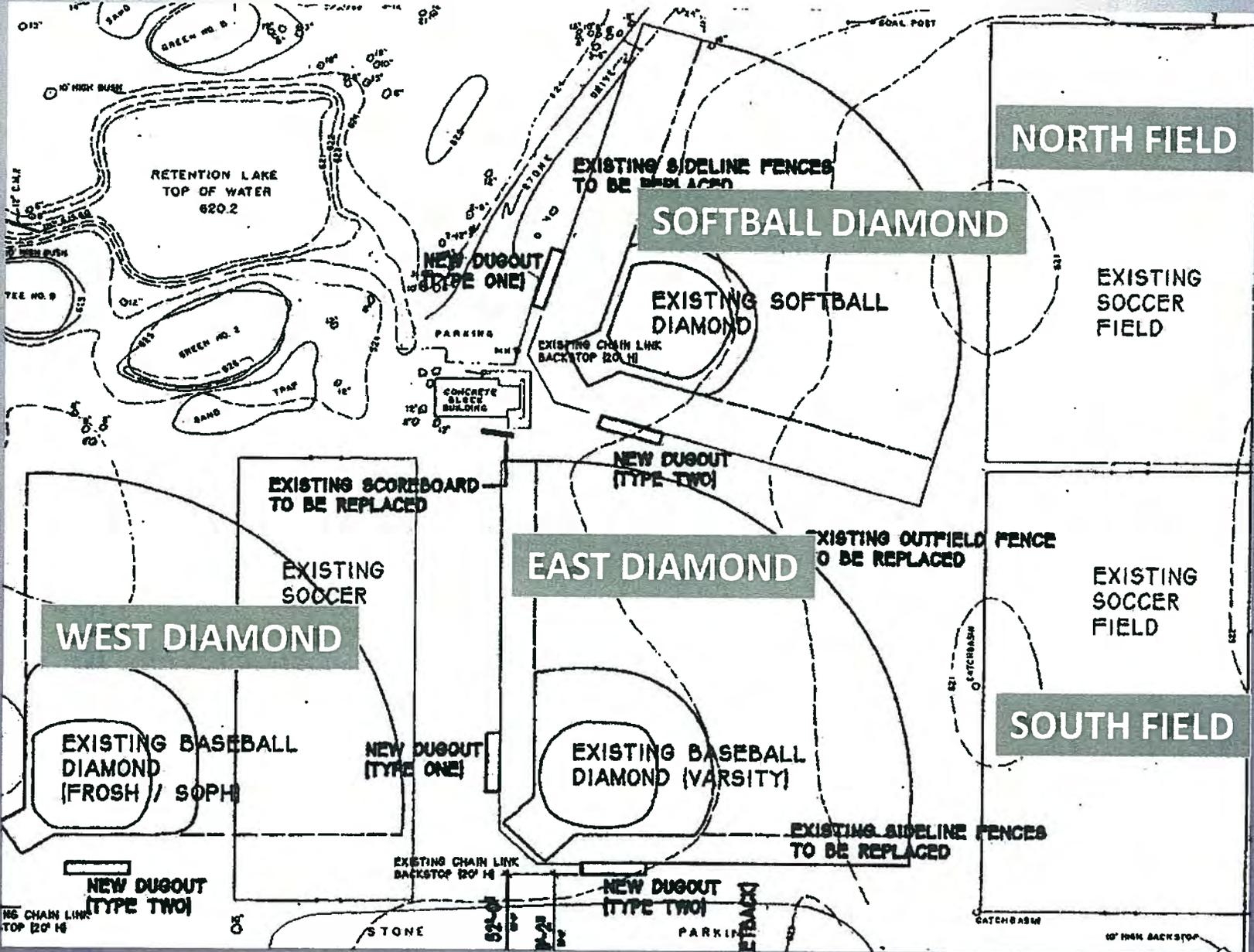
WINNETKA

39

NORTHFIELD CAMPUS

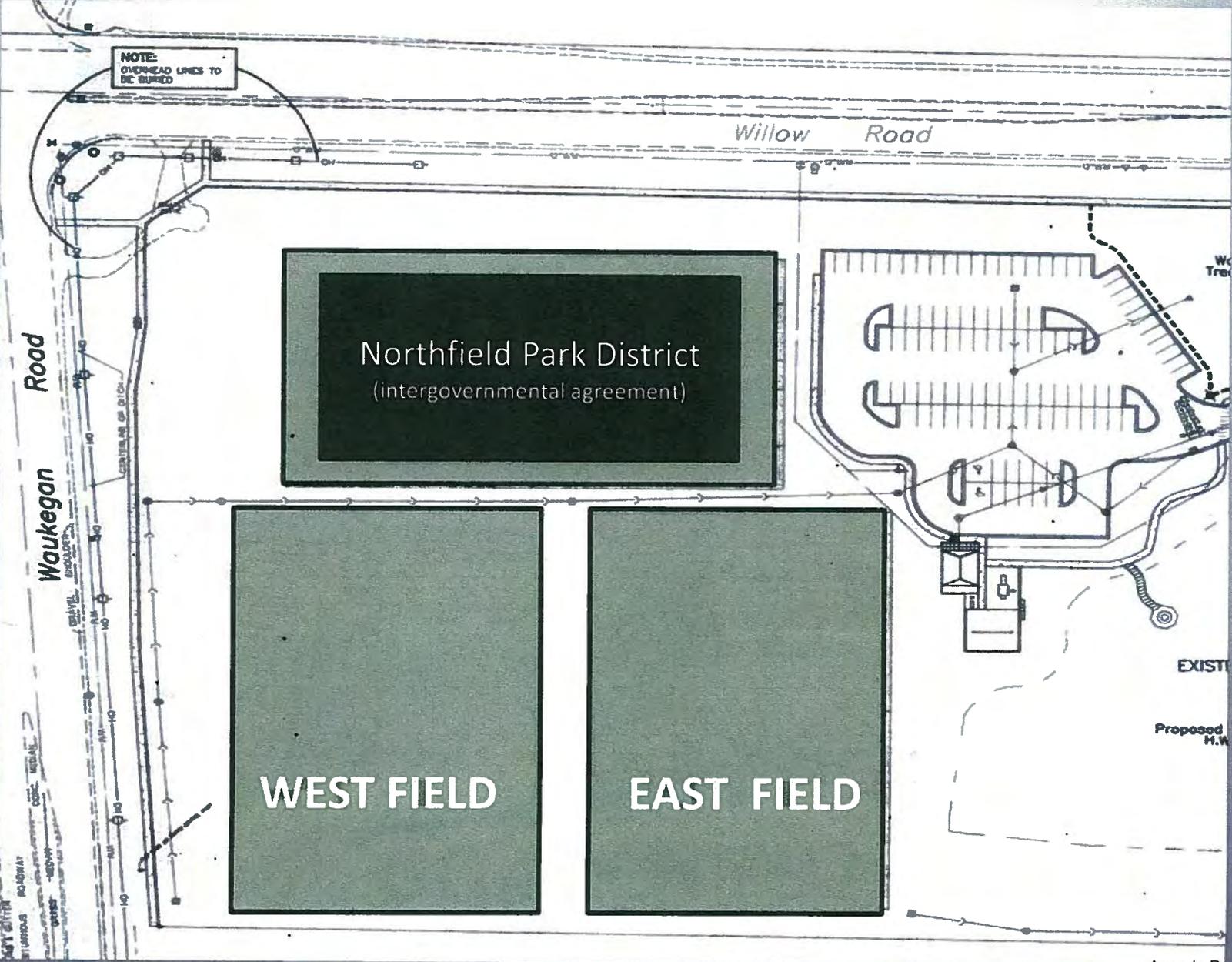


DUKE CHILDS



41

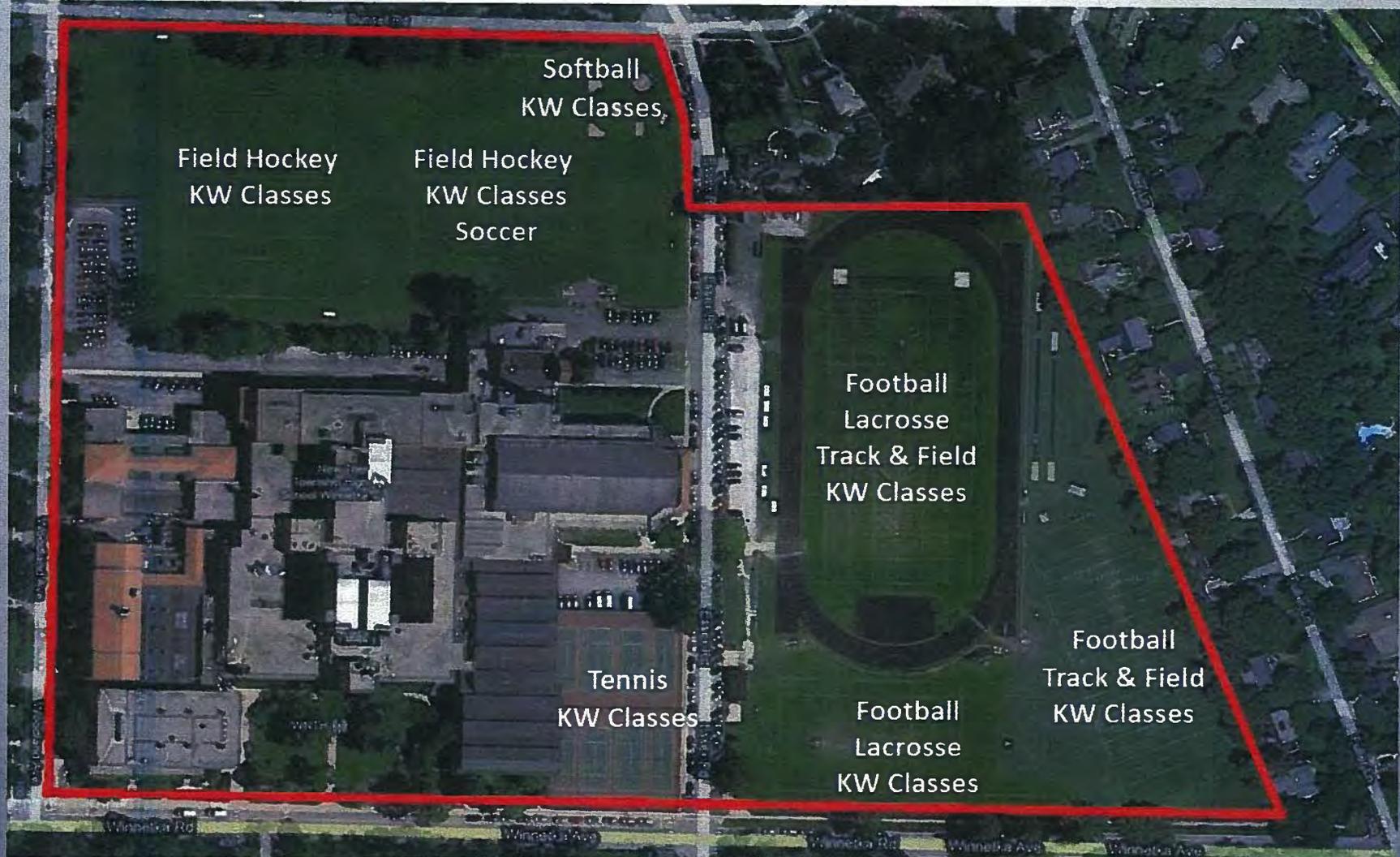
FOX MEADOWS



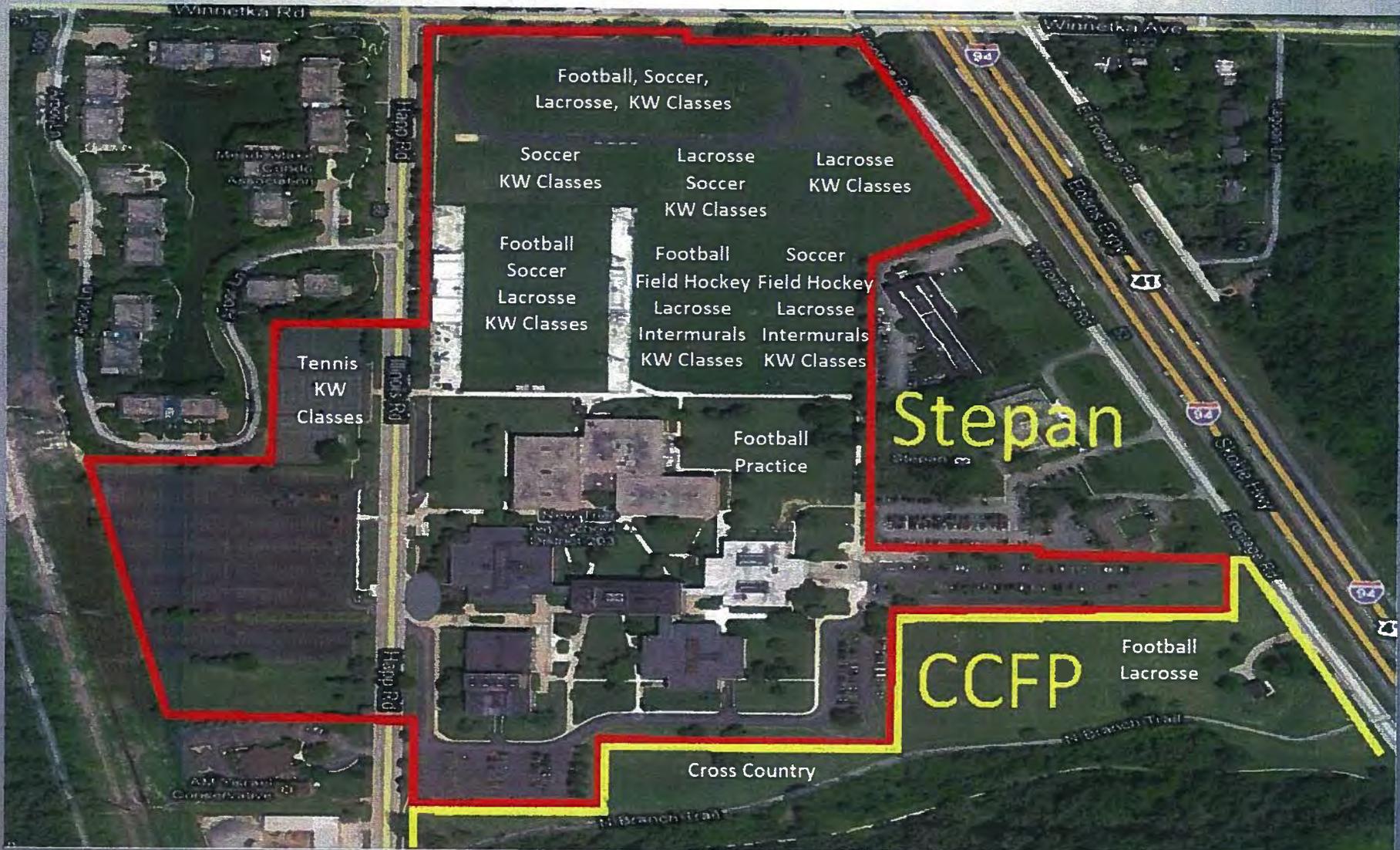
42

Aerial Photos, Field Usage Of New Trier Property

Winnetka Campus Field Usage

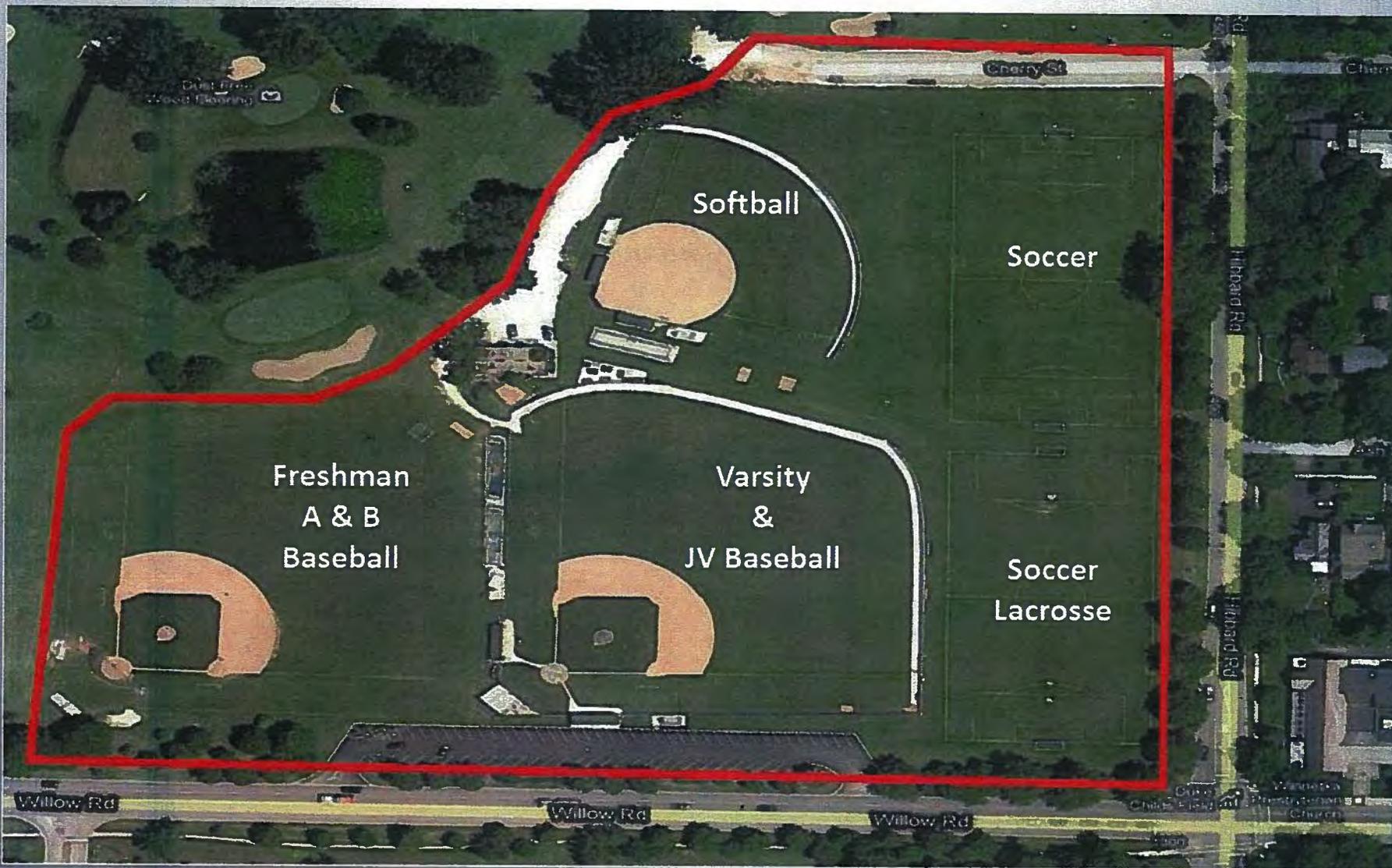


Northfield Campus Field Usage



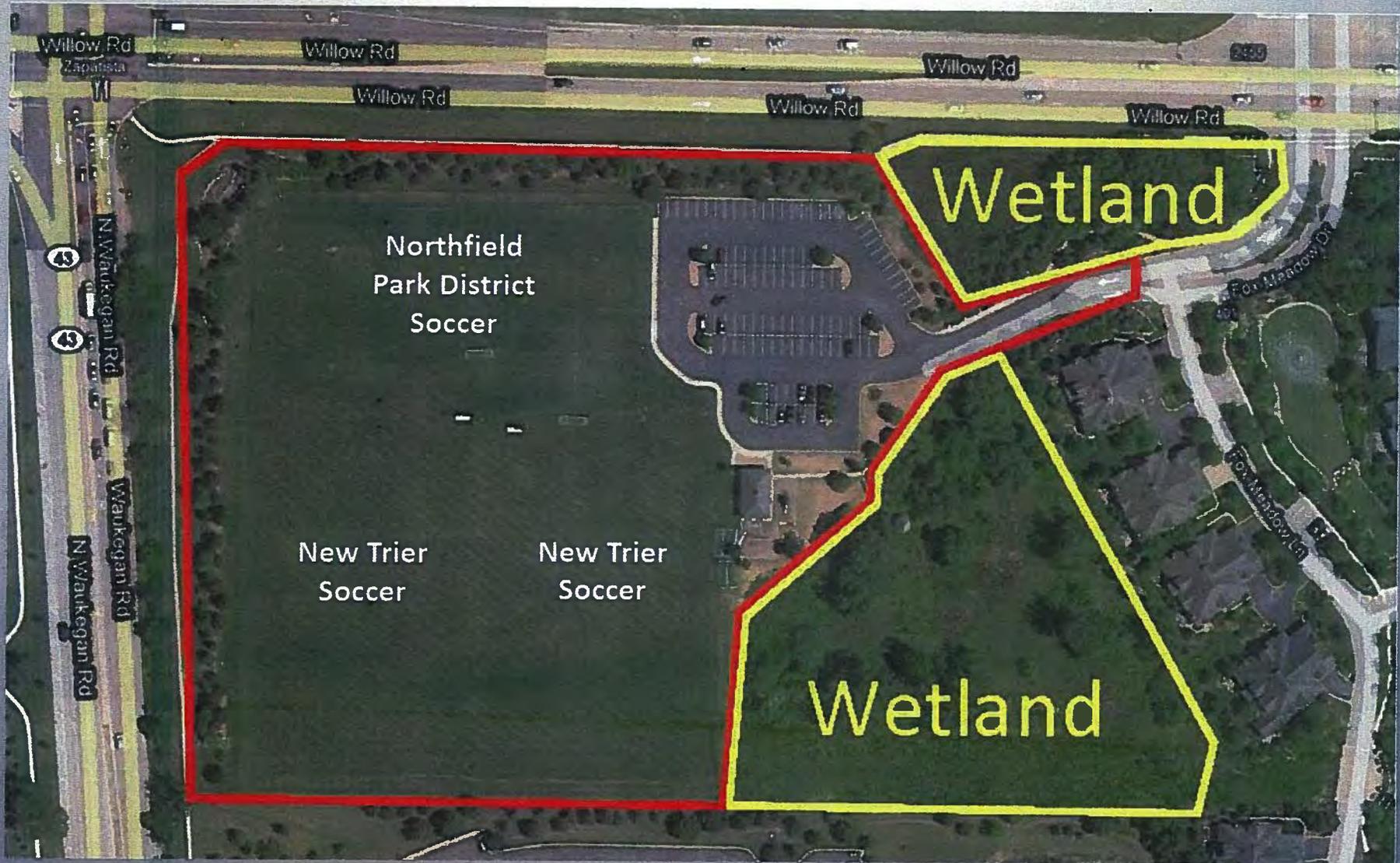
45

Duke Childs Field Usage



46

Fox Meadows Field Usage



47

New Trier Varsity Baseball Alternate Locations Studied:

- Winnetka Campus
- Northfield Campus
- Fox Meadows
- Winnetka Landfill
- Purchasing New Land

Cost Estimates For Various Options

Cost Estimate To Relocate Varsity Baseball Relocating To The Northfield Or Winnetka Campus

Item:	Cost:
Infield, Outfield	\$35,000.00
Scoreboard & Power	\$20,000.00
Concrete Pads For Bleachers	\$20,000.00
Backstop Netting System	\$60,000.00
Fencing	\$60,000.00
Dugouts	\$280,000.00
Irrigation	\$50,000.00
Demo Existing Varsity Facility (Duke Childs)	\$25,000.00
New Running Track And Field At Duke Childs	\$325,000.00
Owners Contingency	<u>\$131,250.00</u>
	*Total: \$1,006,250.00
*Add For Storm Water Costs If Required By MWRD	\$100,000.00

49

Cost Estimates For Various Options

Cost Estimate To Relocate Varsity Baseball Relocating To Fox Meadows

Item:	Cost:
Purchase Land From Northfield Park District	Unknown
Build Infield/Outfield	\$35,000.00
Scoreboard/Power	20,000.00
Concrete Pads for Bleachers	20,000.00
Landscaping	40,000.00
Backstop Netting	\$60,000.00
Fencing	\$60,000.00
Dugouts	280,000.00
Irrigation	50,000.00
Demo Existing Varsity Facility (Duke Childs)	25,000.00
Install New Soccer Fields at Duke Childs	75,000.00
Owners Contingency	\$100,000.00
	*Total \$765,000.00
*Add For Stormwater Costs If Required By MWRD	\$100,000.00

Cost Estimates For Various Options

Cost Estimate To Relocate Varsity Baseball Relocating To The Winnetka Landfill

Item:	Cost:
Earthwork, Retaining Walls, Parking Lot	\$2,500,000.00
Build Infield/Outfield	\$35,000.00
Scoreboard/Power	20,000.00
Concrete Pads For Bleachers	20,000.00
Backstop Netting	\$45,000.00
Fencing	\$60,000.00
Dugouts	280,000.00
Irrigation	50,000.00
Demo Existing Varsity Facility (Duke Childs)	25,000.00
Install New Soccer Fields At Duke Childs	75,000.00
*Total	\$3,110,000.00
*Add For Storm Water Costs If Required By MWRD	\$100,000.00

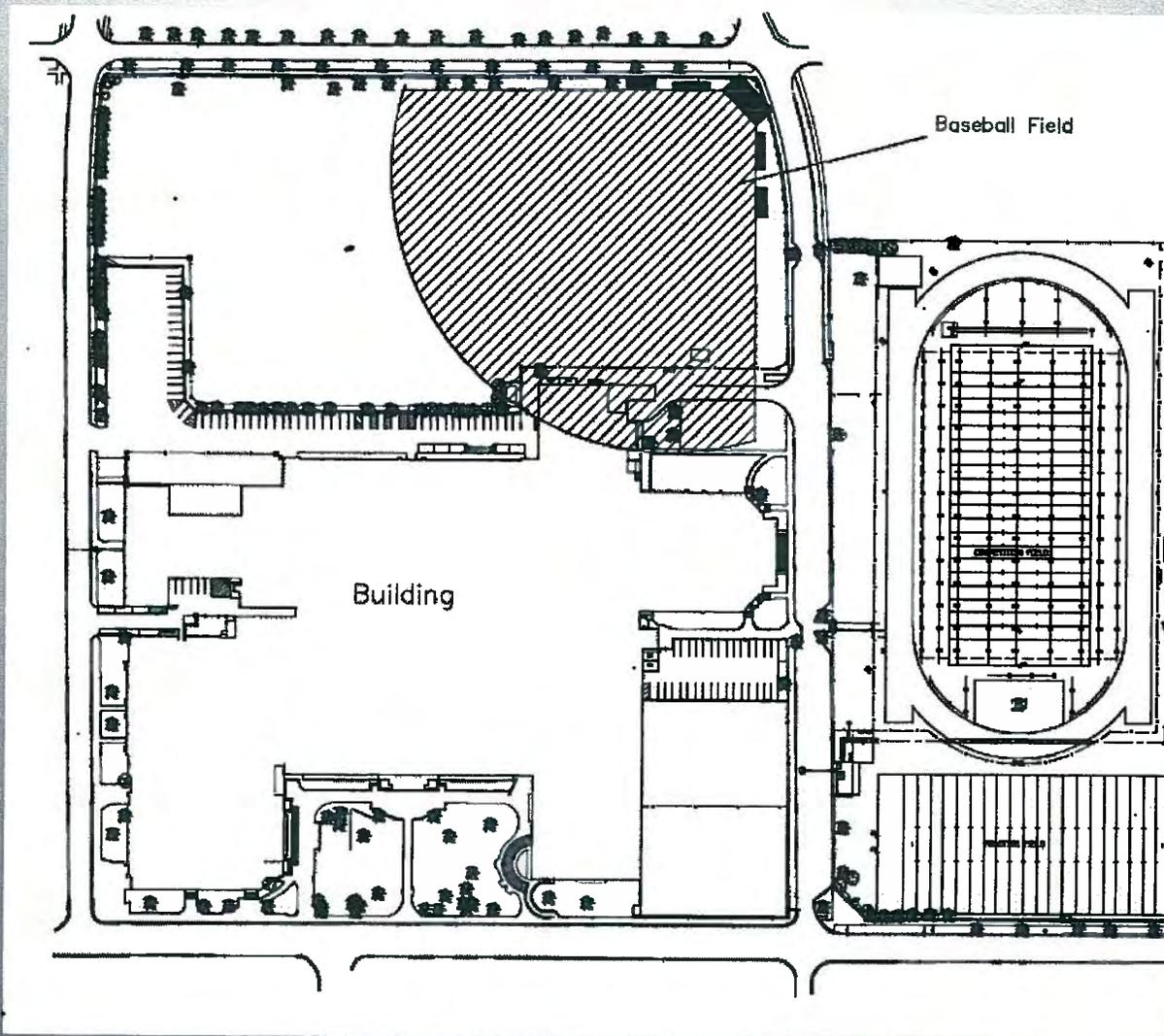
51

Moving Varsity Baseball To The Winnetka Campus

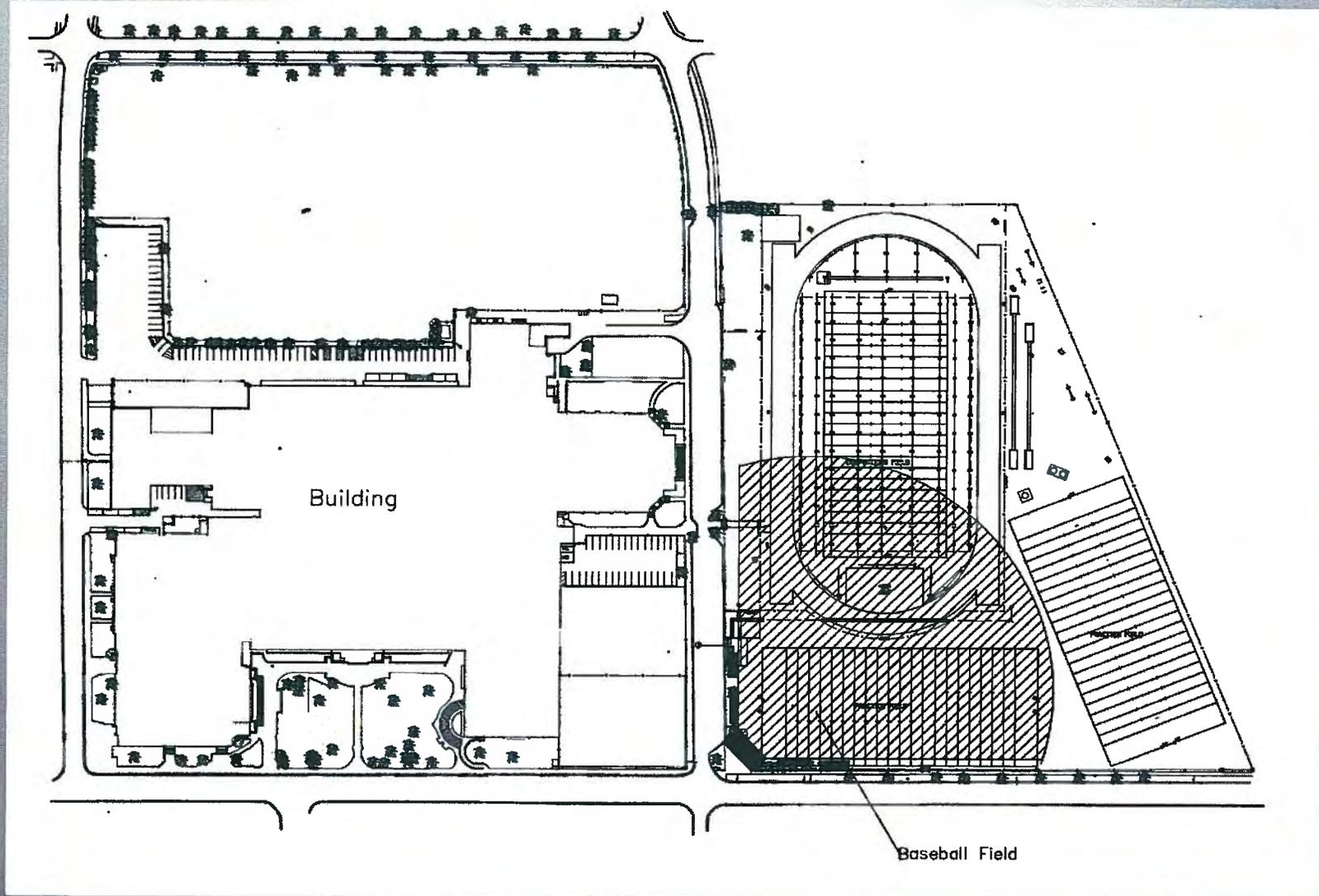
Winnetka Campus

Baseball On The North Field

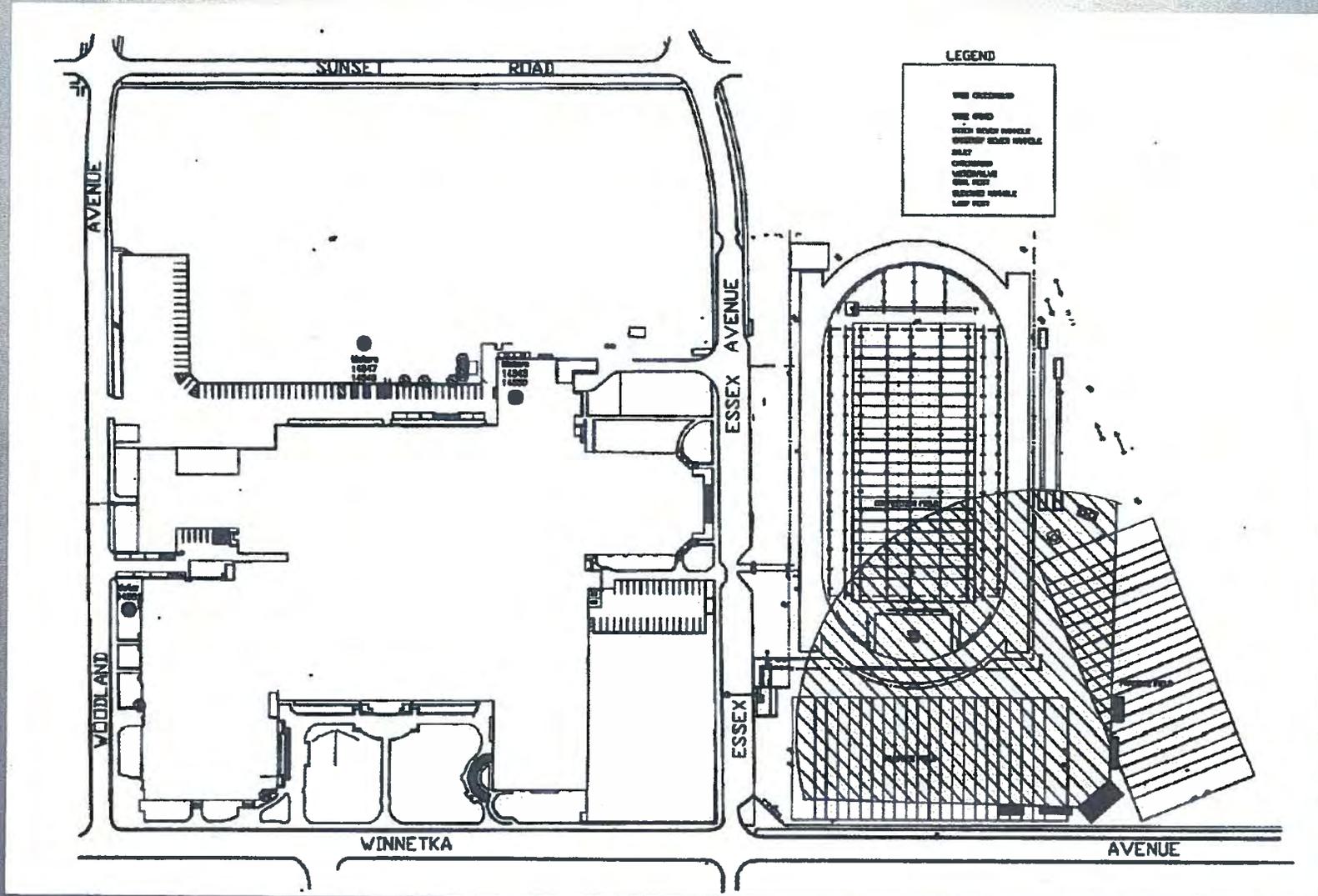
(This Plan Will Not Work Due To The Location Of The Building)



Winnetka Campus Baseball On The East Field

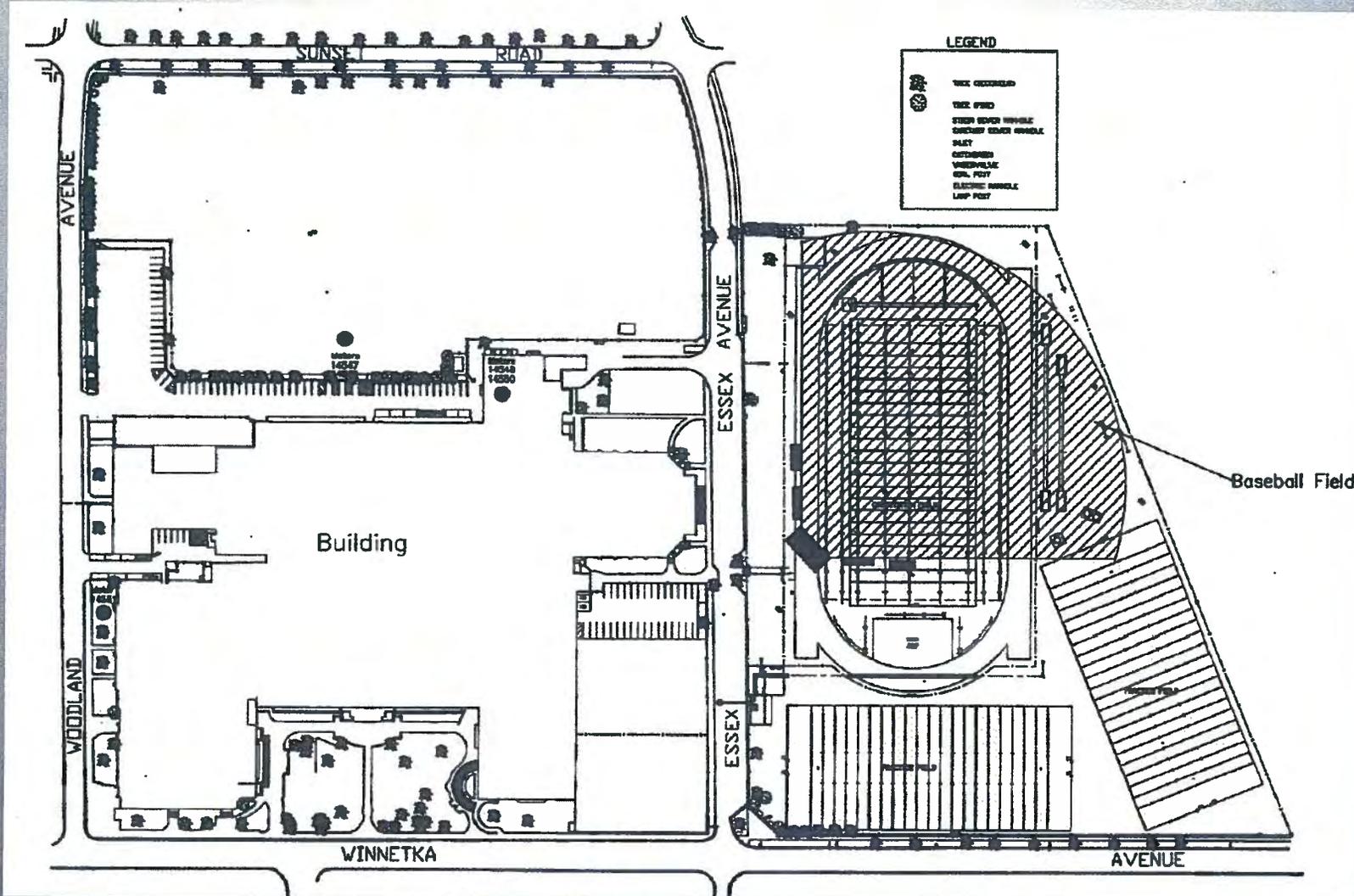


Winnetka Campus Baseball On The East Field



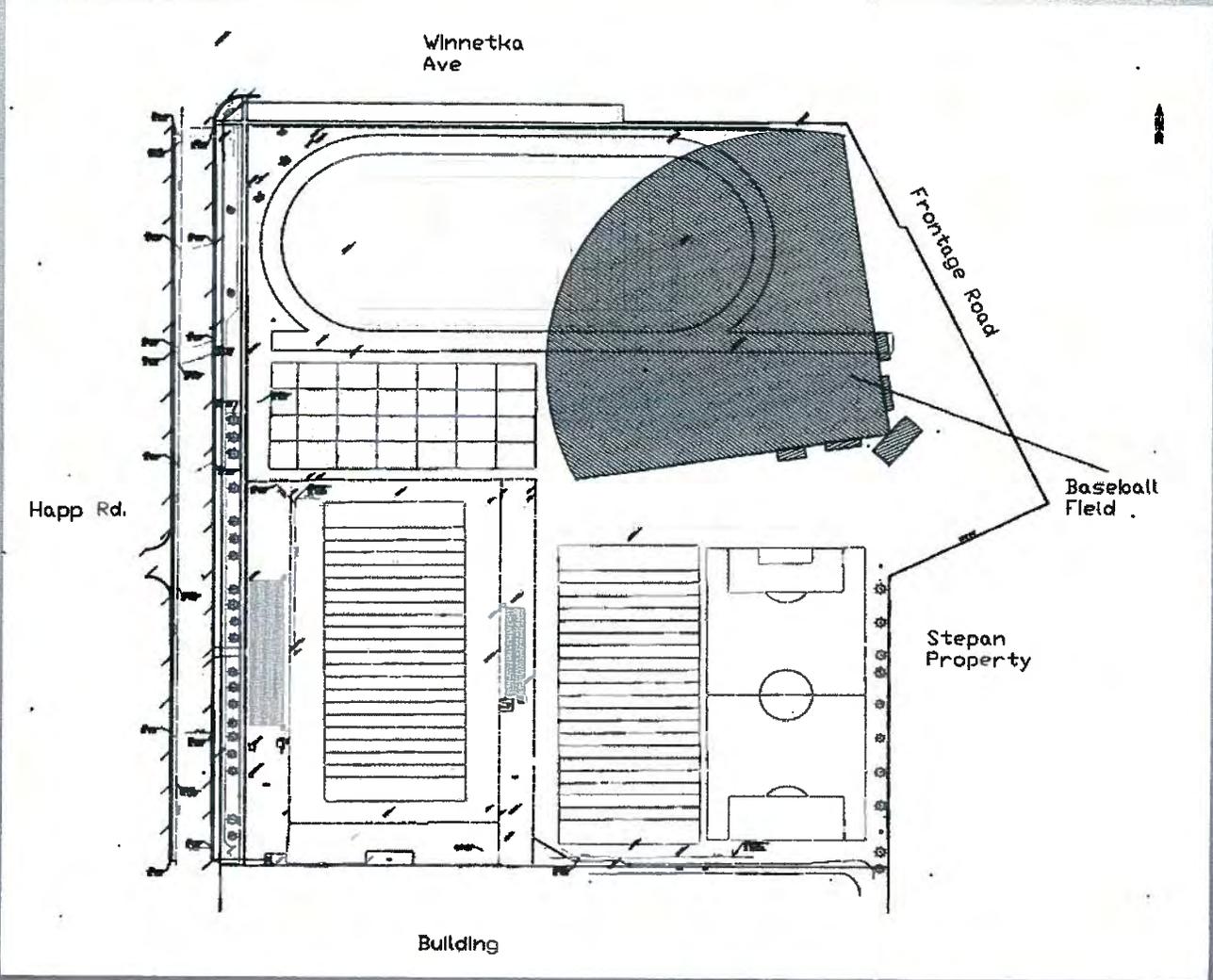
55

Winnetka Campus Baseball On The East Field

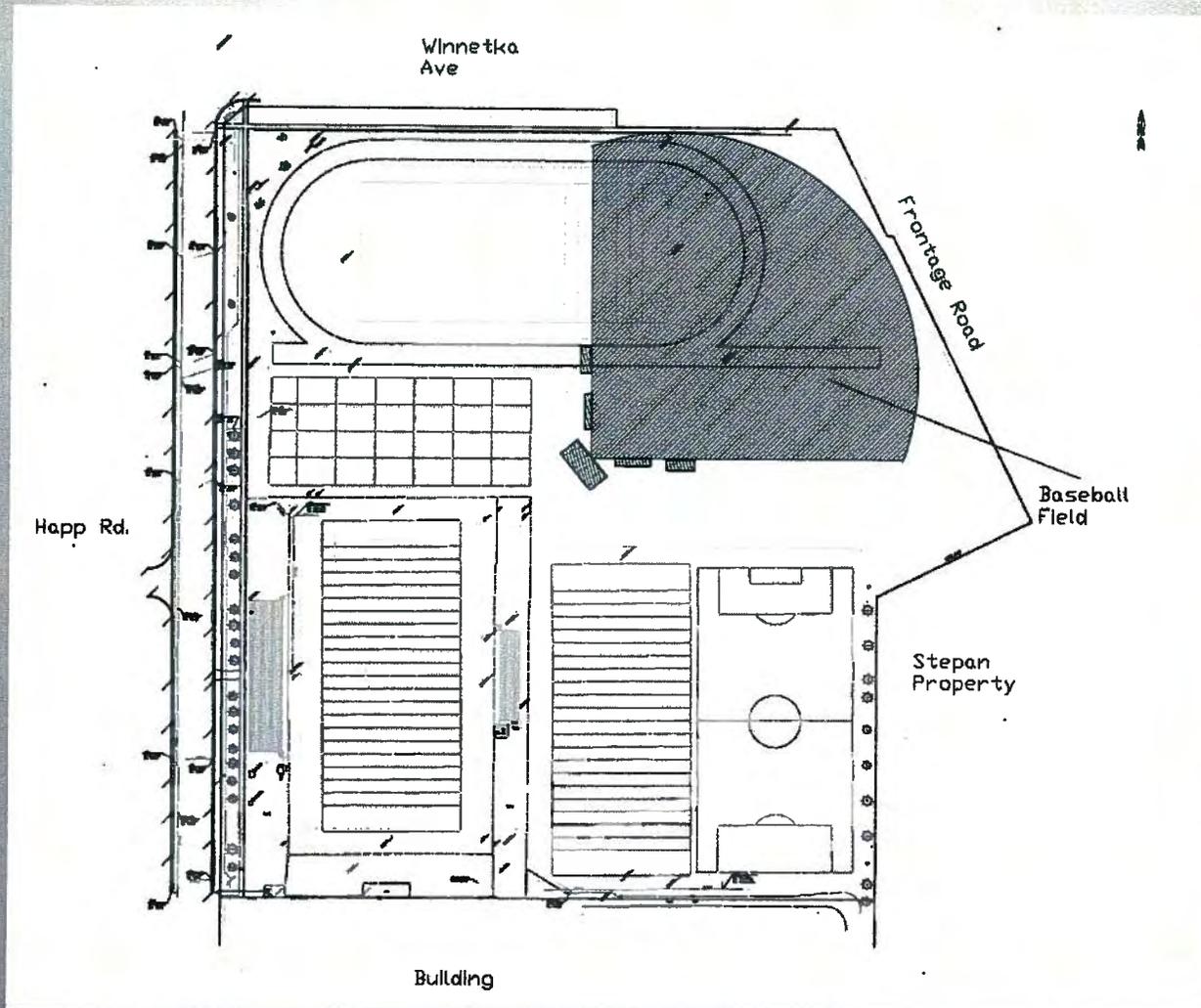


Moving Varsity Baseball To The Northfield Campus

Northfield Campus Baseball On The Existing Play Fields

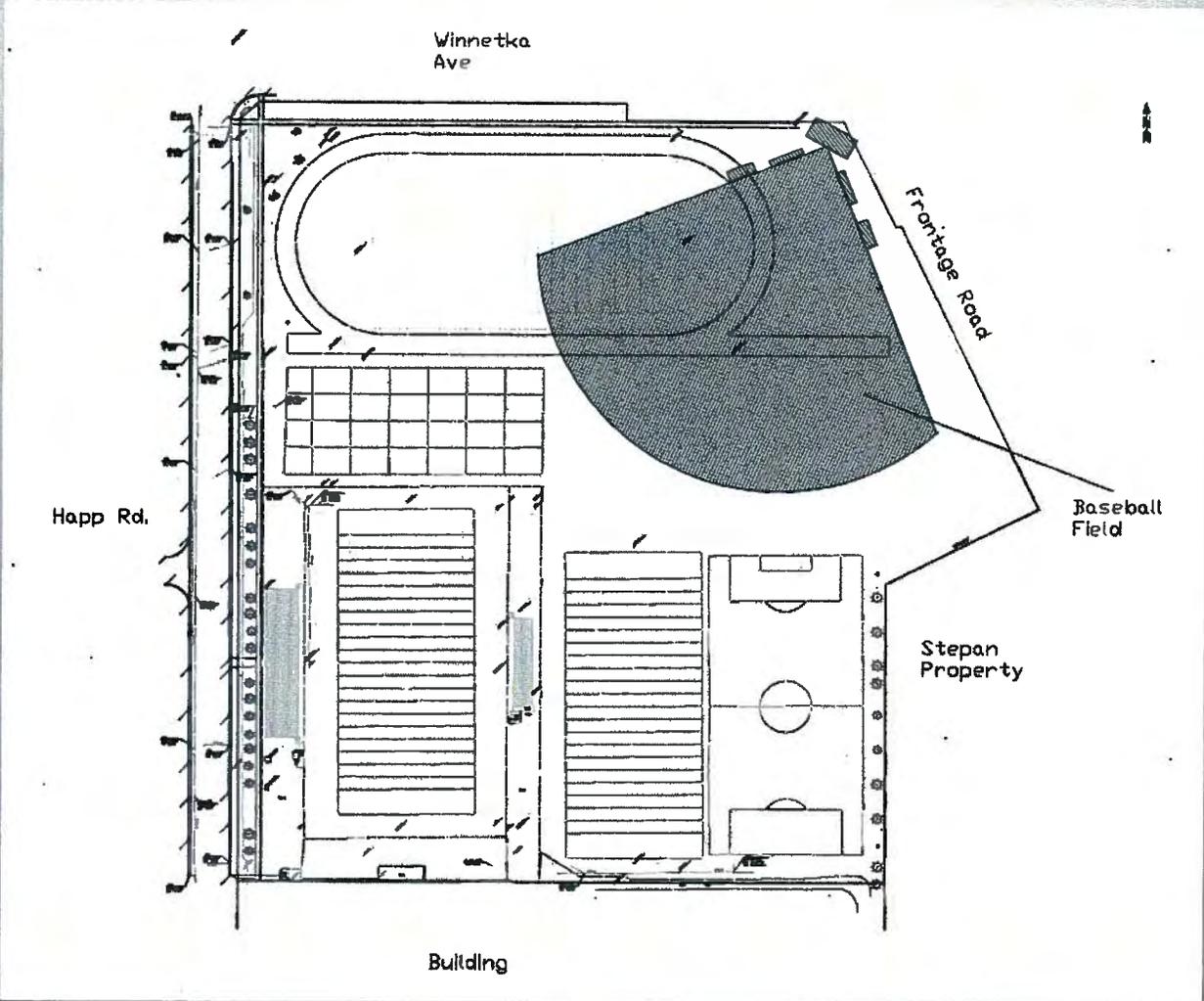


Northfield Campus Baseball On The Existing Play Fields



59

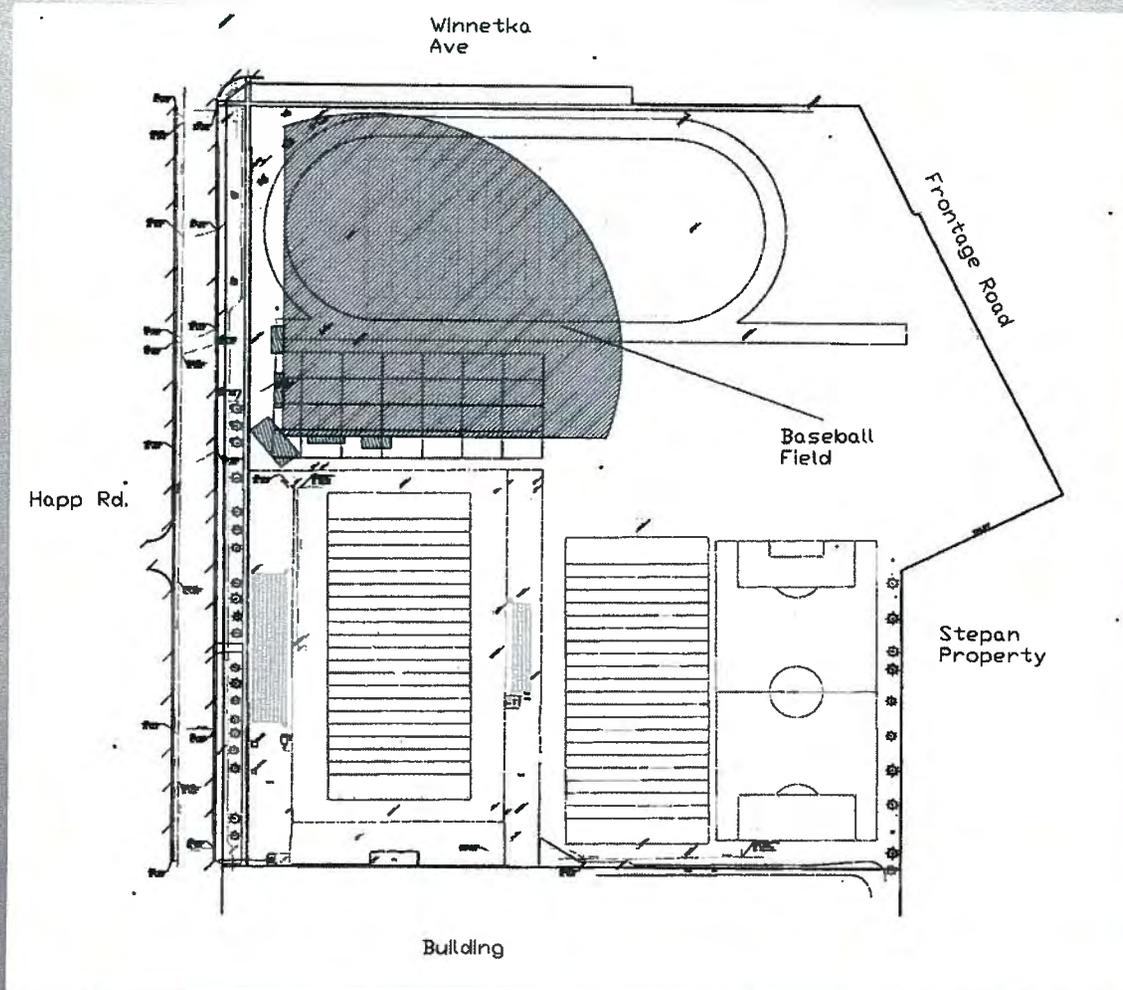
Northfield Campus Baseball On The Existing Play Fields



60

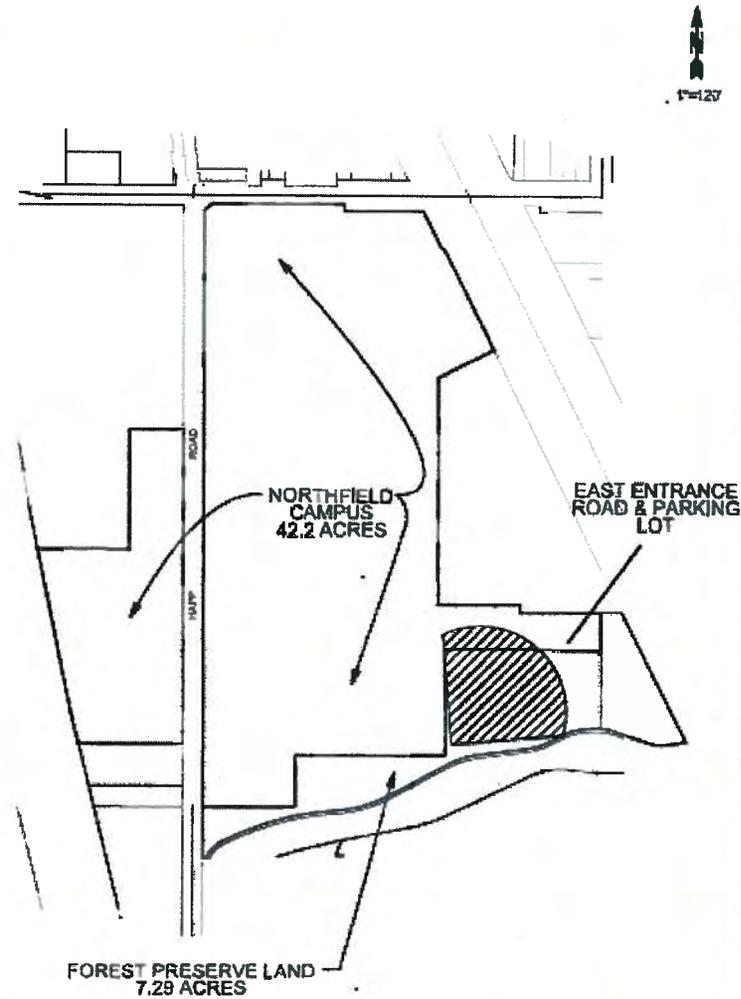
Northfield Campus Baseball On The Existing Play Fields

(This plan will not work due to underground storm sewer vaults)



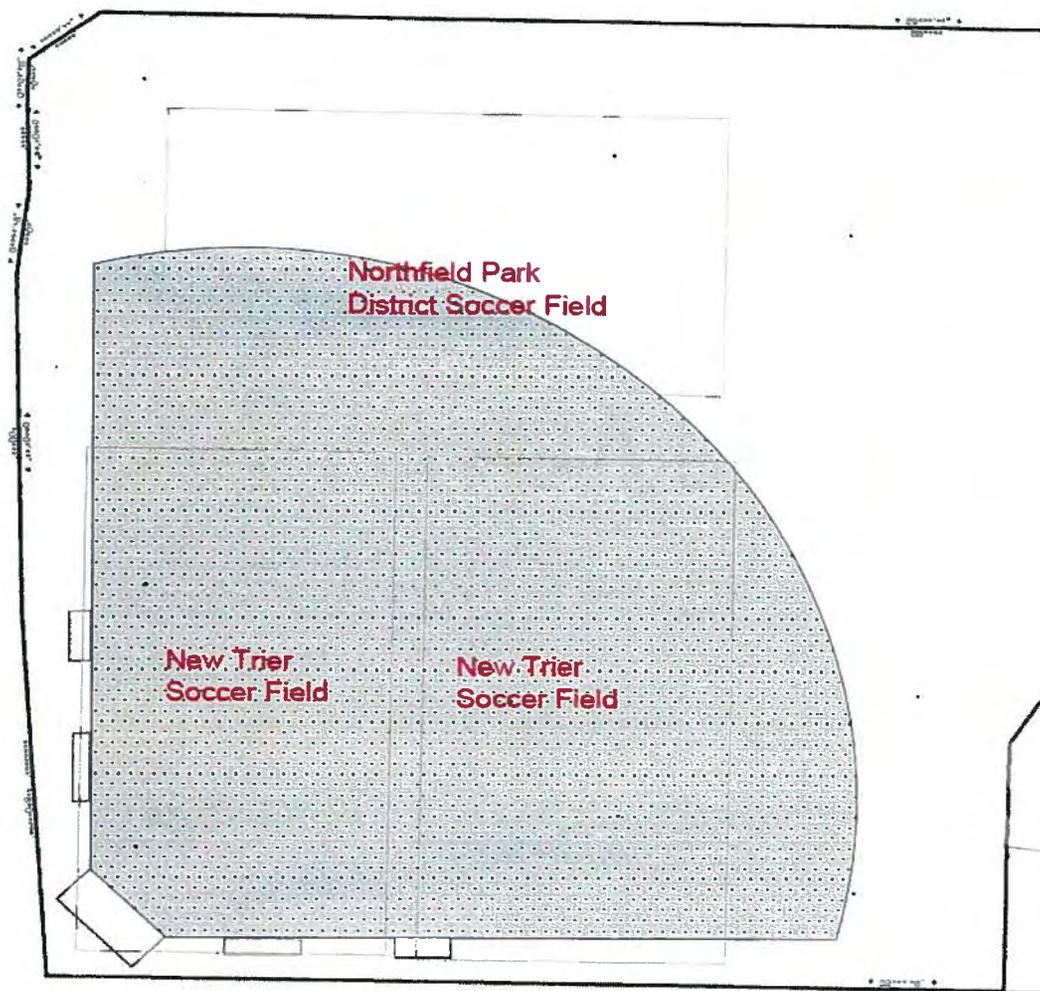
61

Cook County Forest Preserve Land



Moving Varsity Baseball To Fox Meadows

Fox Meadows

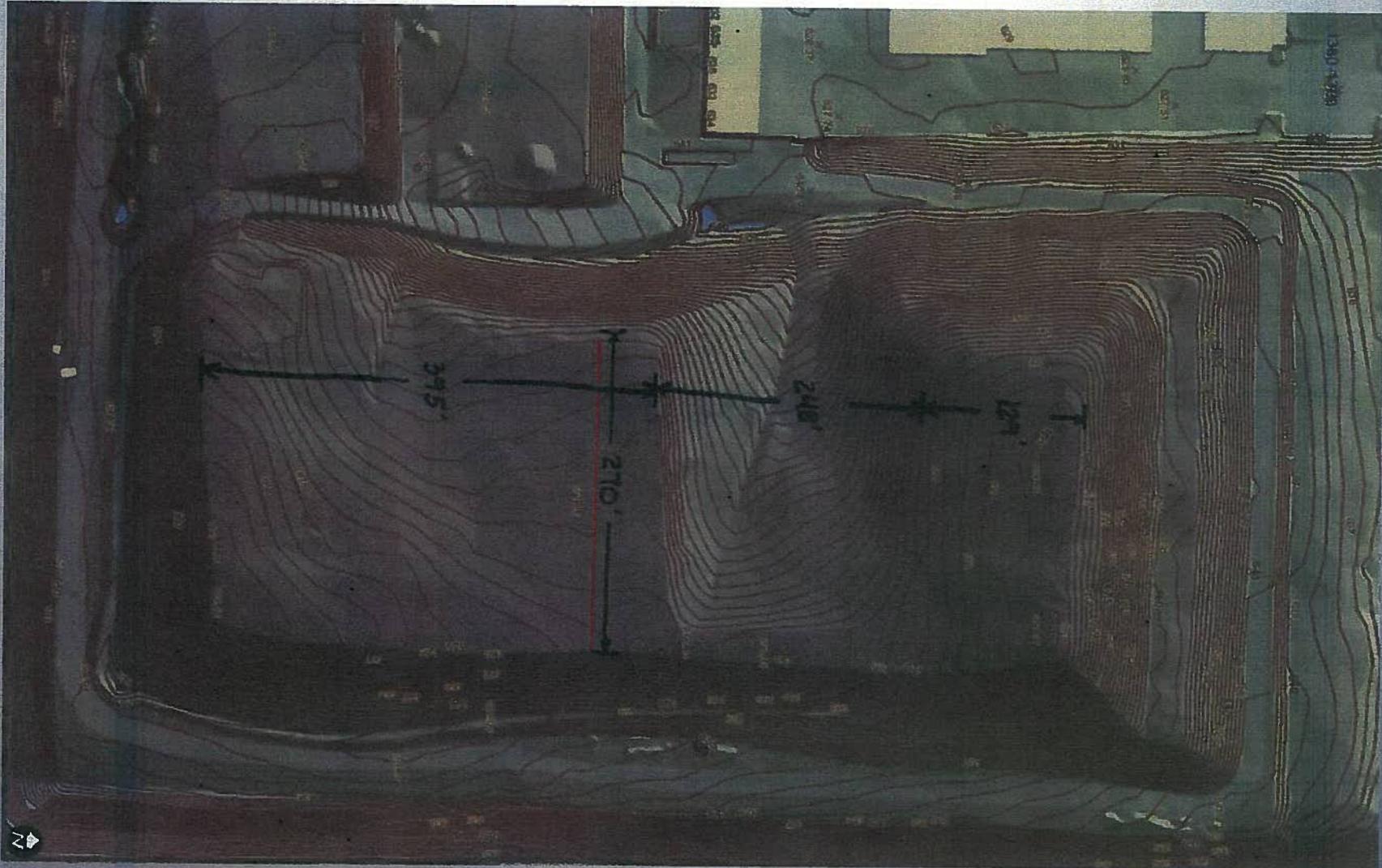


Moving Varsity Baseball To The Winnetka Landfill

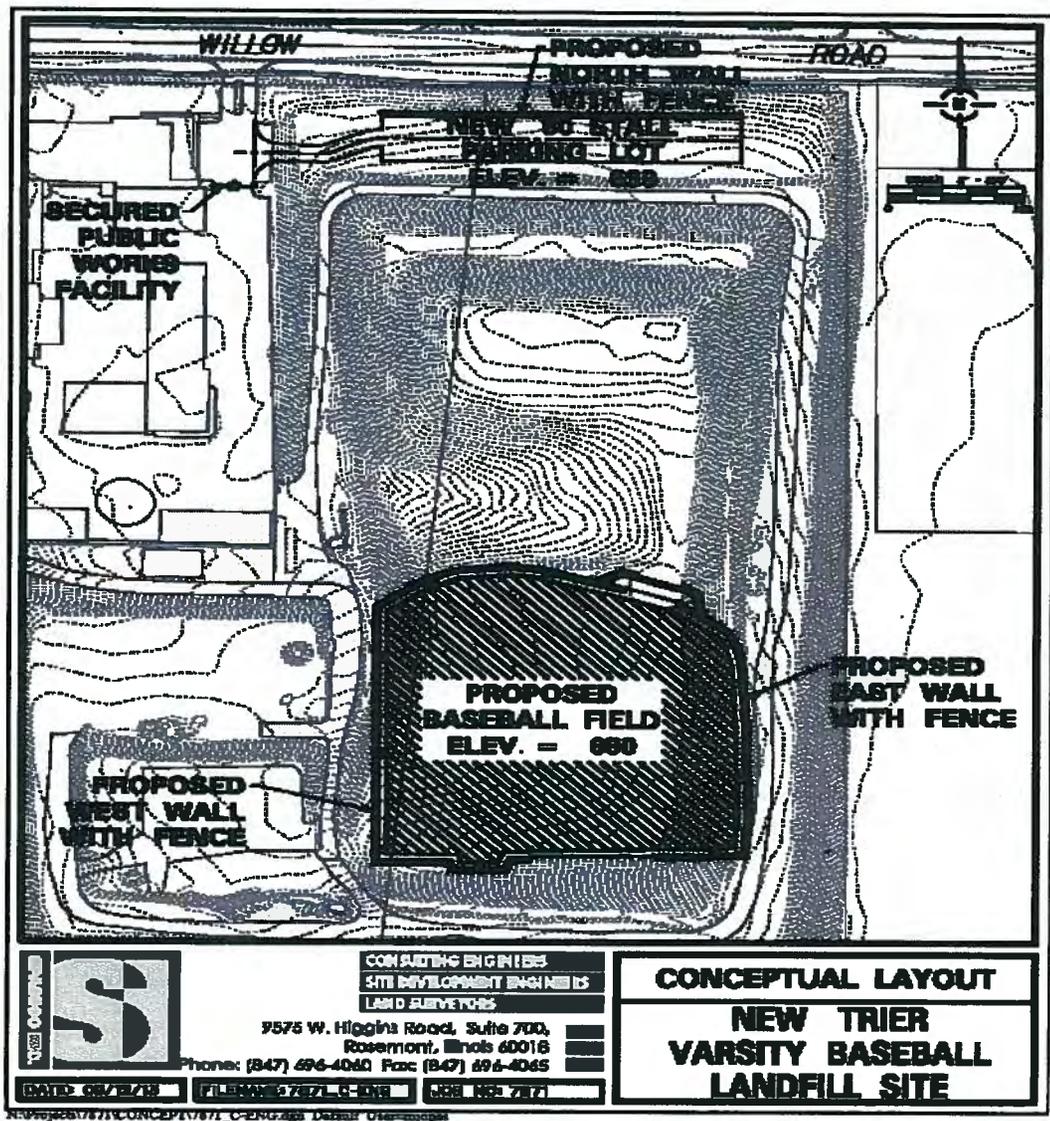
Landfill Size Comparison:

- Willow Hill Golf Course: 87 Acres
- Loyola Academy, Munz Campus: 60 Acres
- Winnetka Landfill (Top Portion): 5.5 Acres

Winnetka Landfill Top Dimensions



Baseball Field On The Landfill



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**CONSULTING ENGINEERS
SITE DEVELOPMENT ENGINEERS
LAND SURVEYORS**
9575 W. Higgins Road, Suite 700,
Rosemont, Illinois 60018
Phone: (847) 696-4060 Fax: (847) 696-4065

**CONCEPTUAL LAYOUT
NEW TRIER
VARSITY BASEBALL
LANDFILL SITE**

DATE: 08/12/13 FILE NO: 67871-C-018 JOB NO: 7871

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Proposed Project Cost

- Total Project Cost - \$131,500 (\$57,000 netting, \$9,000 fence, \$57,000 landscaping, \$8,500 costs to date)
- Costs to date: \$8,500
 - Engineering \$1,200 (landfill)
 - Landscape design 2,400
 - Renderings: \$400
 - Mailing to Winnetka residents: \$1,800
 - Initial Engineering: \$2,700

Questions and Comments

ATTACHMENT B – VILLAGE COUNCIL AGENDA PACKET

AGENDA REPORT

TO: Village Council

PREPARED BY: Michael D'Onofrio, Director of Community Development

SUBJECT: 1321 Willow Rd (Duke Childs Field), Ordinance M-11-2013
(1) Special Use Permit
(2) Variation – Height of Buildings and Structures

DATE: July 10, 2013

Introduction

Ordinance M-11-2013 grants a special use permit and height variation for Duke Childs Fields, to allow New Trier Township High School District No. 203 (“New Trier”) to replace the existing chain link backstop and fencing along the first base line of the baseball diamond on the north side of Willow Road west of Hibbard Road with a new baseball backstop netting system.

The proposed 50-foot high backstop system, which would be supported by 16-inch diameter poles, would be 160 feet long, with 100 feet extending along the first base line, parallel to Willow Road, and the remaining 60 feet being behind home plate. The existing backstop is 27 feet high behind home plate and 20 feet high along Willow Road, where it extends for only 15 feet along Willow Road. (See Figures 1 and 2, at the end of this Introduction.) The property and New Trier’s request are explained in detail in the Summary of Request section of this Agenda Report.

As with all non-residential special use and variation requests, New Trier’s application was considered by the following three advisory bodies:

- The Zoning Board of Appeals (“ZBA”), which held a public hearing to determine whether the application meets the standards for special uses and variations;
- The Plan Commission, which met to consider whether the proposed special use is consistent with *Winnetka 2020*, the Winnetka Comprehensive Plan; and
- The Design Review Board (“DRB”), which met to consider whether the proposed work would meet applicable standards for a certificate of appropriateness of design.

The specific findings of the three bodies are discussed below. However, all three advisory bodies expressed similar concerns about the proposal. Those concerns centered on the following issues:

- **Height of nets and poles** – Whether the 50-foot height is necessary.
- **Size of poles** – Whether the 16-inch diameter is necessary and whether poles could be narrower for their full length, or tapered to a narrower diameter at the top.
- **Appearance and permanent nature of the change** – Whether there were alternatives that could eliminate the need for the netting, minimize the size of the proposed installation, or soften its appearance. Proposed options included (1) retractable netting that could be removed seasonally, (2) reorienting the baseball diamond to change the angle of the base

line in relation to Willow Road, (3) switching the locations of the baseball and softball fields, or (4) adding landscaping.

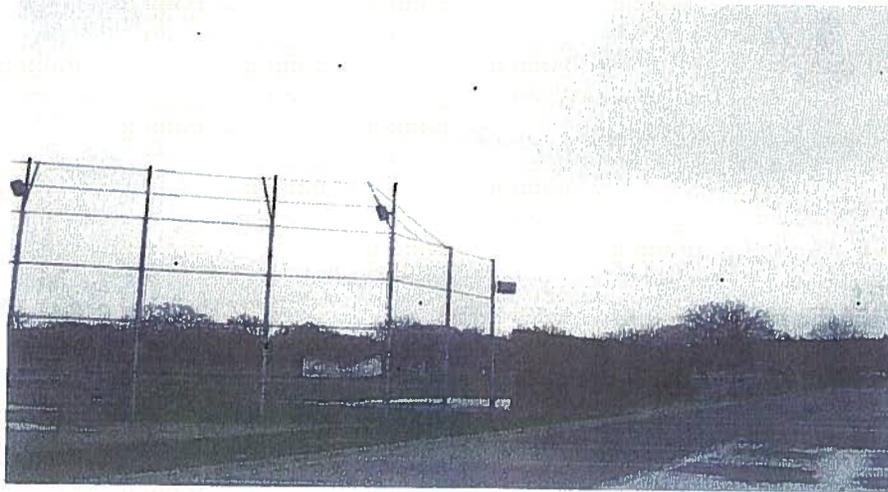


Figure 1

Description of the Property

Duke Childs Field is a 15.1-acre parcel at the northwest corner of Willow and Hibbard Roads. The site, which extends from Willow Road north to the Cherry Street extension, has three baseball diamonds, as well as fields for soccer, field hockey and lacrosse, and a paved parking area on the north side of Willow Road, west of Hibbard Road. The baseball diamond that is the subject of the current application is the varsity baseball diamond, which is adjacent to the Willow Road parking area, with its first base line being parallel to Willow Road.

Duke Childs Field is located in the R-2 Single-Family Zoning District, which is governed by Chapter 17.24 of the Winnetka Zoning Ordinance (Title 17 of the Village Code), under which the use as a school baseball field is treated as a Special Use. The physical development of the property is subject to the regulations in Chapter 17.30 of the Zoning Ordinance, and Section 17.30.080 limits the height of any structure in the R-2 district to 35 feet.

History

Originally owned by the Village of Winnetka ("Village"), Duke Childs Field was conveyed to New Trier in 1979, subject to recorded covenants that restrict the use of the property to an athletic field and sports facility, with associated parking, with all construction of improvements to be subject to approval by the Village.

On December 16, 1997, the Village Council passed Ordinance M-510-97, granting a special use permit to allow the replacement of baseball field fencing, the scoreboard and four existing

dugouts, and to allow the construction of two additional dugouts. No variations were required for those improvements.

Summary of New Trier's Application

New Trier has applied for a Special Use Permit in accordance with Chapter 17.56 of the Winnetka Zoning Ordinance, and for a variation from the height limitations of Section 17.30.080 of the Zoning Ordinance, to permit the installation of the proposed new baseball backstop netting system. The proposed height of the netting and support poles is 50 feet, which exceeds the maximum permitted height of 35 feet by 15 feet, a variation of 42.86%. (Attachment C).

According to New Trier, the project is aimed at reducing the safety hazard associated with foul balls landing in Willow Road, so that the proposed new netting system would be both higher and longer than the existing chain link backstop and fencing. The application for a Special Use and supporting documentation is found in Attachment A. The application for the height variation is found in Attachment B.

The 50-foot high netting system will extend a total of 160 feet, with 100 feet of netting being parallel to Willow Road, and 60 feet being behind home plate. (See Attachment D) The netting will be black and will be permanently attached to four black metal poles, each pole being 16 inches in diameter and 50 feet high. New Trier's contractor has explained that black netting is preferred because it is the most transparent color. The openings in the netting will be 1¼ inches. (The netting on the Park District golf course has 7/8 inch openings.) Attachment E illustrates the general size and location of the proposed structure.

Figures 2 and 3, which are extracted from Attachments D and E, illustrate the size and location of the proposed netting system.



Figure 2

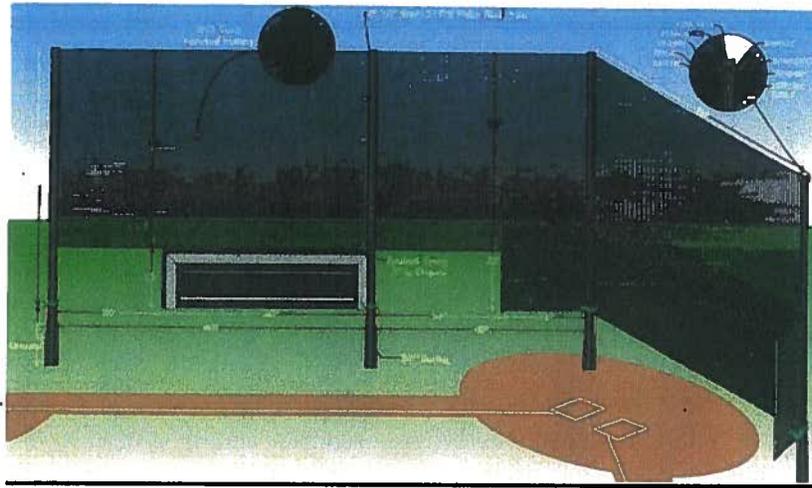


Figure 3

In response to questioning by the Plan Commission, ZBA and DRB regarding the proposed height, Steve Linke, New Trier's Facilities Manager, relayed information from the netting vendor, estimating that a 50-foot high netting system will stop 95% of foul balls from being hit into Willow Road. That submittal notes that the netting becomes less effective as the height is reduced, with each 5-foot reduction in height reducing the percentage of balls stopped by 10% (e.g., a 40-foot net would stop 85% of foul balls, and a conforming 35-foot net would stop 75% of foul balls). (See Attachment L)

As originally proposed, the existing chain link backstop would remain, with the new netting behind it. In response to comments from the Plan Commission, Design Review Board and ZBA, New Trier now proposes to replace the existing chain link backstop with an 8-foot high chain link fence that would extend for 60 feet behind home plate and then angle to the ends of the dugouts. The new, 50-foot high netting would be attached to that fence behind home plate, although the 16-inch diameter support poles would remain. New Trier now also proposes adding landscaping, mostly between the proposed new netting and the north edge of the existing Willow Road parking lot. As proposed, the landscaping improvements will include the planting of six deciduous shade trees and four evergreens, located so as to screen the view of the netting as drivers approach Winnetka from the west. (See Attachment J)

Plan Commission

Meetings. The Plan Commission considered New Trier's Special Use Permit application at three meetings – January 23, February 27 and April 24 – during which it raised a number of issues and asked for additional information from New Trier. The Plan Commission inquired about how New Trier decided on the 50-foot height, about using landscaping to screen the netting from view, and about alternative solutions, such as:

- Switching the softball and baseball fields;
- Shifting the field angle to reduce the number of foul balls that might reach Willow Road;

- Using tapered poles rather than the proposed 16-inch diameter poles;
- Using a retractable netting system;
- Reconfiguring the parking lots (along both Willow Road and Cherry Street);

The Plan Commission also recommended that New Trier engage in a more robust public input process informing residents about the netting proposal. Attachment L contains New Trier's response to some of these issues.

After New Trier did not respond to all of the Plan Commission's inquiries, and did not provide structural data about the support poles, then-Acting Plan Commission Chair Chuck Dowding gave a Power Point presentation about the size of the poles at the April 24 meeting. (Attachment Q) Mr. Dowding reported that he had obtained quotes from two netting vendors, who each could provide a tapered pole that reduced the diameter from 16 inches at the base to 4 to 5 inches at the top. He added that the tapered poles were less costly and could also accommodate a retractable net. Mr. Dowding concluded that New Trier should move forward and hire an engineer to design tapered poles that would be far less visually obtrusive.

Plan Commission Recommendation. In the end, the Plan Commission found the proposed amended special use to be consistent with *Winnetka 2020*, the Winnetka Comprehensive Plan, and voted unanimously to recommend that the special use permit be granted, subject to the following conditions:

1. That, before the Village Council considers the application, New Trier should re-evaluate the engineering design of the support poles, either to reduce the diameter of the poles from 16 inches, or to use a tapered design.
2. That additional landscaping be added at the southwest corner of the Willow Road parking lot, replacing approximately four parking spaces with additional trees to further screen the 50-foot netting system from view when approaching the site from the west along Willow Road.
3. That New Trier strongly consider a broad public outreach effort to communicate plans to residents beyond the Village's required 250-foot notice area.
4. That New Trier further evaluate a netting design that can be lowered and removed seasonally to minimize the length of time netting is visible.

Zoning Board of Appeals (ZBA)

Hearings. The ZBA held its public hearing and considered the requested Special Use Permit and height variation at its February 11, 2013, and May 8, 2013, meetings. Like the Plan Commission (see above) and DRB (see below), the ZBA raised a number of issues concerning the proposed netting system. It inquired about the necessity of the 50-foot height, whether the poles can be tapered, and whether the baseball and softball fields could be switched. The ZBA also asked New Trier to provide a landscape plan to screen the view of the netting system and to reconfigure the parking lot to allow for more landscaping. The ZBA also added comment that New Trier should engage in a more robust public process to informing residents about its netting proposal.

ZBA Recommendation. The ZBA held separate votes on the Special Use and variation requests. By a vote of four in favor and three against, the ZBA recommended granting the variation to allow the 50-foot high netting system. By a vote of five in favor and two against, the ZBA recommend that the Special Use be granted. The ZBA's recommendations were subject to the following conditions:

1. That New Trier investigate the use of tapered poles.
2. That New Trier undertake aggressive public outreach activities to inform the public of the proposed netting system.

The ZBA also endorsed the recommendations of the Plan Commission.

Design Review Board (DRB)

Meetings. The DRB considered the proposal at its two meetings January 17, 2013 and February 21, 2013. As provided by the Village Code, the DRB's review considered whether the proposed improvement is consistent with the Village's design guidelines, and consequently, whether a Certificate of Appropriateness should be issued. Like its two counterparts, the DRB raised the following issues:

1. It asked if reconfiguring the ball fields could eliminate the need for a new netting system.
2. It found the 50-foot tall netting system to be too high.
3. It asked for additional landscaping to better screen the new netting system.

DRB Recommendations. At the conclusion of its review, with a bare quorum of four present, the DRB vote on a motion to recommend approval was tied. As a result, New Trier's application comes to the Village Council without a positive recommendation from the DRB. (See Attachment K)

Ordinance M-11-2013

The attached draft of Ordinance M-11-2013 describes the property and New Trier's application, recites the procedural history and the findings of the three advisory bodies, and grants the relief requested by New Trier. Although the Plan Commission, ZBA and DRB gave conditional recommendations, all but the landscape recommendation are recommendations that call for further consideration by the Council, and further action by New Trier, *before* the Village Council grants the relief requested. Consequently, Ordinance M-11-2013 includes only one suggested condition beyond the standard conditions for special uses and variations, *i.e.*, that New Trier submit a landscape plan that provides additional landscaping at the southwest corner of the Willow Road parking lot, to provide further screening when approaching from the west.

Nevertheless, given the conditional recommendations by the Council's three advisory bodies, their other recommended conditions are stated here, as a request for the Council to give them further consideration prior to taking final action on Ordinance M-11-2013. Those three recommendations are:

1. That New Trier undertake public outreach activities beyond those required for zoning notices, in order to inform the entire Village as to what it is proposing.
2. That New Trier give further consideration and engineering review to installing a narrower and/or tapered pole rather than the uniform 16-inch diameter pole that is being proposed.
3. That New Trier further evaluate and consider the possibility of having a retractable netting system.

Additional Information

Since the meetings with the Plan Commission, ZBA and DRB were completed, New Trier has submitted an additional packet of information for the Village Council, providing further explanation of the project and the process it has gone thru to date. (Attachments R) As evidence of the need for the taller netting structure, New Trier has also provided information on baseball-related claims. (Attachment S)

The Winnetka Police and Fire Departments have also reviewed their records for reports of traffic incidents or injuries resulting from baseballs flying over the existing fencing onto the parking lot or the Willow Road traffic lanes. The Fire Department's records go back to 2001, and showed 11 EMS dispatches, with only one related to a baseball incident on Willow Road. All others were sports or spectator injuries or unrelated motor vehicle incidents. The Police Department's records search confirmed the one incident, which occurred on May 18, 2009. (See Attachment T)

Finally, attachment U contains a letter sent to the Village commenting on the proposed netting system.

Introduction of Ordinance M-11-2013 requires the concurrence of a majority of the members of the Council present.

Recommendation

- 1) Consider introduction of Ordinance M-11-2013, granting a Special Use Permit and variation to permit the installation of a new 50-foot tall baseball backstop netting system at Duke Childs Field.
- 2) Consider whether, prior to taking final action on New Trier's application, the Village Council should require New Trier to address the three additional points recommended by the Council's three advisory bodies

Attachments

- Attachment A: Special Use Application
Attachment B: Variation Application
Attachment C: Site Plan
Attachment D: Proposed netting system plan

- Attachment E: Renderings of proposed netting system
- Attachment F: Explanation of fixed vs. retractable system
- Attachment G: Pictures of other projects by Protective Sports Concepts
- Attachment H: List of locations of projects by Protective Sports Concepts
- Attachment I: Existing photos of site
- Attachment J: Landscape plan of 3-25-13
- Attachment K: DRB minutes of 1-17-13 & 2-21-13
- Attachment L: Q & A Netting
- Attachment M: Plan Commission minutes of 2-27-13
- Attachment N: Plan Commission minutes of 4-24-13
- Attachment O: ZBA Minutes of 2-11-13
- Attachment P: ZBA Minutes of 5-13-13
- Attachment Q: Dowding PowerPoint
- Attachment R: NTHS Supplemental Information
- Attachment S: NTHS Damage Claim Information
- Attachment T: Police and Fire Department Records
- Attachment U: Correspondence

ORDINANCE NO. M-11-2013

**AN ORDINANCE
GRANTING A SPECIAL USE PERMIT AND A ZONING VARIATION
TO ALLOW FOR THE CONSTRUCTION OF A BASEBALL NETTING SYSTEM
AT NEW TRIER HIGH SCHOOL'S
DUKE CHILDS ATHLETIC FIELD (1321 Willow Road)**

WHEREAS, the Village of Winnetka ("Village") is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and, pursuant thereto, has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including the power to regulate for the protection of the public health, safety and welfare; and

WHEREAS, the Council of the Village of Winnetka ("Village Council") finds that establishing standards for the use and development of lands and buildings within the Village and establishing and applying criteria for variations from those standards are matters pertaining to the affairs of the Village; and

WHEREAS, New Trier Township High School District No. 203 ("New Trier") is the owner of the property commonly known as New Trier High School Athletic Field or Duke Childs Field, which is located at 1321 Willow Road, at the northwest corner of Willow and Hibbard Roads, Winnetka, Illinois ("Subject Property"), and is legally described as follows:

Lot 3 in Open Lands Subdivision, being a subdivision of the Southeast Quarter of the Northeast Quarter, excepting therefrom the southerly 50 feet thereof and the easterly 50 feet thereof, also excepting therefrom Lots 35 and 36 in Block 1 in the Resubdivision of Blocks 8 to 12, inclusive, in the Winnetka Manor Addition, in Section 19, Township 42 North, Range 13 East of the Third Principal Meridian in the Village of Winnetka, Cook County, Illinois; and

WHEREAS, the Subject Property is located in the R-2 Single-Family Residential Zoning District provided in Chapter 17.24 of the Winnetka Zoning Ordinance, Title 17 of the Winnetka Village Code; and

WHEREAS, the Subject Property was originally owned by the Village of Winnetka and was conveyed to New Trier Township High School District in 1979, subject to recorded covenants that restrict the use of the Subject Property to that of an athletic field and sports facility, with associated parking and a then-present storage building, with all construction of improvements to be subject to approval by the Village; and

WHEREAS, the use of the Subject Property as New Trier's athletic fields is considered a special use pursuant to Section 17.24(C) and Section 17.56.110 of the Winnetka Zoning Ordinance; and

WHEREAS, on December 16, 1997, the Village Council passed Ordinance M-510-97, granting a special use permit to allow the replacement of baseball field fencing, the scoreboard and four existing dugouts, and to allow the construction of two additional dugouts; and

WHEREAS, on December 18, 2012, pursuant to Section 17.56.090 of Chapter 17.56 of the Winnetka Zoning Ordinance, New Trier filed an application for a special use permit to allow the installation of a new baseball netting system along the first base line and behind home plate of

New Trier's varsity baseball field, which is located adjacent to the parking area on the north side of Willow Road west of Hibbard Road; and

WHEREAS, as initially proposed, the baseball netting system would consist of four 16-inch diameter, 50-foot high steel poles and 50-foot high black nylon netting that would be located behind the existing chain-link fencing and would extend for a distance of 100 feet along the first base line, parallel to Willow Road, and for a distance of 60 feet, behind home plate; and

WHEREAS, on December 18, 2012, New Trier also filed an application for a variation from the height limitations of Section 17.30.080 of the Winnetka Zoning Ordinance to permit the proposed new baseball backstop netting system to be 50 feet high, which exceeds the maximum allowable height of 35 feet, resulting in a variation of 15 feet (42.86%); and

WHEREAS, on January 17, 2013, pursuant to due notice, the Design Review Board began its consideration of New Trier's special use application, at which time it expressed concern about the height and appearance of the proposed netting system due to the site location at a major gateway into the Village; and

WHEREAS, on January 23, 2013, pursuant to due notice, the Plan Commission began its consideration of New Trier's special use application, at which time it expressed concerns about the height and appearance of the proposed netting and asked New Trier to supply additional information regarding the need for the proposed height, alternative solutions, and providing landscaping to improve the view of the area; and

WHEREAS, on February 11, 2013, pursuant to due notice, the Zoning Board of Appeals began its public hearing on New Trier's special use application and request for a height variation, and continued the hearing to allow New Trier to present additional information; and

WHEREAS, the Design Review Board continued its consideration of the special use application at its meeting on February 21, 2013; and

WHEREAS, at the conclusion of its discussions on February 21, the Design Review Board was unable to decide whether it would issue a Certificate of Appropriateness for the proposed netting system, with two of the four members then present voting in favor of recommending approval, and the remaining two members then present voting against it; and

WHEREAS, in response to comments from the Design Review Board, Plan Commission and Zoning Board of Appeals, New Trier amended its proposal to include (i) the removal of the existing chain link backstop and fence and the installation of a new, 8-foot high chain link fence between the two dugouts and behind home plate, with the proposed 50-foot high netting being attached to the new fence behind home plate, as well being attached to the 16-inch diameter, 50-foot high steel poles, and (ii) a landscape plan; and

WHEREAS, the Plan Commission continued its consideration of the special use application at its meetings on February 27, 2013, and April 24, 2013; and

WHEREAS, at the conclusion of its discussions on April 24, 2013, the Plan Commission found that the proposed special use is not consistent with two relevant provisions of the Winnetka Comprehensive Plan, *Winnetka 2020*, pertaining to (a) preserving and enhancing public assets, lands and natural resources that create the attractive appearance and peaceful, single-family residential character of the Village, and (b) to engage in a public process pertaining to parks and

open spaces that balances institutional goals and minimizes any adverse impact to the character of the adjacent residential neighborhood; and

WHEREAS, the Plan Commission also found that the proposed special use was consistent with several of the goals and objectives of *Winnetka 2020*, in particular goals and objectives pertaining to educational institutions and open space, recreation and environment, including: (a) ensuring safe and attractive access to community institutions; (b) pursuing improvements that address public safety as well as traffic, congestion and parking; (c) expanding the quality of open space and recreational opportunities; and (d) preserving significant trees and encouraging new tree planting; and

WHEREAS, on April 24, 2013, by the unanimous vote of the nine voting members then present, the Plan Commission voted to recommend that the special use be granted, subject to the following conditions: (i) that additional landscaping be installed at the southwest section of the existing parking lot to screen the view of the netting from the westerly approach; (ii) that New Trier further evaluate the pole size with an emphasis on minimizing the pole diameter and/or using a tapered design; (iii) that New Trier be encouraged to conduct a broader public outreach effort to seek input from the broader community; and (iv) that New Trier strongly consider a retractable netting option; and

WHEREAS, on May 8, 2013, the Zoning Board of Appeals resumed the public hearing on New Trier's applications and, by a vote of four in favor and three against, passed a motion recommending that the requested height variation be granted, subject to the following conditions: (i) that New Trier investigate using tapered poles as a means of minimizing the visibility of the poles, and (ii) that New Trier engage in an aggressive public outreach program to inform Winnetka residents of the changes that would be taking place; and

WHEREAS, at its May 8, 2013, meeting, by a vote of five in favor and two against, the Zoning Board of Appeals also voted to recommend that the requested special use be granted, with the Board's strong recommendation that New Trier investigate using tapered poles and that New Trier engage in an aggressive public outreach to Winnetka residents, and with the Board's endorsement of the Plan Commission's recommendations; and

WHEREAS, the proceedings of the Zoning Board of Appeals, the Plan Commission and the Design Review Board, including the notices issued for their proceedings and meetings, conformed with all requirements of the Winnetka Village Code, applicable statutes of the State of Illinois and the procedural rules of those three advisory bodies; and

WHEREAS, no one who sought to present evidence or provide comment on New Trier's application at the Zoning Board of Appeals, the Plan Commission or the Design Review Board was denied the opportunity to do so; and

WHEREAS, the Village Council has not received any written protests opposing the proposed special use, as provided in Section 17.56.050 of the Zoning Ordinance; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will benefit the public health, safety, comfort, morals and general welfare of the Village, by enhancing the safety of those attending baseball activities at Duke Childs Field, and those parked adjacent to the varsity baseball field or driving past the field during baseball activities; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will not be substantially injurious to the use and enjoyment of other property in the immediate vicinity, nor will it substantially diminish or impair property values in the immediate vicinity, as the existing baseball and softball diamonds are an established use in the neighborhood and the proposed improvements will enhance the aesthetic qualities of the existing facilities and allow for improved maintenance; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will not impede the normal and orderly development or improvement of other property in the immediate vicinity for uses permitted under applicable zoning regulations, as the existing baseball and softball diamonds are an established use in the neighborhood and the proposed improvements are designed to enhance the use and appearance of the Subject Property; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will not have a measurable effect on traffic or parking in the area, as the improvements made pursuant to Ordinance M-501-97 provide ingress and egress in a manner that minimizes pedestrian and vehicular traffic congestion in the public ways, and the pending proposal does not alter the parking or change the nature or intensity of the use of the athletic fields; and

WHEREAS, adequate parking, access roads, utilities, drainage and other facilities necessary to the operation of the existing special use exist on the Subject Property, and the proposed amended special use will not alter the nature or increase the intensity of the use of the athletic fields; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use, consisting of the existing use of Duke Childs Field and the proposed new netting system and supports, will be in conformity with the applicable regulations of the Zoning Ordinance and the Winnetka Village Code; and

WHEREAS, subject to the terms and conditions of this Ordinance, the proposed amended special use will be consistent with the goals and objectives of the Winnetka Comprehensive Plan, *Winnetka 2020*; and

WHEREAS, there are practical difficulties and particular hardships associated with carrying out the strict application of the Zoning Ordinance with respect to the Subject Property in that: (a) the sole purpose of the Subject Property is to provide space for the recreational activities of New Trier's students; (b) the baseball diamond for which the new netting system is proposed is used by New Trier's varsity baseball team and is an integral part of New Trier's athletics program; (c) the proposed netting system is intended to enhance the safety of those at and near the baseball field during baseball activities; (d) Duke Childs Field is located in a residential zoning district, and is therefore subject to height limitations that are designed for single family residences, rather than for athletic and recreational facilities; and (e) the necessary improvements cannot be made without obtaining the requested zoning relief; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not alter the essential character of the neighborhood, in that the proposed baseball netting system will replace a chain link screening system on an existing baseball diamond located in an established recreational area; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not impair an adequate supply of light and air because the proposed baseball netting system is located in an open athletic field and there are no nearby structures of comparable height; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not increase the hazard from fire and other dangers to the Subject Property, in that (a) the installation of the proposed netting system will comply with all applicable codes, and (b) the proposed netting system is designed to protect spectators and passing pedestrians and vehicles from injury; and

WHEREAS, subject to the terms and conditions of this Ordinance, there is no evidence that the requested variation will diminish the taxable value of land and buildings throughout the Village, as (a) the Subject Property is a tax exempt parcel that is surrounded by other public and private tax exempt parcels, and (b) the proposed netting system will not be visible from or interfere with the use and enjoyment of the nearby residential properties; and

WHEREAS, subject to the terms and conditions of this Ordinance, the requested variation will not contribute to congestion on the public streets, as the proposed netting system is for an established recreational use, and is designed to reduce interference with, and hazards to, traffic on Willow Road; and

WHEREAS, the netting system that is being proposed is intended to improve the safety of persons and vehicles traveling on Willow Road and, subject to the terms and conditions of this Ordinance, there is no evidence that the requested variations will otherwise impair the public health, safety, comfort, morals, and welfare of the inhabitants of the Village; and

WHEREAS, the requested variation is in harmony with the general purpose and intent of the Winnetka Zoning Ordinance, in that: (a) it maintains the character of the existing neighborhood; (b) it protects and respects the justifiable reliance of existing residents, business people and taxpayers on the continuation of existing, established land use patterns; and (c) it otherwise promotes the public health, safety, comfort, morals and welfare by supporting the safe operation of New Trier's athletic fields; and

WHEREAS, this Ordinance has been placed on the Village Council's agenda and made available for public inspection at Village Hall and on the Village's web site, in accordance with Sections 2.04.040 and 2.16.040 of the Winnetka Village Code and applicable law.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Winnetka, as follows:

SECTION 1: The foregoing recitals are hereby incorporated as the findings of the Council of the Village of Winnetka, as if fully set forth herein.

SECTION 2: That, subject to the terms and conditions set forth in Sections 4 and 5 of this Ordinance, and pursuant to Section 17.24.030 of Chapter 17.24 and to Chapter 17.56 of the Winnetka Zoning Ordinance, Title 17 of the Winnetka Village Code, a special use permit is hereby granted with respect to the Subject Property, which is commonly known as New Trier High School Athletic Field or Duke Childs Field and is located at 1321 Willow Road, at the northwest corner of Willow and Hibbard Roads, Winnetka, Illinois, in the R-2 Single Family Residential Zoning District, to allow the installation of a new baseball netting system along the first base line and behind home plate of the baseball field located adjacent to the parking area on the north side of Willow Road west of Hibbard Road.

SECTION 3: That, subject to the terms and conditions set forth in Sections 4 and 5 of this Ordinance, the Subject Property, which is commonly known as New Trier High School Athletic Field or Duke Childs Field and is located at 1321 Willow Road, at the northwest corner of Willow and Hibbard Roads, Winnetka, Illinois, in the R-2 Single Family Residential Zoning District, is hereby granted a variation from the height limitations of Section 17.30.080 of the Winnetka Zoning Ordinance to permit the proposed new baseball backstop netting system to be 50 feet high, which exceeds the maximum allowable height of 35 feet, resulting in a variation of 15 feet (42.86%).

SECTION 4: The special use permit and variation granted by this Ordinance shall be subject to the following terms and conditions, which shall be incorporated into final plans and documentation for the proposed Parking Lot:

A. The installation of the proposed improvements shall commence within 12 months after the effective date of this Ordinance.

B. The special use permit and variations shall expire if the installation of the proposed improvements is not commenced within 12 months after the effective date of this Ordinance.

C. Nothing in this Ordinance shall be deemed as granting a certificate of appropriateness of design approval for the proposed baseball nets and support poles.

D. The installation of the new baseball netting system shall be in accordance with the revised plans dated [date and description of plans to be verified with New Trier an Community Development staff prior to adoption].

E. Final details of landscape plans and material samples for the area along the north and west edges of the Willow Road parking area shall be subject to review and comment by the Design Review Board as provided in Chapter 15.40 of the Winnetka Village Code.

SECTION 5: Pursuant to Section 17.56.070(G) of Chapter 17.56 of the Winnetka Zoning Ordinance, the stipulations, conditions and restrictions set forth in the foregoing Section 4 of this Ordinance may be modified or revised from time to time by the Village Council following public notice and hearing in accordance with the special use application procedures set out in Chapter 17.56 of the Winnetka Zoning Ordinance.

SECTION 6: This Ordinance is passed by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

[Remainder of this page intentionally left blank.]

SECTION 7: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this ___ day of _____, 2013, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ___ day of _____, 2013.

Signed:

Village President

Countersigned:

Village Clerk

Published by authority of the
President and Board of Trustees
of the Village of Winnetka,
Illinois, this ___ day of
_____, 2013.

Introduced:

Passed and Approved:

ATTACHMENT A

CASE NO. 13-01-SU

APPLICATION FOR SPECIAL USE

Name of Applicant New Trier High School District 203 (Steve Linke)

Property Address 390 Hibbard Rd. Winnetka Il 60093

Home and Work Telephone Number 847-784-2074

DEC 18 2012

Fax and Email 847-501-5318 linkes@newtrier.k12.il.us

Architect Information: Name, Address, Telephone, Fax & Email
Stephen Cashman P: 630-889-8800
Cashman Stahler Group F: 630-889-8877
10 East 22nd Street E: scashamn@cashmanstahler.com
Lombard Il 60148

Attorney Information: Name, Address, Telephone, Fax & Email
Paul Millichap P: 312-786-6109
300 South Wacker Dr Suite 3400 F: 312-986-9192
Chicago Il 60606 E: pam%7331453@mcimail.com

Date Property Acquired by Owner Circa 1960 From Village of Winnetka

Nature of Any Restrictions on Property NA

Explanation of Special Use Requested For safety reasons we would like to install an new baseball backstop netting system. The system consists of four steel poles and nylon netting. The current backstop lets foul balls fly out onto Willow Rd. This is a safety issue for both motorists and for the children that often run out onto the roadway chasing the baseballs.

OFFICE USE ONLY Special Use Requested under Ordinance

Section(s) _____ Staff

Contact: _____ Date: _____

Application For Special Use

The following is submitted to explain the six (6) items set forth in the Application for Special Use Permit which is being submitted by New Trier High School for requested changes, safety upgrades and improvements to the existing facilities at Northwest corner of Willow and Hibbard roads in Winnetka. As detailed in the accompanying plat of survey and site plan, the requested item is a safety improvement of the existing facilities which will enhance the use of the facilities.

- 1. The establishment, maintenance and operation of the improvement requested in this Special Use Application will not be detrimental to or endanger the public health, safety, comfort, morals or general welfare in that the requested item is a safety upgrade of the existing facilities. This improvement will not only enhance the safe use of the area by the student athletes, but will also help prevent hazards for the general public driving on Willow Road.**
- 2. The Special Use item requested, being a safety upgrade of facilities currently in place at this location will not be injurious to the use and enjoyment of other property in the immediate vicinity and will as a safety improvement neither diminish nor impair property values in the immediate vicinity.**
- 3. Since the Special Use item will upgrade and improve facilities currently in use at the site and is designed to enhance the site by being well-suited to its use as part of a baseball field, it will not impede the normal and orderly development of other property in the immediate vicinity.**
- 4. Regular maintenance currently in operation and planned to continue at the site has improved the safety of ingress and egress to the site and will continue to allow for safe access to the facilities.**
- 5. As the requested change will not increase the use of the facilities, current parking, utilities, access roads and other facilities necessary to the operation of the special use, all existing services will be adequate.**
- 6. The Special Use item requested is a safety upgrade to the existing facilities currently in use and in conformation with applicable ordinances and codes. All areas of this request other than the height (which New Trier is asking for a variance from) will continue to be in conformation with same upon completion.**

ATTACHMENT B

CASE NO. 13-01-SU

APPLICATION FOR VARIATION
WINNETKA ZONING BOARD OF APPEALS

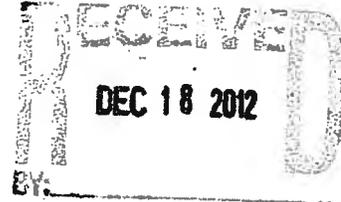
Owner Information:

Name: New Trier High School District 203 (Steve Linko)

Property Address: 390 Hibbard Rd. Winnetka IL 60093

Home and Work Telephone Number: 847-784-2074

Fax and E-mail: 847-501-5318 linkos@newtrier.k12.il.us



Architect Information: Name, Address, Telephone, Fax & E-mail:

Stephen Cashman P: 630-889-8800
Cashman Stabler Group P: 630-889-8877
10 East 22nd Street E: scashman@cashmanstabler.com
Lombard IL 60148

Attorney Information: Name, Address, Telephone, Fax & E-mail:

Paul Millican P: 312-786-6101
300 South Wacker Drive Suite 3400 P: 312-986-9192
Chicago IL 60606 E: pmillican@7331453@meimail.com

Date Property Acquired by Owner: Circa 1960 From Village of Winnetka

Nature of Any Restrictions on Property: NA

Explanation of Variation Requested: We are requesting a zoning variation to deviate from the Village's 35 foot height
(Attach separate sheet if necessary) limit. We want to install a new backstop system consisting of steel poles and

netting. The system will be 50 feet above grade. This system would be installed solely for safety reasons. We have studied
the situation and believe the 50 foot height, while not as effective as a 70 foot or higher system will stop at least 20% more
foul balls than a lower height system. Currently children run out onto Willow road to chase foul balls. This is a safety hazard
both too the children and motorists on Willow Rd.

OFFICE USE ONLY

Variation Requested Under Ordinance Section(s): _____
Staff Contact: _____ Date: _____

Village of Winnetka Zoning Variation Application

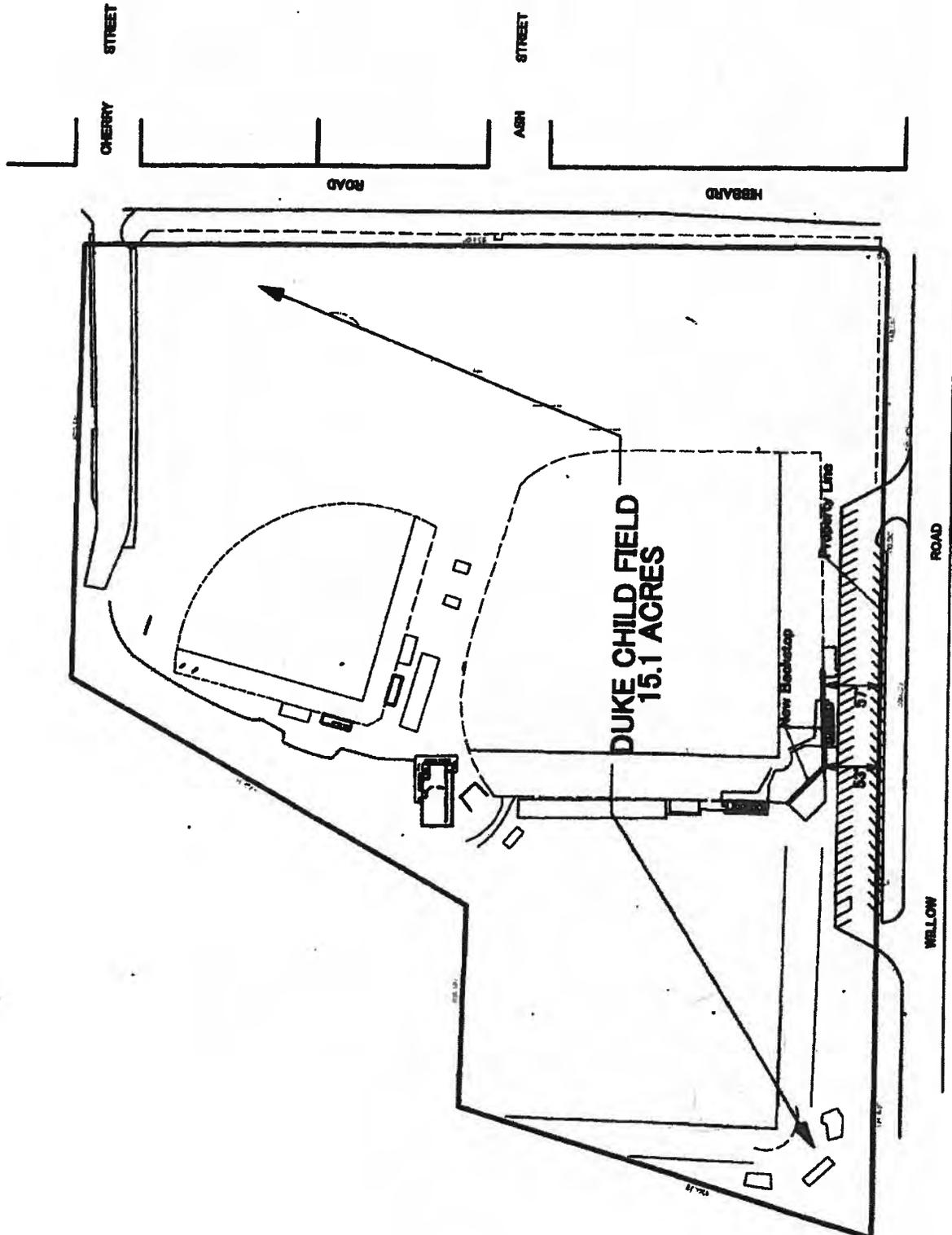
Rev. 11.15.2011

Application For Zoning Variation

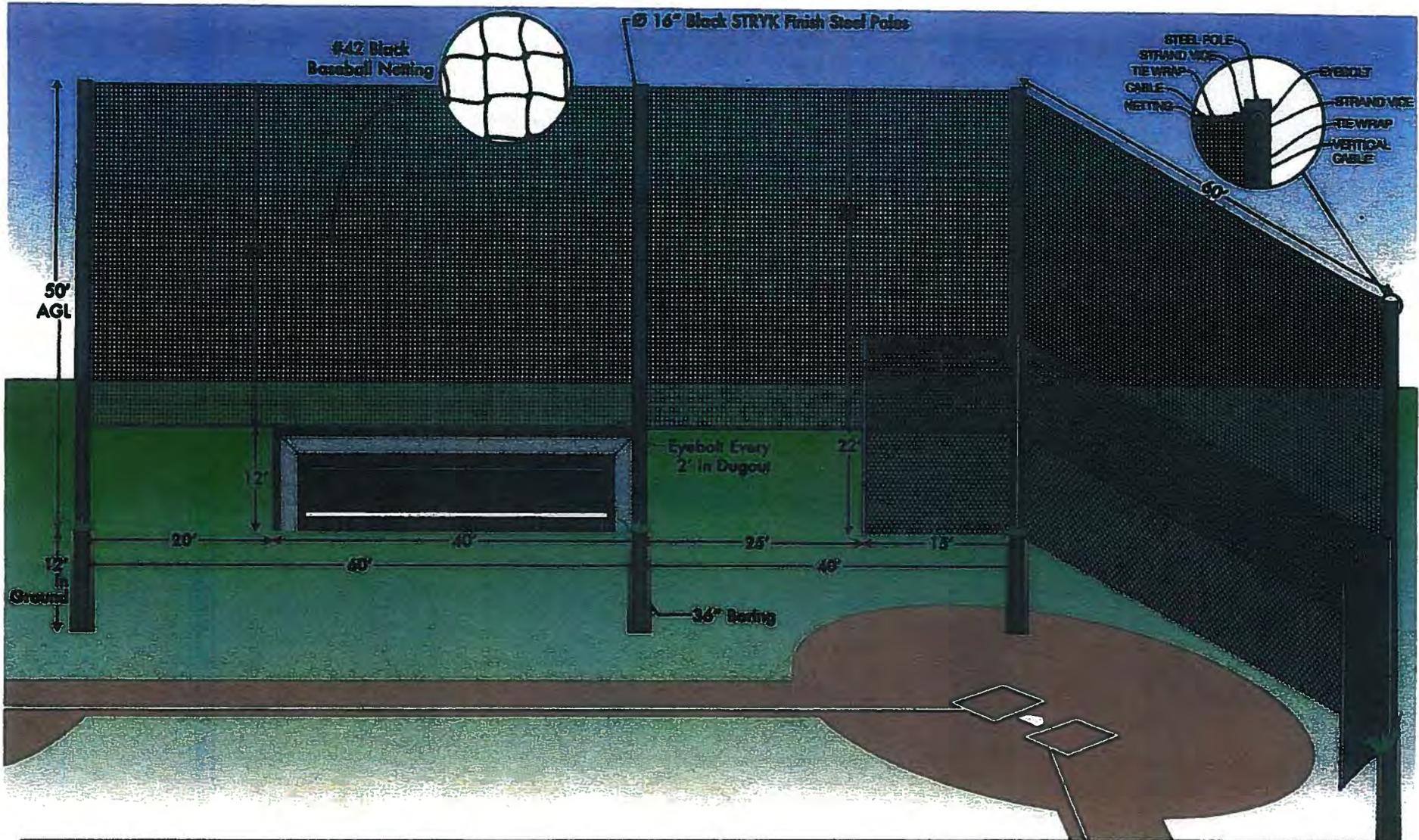
The following is submitted to explain the eight (8) items set forth in the Standards for Granting of Zoning Variations which is being submitted by New Trier High School for requested changes, safety upgrades and improvements to the existing facilities at Northwest corner of Willow and Hibbard roads in Winnetka. As detailed in the accompanying plat of survey and site plan, the requested item is a safety improvement of the existing facilities which will enhance the use of the facilities.

- 1. We feel that the property in question will continue to pose a safety hazard to students and motorists alike unless we are granted a zoning variation whereby we are allowed to install a backstop netting system to a height of 50 feet above grade. We have researched various systems and solicited advice from industry experts on the optimal height. We believe the proposed height of 50 feet strikes a fair compromise between the Village height limit of 35 feet and optimal height of over 100 feet (see attached baseball trajectory study and typical baseball fence layout) While we could limit the height to 35 feet, we believe a 35 foot system will not yield satisfactory safety results.**
- 2. We feel that the circumstances causing the safety issues we are experiencing at our varsity baseball field are unique in that there is a very busy public road less than 85 feet from the play area.**
- 3. Given that the area in question is a baseball field and the proposed safety upgrades are commonplace at many ball fields, we do not feel that the proposed zoning variation if granted will alter the character of the locality.**
- 4. As the requested zoning variation is a netting system it will not impair any light or air on any adjacent property.**
- 5. Due to the fact that the safety netting system is located outside and will not change the way the property is currently being used it will not increase the possibility of fire or damage to the property.**
- 6. The proposed system design is consistent with other safety netting systems at ball fields and is lower than netting systems at golf driving ranges. Given these facts the Zoning variation will not lower land and building values within the Village.**
- 7. The proposed zoning variation will not affect how the property is being used therefore it will have no impact on traffic congestion on any public street.**
- 8. Because the requested zoning variation is for safety upgrades to the facilities, not only will the public health, safety, comfort, morals and welfare not be impaired, it will be improved.**

ATTACHMENT C



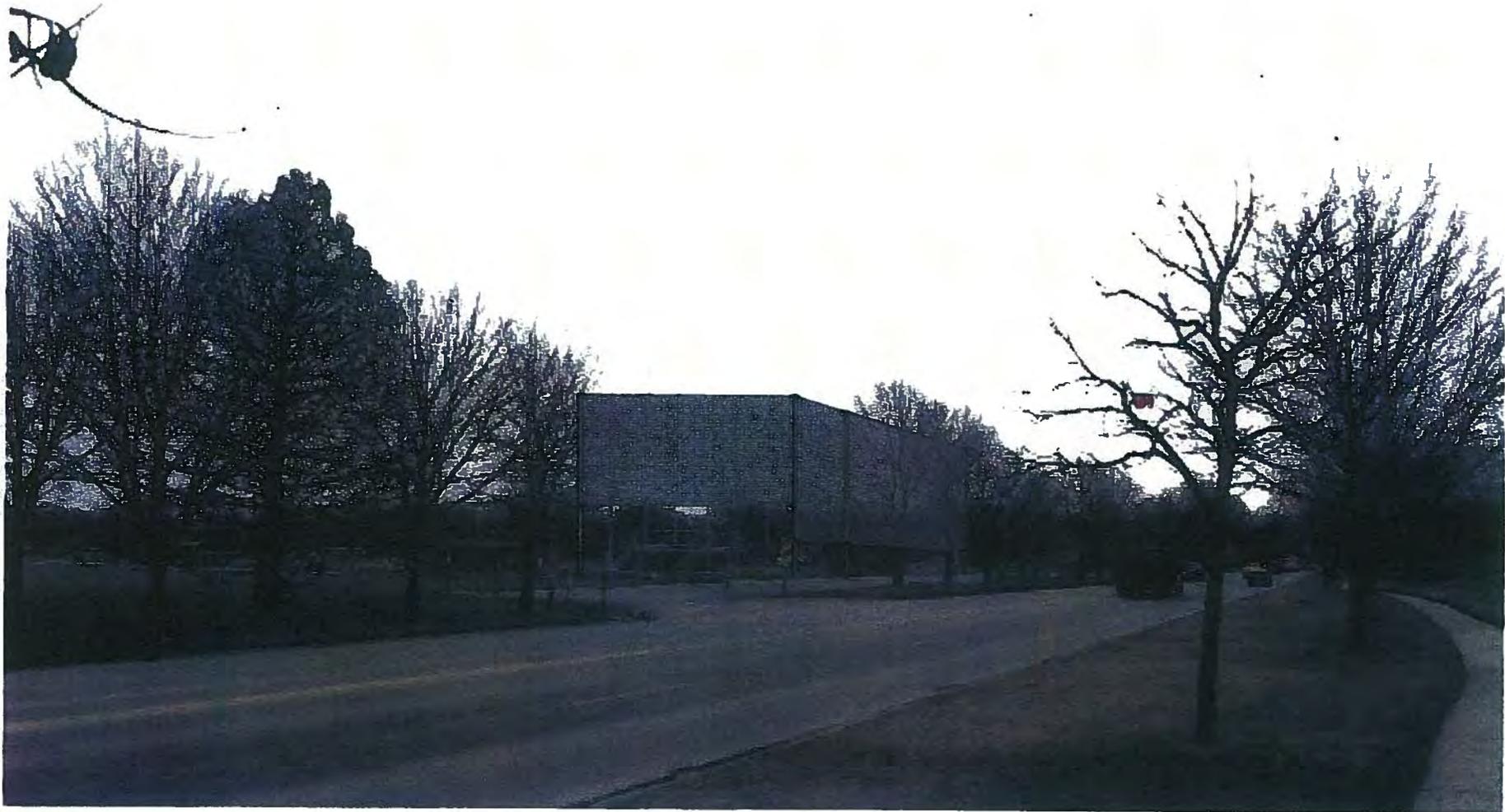
ATTACHMENT D



PSC Protective Sports Concepts, LLC
1100 WEST MONROE, CHICAGO, IL 60607, 312-733-6367

**NEW TRIER HIGH SCHOOL DUKE CHILDS
BASEBALL BACKSTOP PROTECTIVE NETTING SYSTEM**

ATTACHMENT E



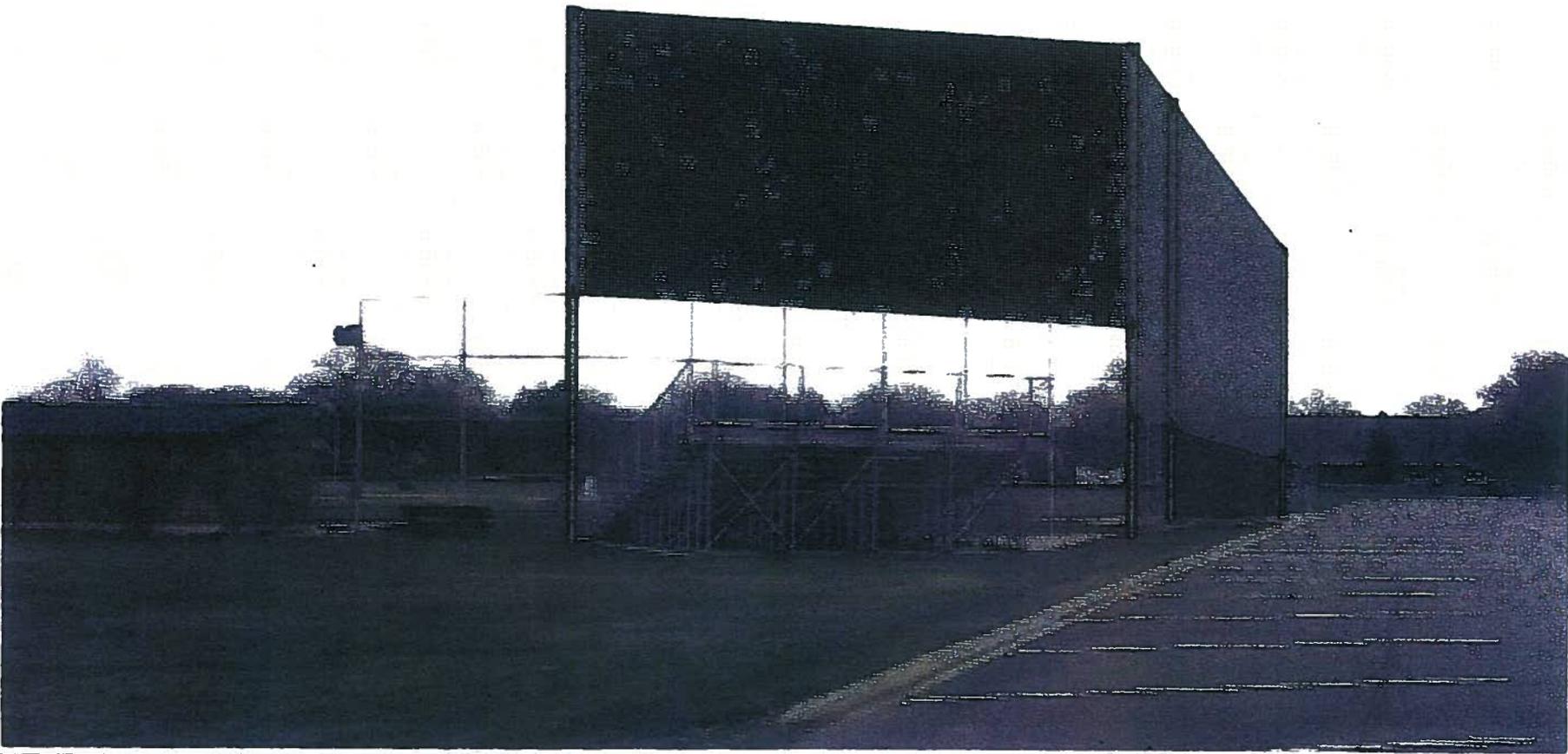
PSC Protective Sports Concepts, LLC
1100 WEST MONROE, CHICAGO, IL 60607, 312-738-6337

**NEW TRIER HIGH SCHOOL DUKE CHILDS FIELD
VARSITY BASEBALL BACKSTOP PROTECTIVE NETTING SYSTEM**



PSC Protective Sports Concepts, LLC
1100 WEST MONROE, CHICAGO, IL 60607, 312-738-6387

**NEW TRIER HIGH SCHOOL DUKE CHILDS FIELD
VARSITY BASEBALL BACKSTOP PROTECTIVE NETTING SYSTEM**



PSC Protective Sports Concepts, LLC
1100 WEST MONROE, CHICAGO, IL 60607, 312-722-6387

**NEW TRIER HIGH SCHOOL DUKE CHILDS FIELD
VARSITY BASEBALL BACKSTOP PROTECTIVE NETTING SYSTEM**

ATTACHMENT F



NEW TRIER TOWNSHIP HIGH SCHOOL
WINNETKA CAMPUS

To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.

Dear Board Member:

The purpose of this letter is to explain why New Trier has chosen a fixed netting system over a retractable system (like you would see at a football stadium). During project planning New Trier researched both. While the costs are almost equal, the reasons we chose fixed are:

* A retractable system would not be as effective at stopping balls. The nets will sag at the top and blow in the wind (there is no way to attach the nets to the poles other than at the top), possibly allowing balls to slip between them. The nets would be weighted at the bottoms, but strong winds would not keep them from moving about creating gaps between them at the pole locations.

* A retractable system would be very heavy (the systems seen at football games are 4" square netting, 1/3 the weight of the 1 3/4" heavy duty netting used for baseball) and therefore difficult to raise.

* During down times (when no games or practices were taking place) the cables and pulleys would be hanging down from the top of the poles inviting vandalism.

* During down times, the nets would be laying on the ground in the dirt. This would not only invite vandalism, it would look unsightly and shorten the life of the netting. The nets could not be removed completely between games as they are threaded through the cables of a retractable system.

* Overall aesthetics. We believe a fixed system will look much cleaner and more professional. We believe a retractable system (because of the hanging cables, pulleys and the nets on the ground) will look "haphazard".

Sincerely,



Steve Linke
Maintenance Manager
New Trier High School
Winnetka Campus

ATTACHMENT G

**NEW
TRIER** TOWNSHIP HIGH SCHOOL
WINNETKA CAMPUS



To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.

RECEIVED
JAN 30 2013
BY: _____

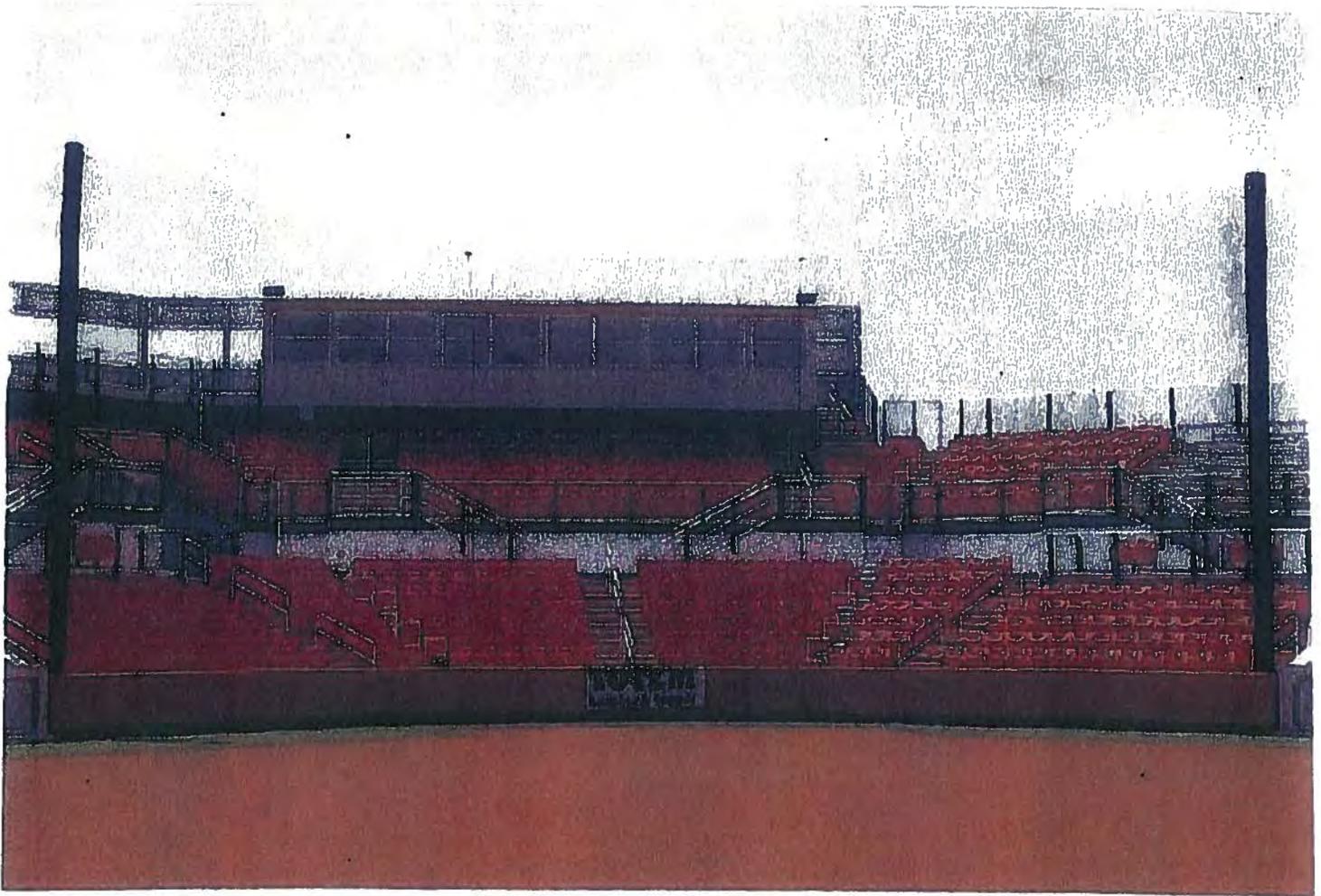
Dear Board Member:

The following pictures are from projects completed by Protective Sports Concepts. These pictures were shown at the Design Review Board and Plan Commission meetings.

Sincerely,

**Steve Linke
Maintenance Manager
New Trier High School
Winnetka Campus**

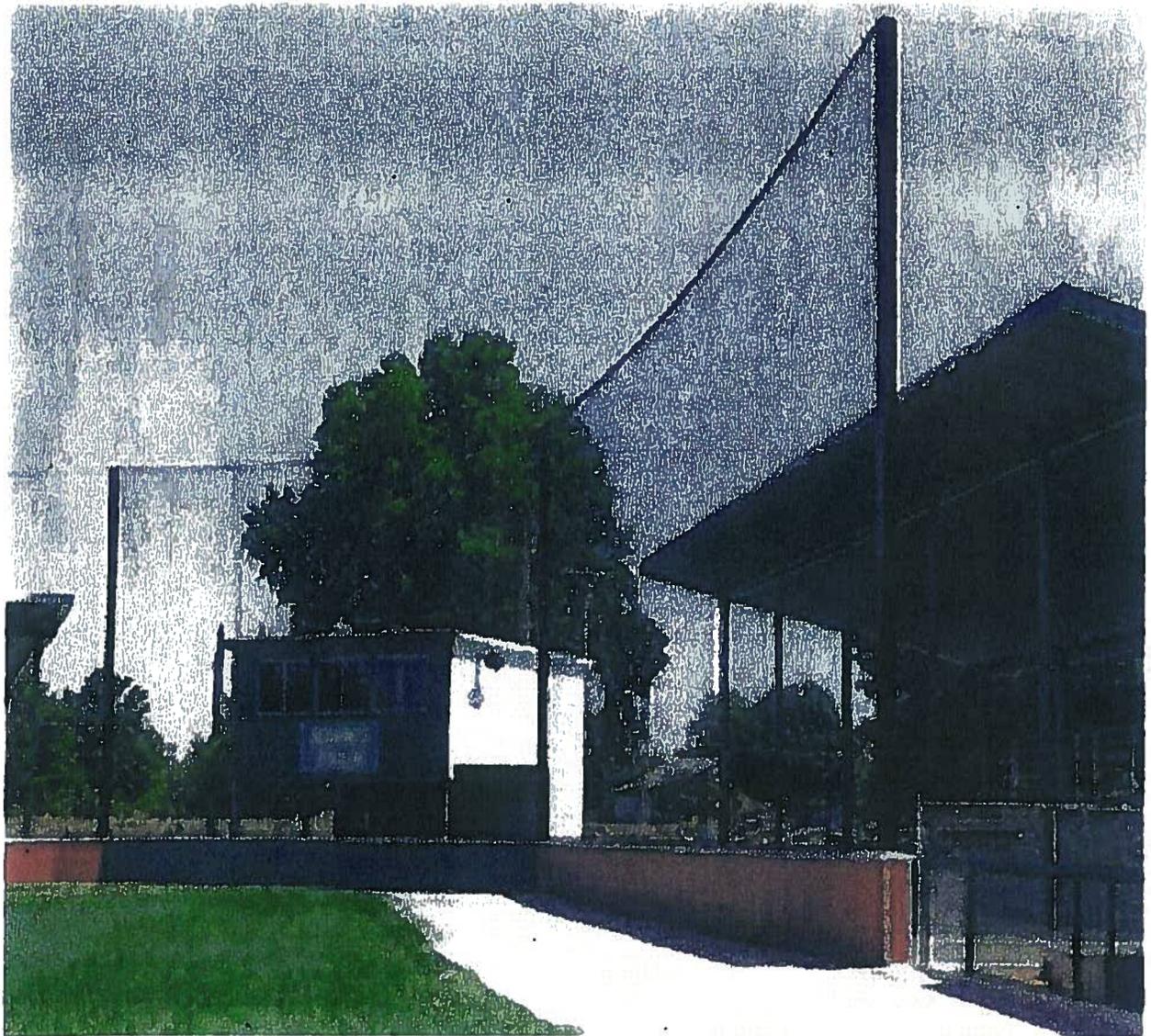
ATTACHMENT G



ATTACHMENT G



ATTACHMENT G



ATTACHMENT G



ATTACHMENT G



ATTACHMENT H

**NEW
TRIER** TOWNSHIP HIGH SCHOOL
WINNETKA CAMPUS

RECEIVED
JAN 30 2013
BY: _____

To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.

Dear Board Member:

As requested by the Plan Commission, the following is a list of locations and addresses of netting projects completed by Protective Sports Concepts:

St. Viator High School, 1213 E. Oakton St, Arlington Heights, IL 60004
Naperville Central High School, Intersection of West and Martin, Naperville, IL
Libertyville High School, 708 Park Ave, Libertyville, IL 60048
Zion Park District Chicago Fielders, Intersection Green Bay Road & Hwy173, Zion, IL
Waukegan Sports Complex, 3391 W. Beach, Waukegan, IL
Notre Dame College Prep, 7655 W. Dempster, Niles, IL
Roemer Park, 210 Westmoreland, Wilmette, IL 60091
Chicago Bandits Stadium, Intersection of Pearl and Balmoral, Rosemont, IL
Lake Forest College, 555 N. Sheridan Rd, Lake Forest, IL 60045
Judson College, 1151 N. State, Elgin, IL
Niles West High School, Oakton and Gross Pointe, Skokie, IL
Glenview Park District – CPW, Intersection of Zenith and Milwaukee, Glenview, IL
Concordia University, 7400 Augusta, River Forest, IL
Wrigley Field, 1060 West Addison, Chicago, IL
St Charles North High School, 255 Red Gate Road, St. Charles, IL
Sportsman's Driving Range, Intersection of Landwehr and Dundee, Northbrook, IL
Trout Park, 576 Trout Park Blvd, Elgin, IL
Skokie Park District Golf Driving Range, 3459 W. Oakton, Skokie, IL

Sincerely,



Steve Linke
Maintenance Manager
New Trier High School
Winnetka Campus

ATTACHMENT I



ATTACHMENT I



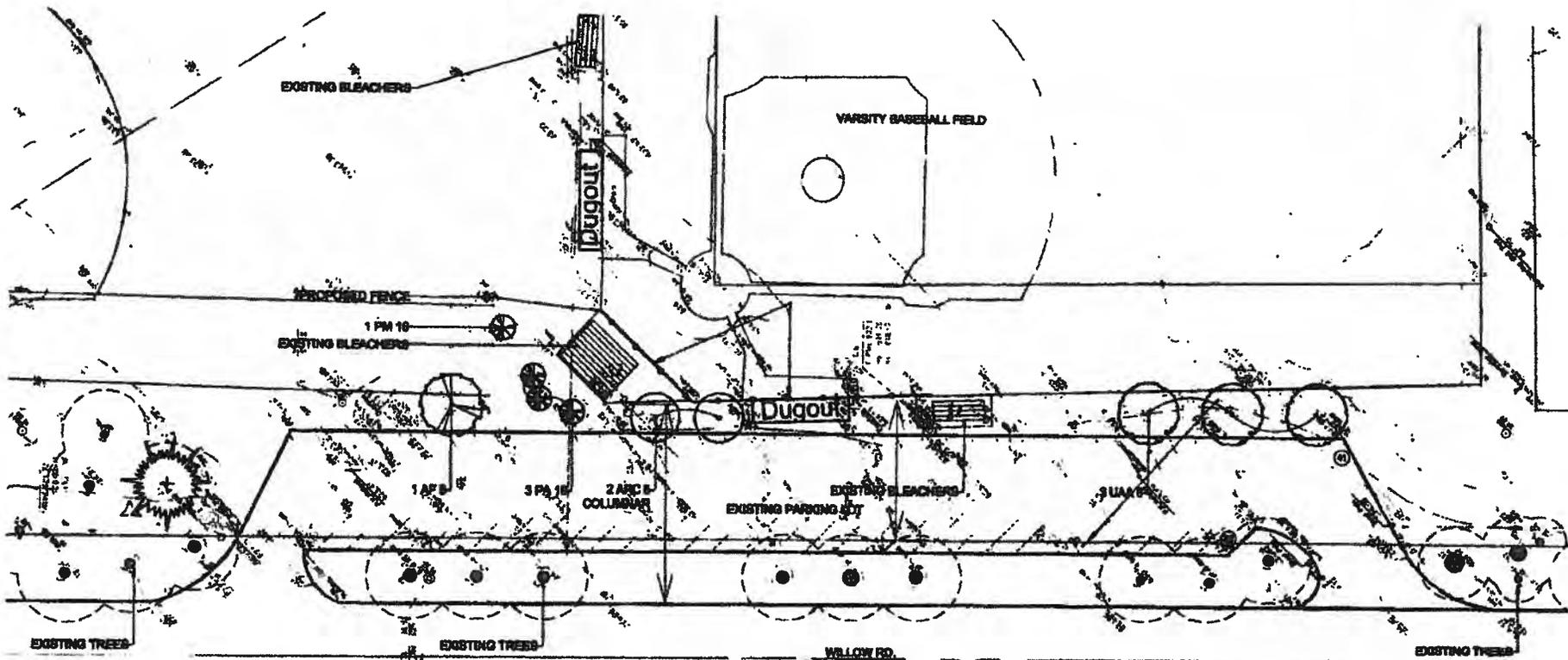
ATTACHMENT I



ATTACHMENT I



ATTACHMENT J



Symbol	Botanic Name	Common Name	Size/Installed	Size/Mature	Remarks
DECIDUOUS SHADE TREES					
AF 6	1 Acer x freemanii "Autumn Blaze"	Freemanii Maple	6" caliper/20'-26' HT	40'-50' HT / 30'-40' Wide	BBB
APC 5	2 Acer platanoides "Columnare"	Columnar Norway Maple	5" caliper/18'-24' HT	50'-60' HT / 30'-40' Wide	BBB
UAA 5	3 Ulmus "Accolade"	Accolade Elm	5" caliper/18'-24' HT	40'-50' HT / 15'-20' Wide	BBB
EVERGREEN TREES					
PA 18	3 Picea abies	Norway Spruce	18' HT. / 10'-15' Wide	40'-60' HT / 30'-40' Wide	BBB
PM.16	1 Pseudotsuga menziesii	Douglas Fir	16' HT. / 10'-15' Wide	80'-90' HT / 15'-20' Wide	BBB

New Trier High School
Duke Childs Athletic Fields Winnetka, Illinois

Landscape Screening/Backstop and Netting Plan

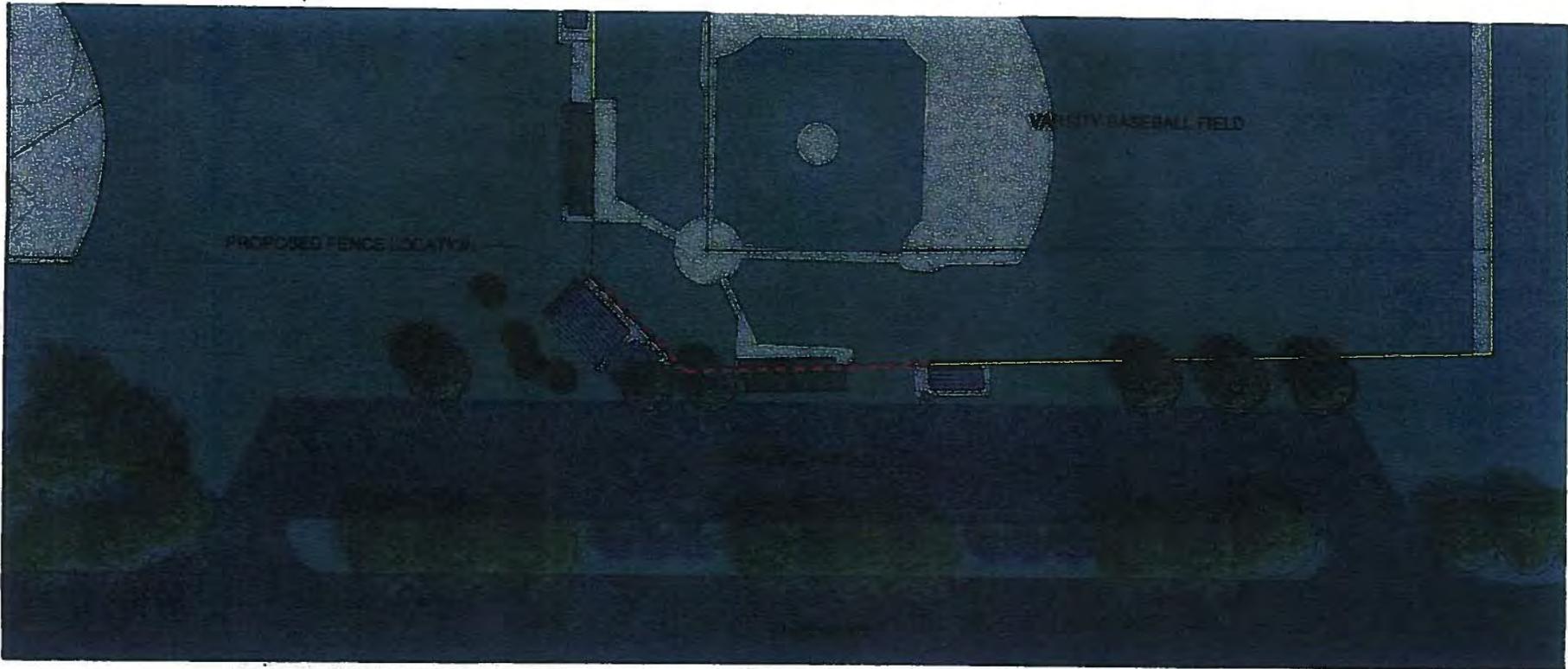


LAKOTA
THE LAKOTA GROUP INC.

0' 20' 40'

March 25, 2013

ATTACHMENT J



Symbol		Botanic Name	Common Name	Size/Installed	Size/Mature	Remarks
DECIDUOUS SHADE TREES						
AF 6	1	<i>Acer x freemanii</i> 'Autumn Blaze'	Freemanii Maple	6" caliper/20'-26' HT	40'-50' HT / 30'-40' Wide	BBB
APC 6	2	<i>Acer platanoides</i> 'Columnare'	Columnar Norway Maple	5" caliper/18'-24' HT	60'-80' HT / 30'-40' Wide	BBB
UAA 6	3	<i>Ulmus</i> 'Accolade'	Accolade Elm	5" caliper/18'-24' HT	40'-50' HT / 15'-20' Wide	BBB
EVERGREEN TREES						
FA 16	3	<i>Picea abies</i>	Norway Spruce	16' HT. / 10'-15' Wide	40'-60' HT / 30'-40' Wide	BBB
FM 16	1	<i>Pseudotsuga menziesii</i>	Douglas Fir	16' HT. / 10'-15' Wide	60'-80' HT / 15'-20' Wide	BBB

New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

Landscape Screening/Backstop and Netting Plan

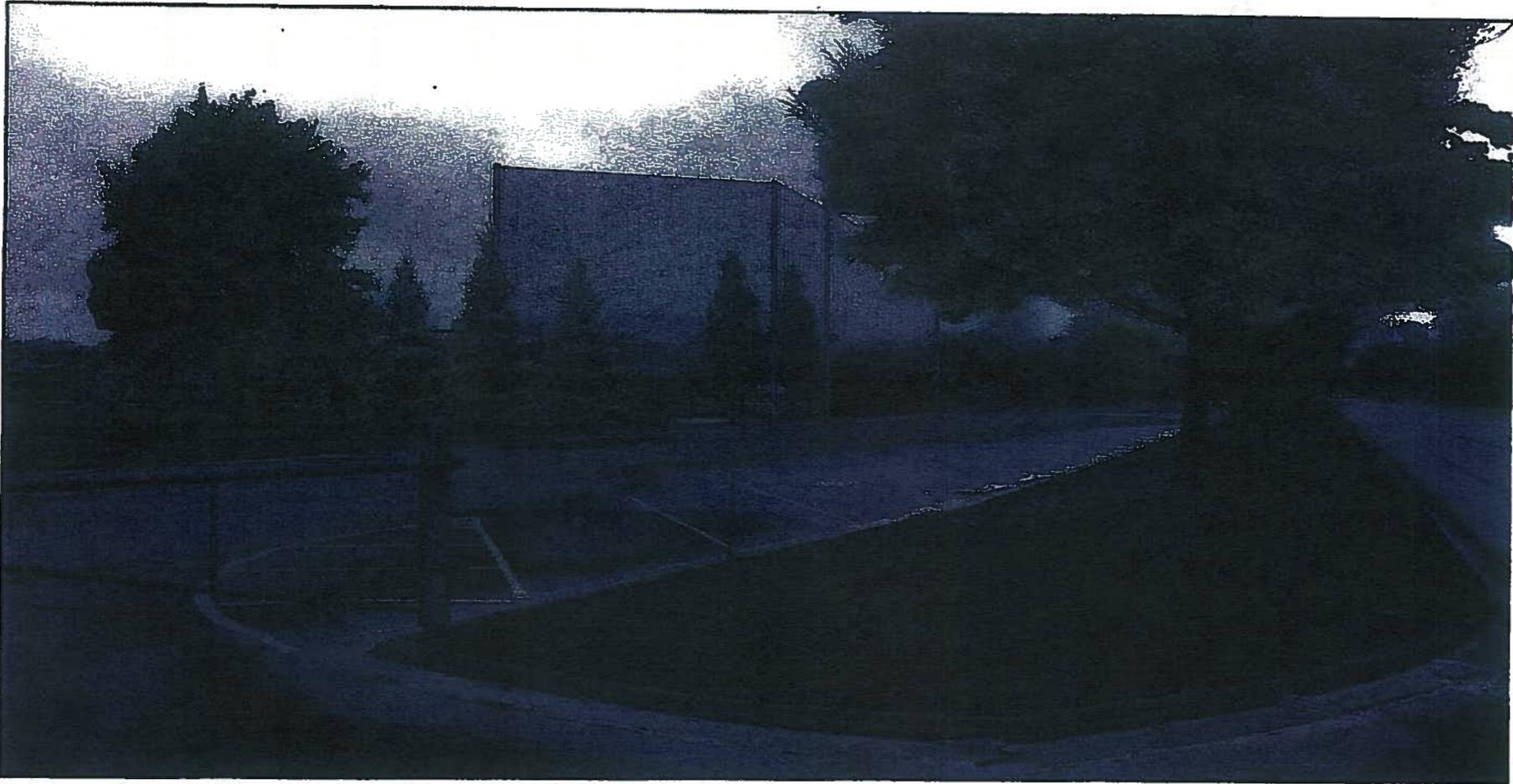
LAKOTA
THE LAKOTA GROUP, INC.



0 20 40

March 25, 2013

ATTACHMENT J



New Trier High School

Duke Childs Athletic Fields Winnetka, Illinois

Visual Gateway From West Entrance .

LAKOTA
THE LAKOTA GROUP INC.

March 25, 2013

ATTACHMENT K

Winnetka Design Review Board/Sign Board of Appeals January 17, 2013

Members Present:

John Swierk, Chairman
Kirk Albinson
Bob Dearborn
Brooke Kelly
Michael Klaskin
Peggy Stanley

Members Absent:

Cindy Gavin
Janet Shen

Village Staff:

Brian Norkus, Assistant Director of Community
Development

Call to Order:

Chairman Swierk called the meeting to order at 7:30 p.m.

Chairman Swierk noted that the December 20, 2012 meeting minutes were not yet available and that they would be available at the next meeting.

Comment to Village Council Regarding Special Use Application Request by New Trier High School for Installation of New Baseball Netting at Duke Childs Field, Located at the Northwest Corner of Hibbard and Willow Road

Steve Linke introduced himself to the Board as the maintenance director for the campus. He stated that in their application, he identified it as a safety issue and that the issue related to student athletes running out into the street to retrieve foul balls. Mr. Linke informed the Board that they changed their policy last spring and that they do not allow their athletes to do that. He stated that foul balls and line drives are going out into the Willow Road and that there was an incident where a ball hit the ground and bounced into someone's window.

Mr. Linke stated that they still have issues with children running out into the road, explaining that other baseball programs use the field, and that New Trier has no control over them. Mr. Linke stated that they are proposing the net to stop that issue.

Chairman Swierk asked Mr. Linke if they had a sample of the proposed net.

Mr. Norkus provided a sample of the net and described it as a representation of the finish of the posts.

Mr. Linke confirmed that the sample pipe is smaller than what would be used. He explained

that the pipe would be 13 inches in diameter with a black finish.

Mr. Linke then introduced Matt Jacobs who is the contractor and is available to answer the Board's questions with regard to the system, along with Mike Napoleon, the head baseball coach and who can speak to the issues they have had in the past.

Chairman Swierk stated that his comment is that with regard to the safety issue, it would not be appropriate for the Design Review Board to alleviate the safety concern, noting that the Design Review Board which is to only consider the aesthetics of the request or any alternatives which may exist.

Ms. Kelly asked if the system would replace what is already there.

Mr. Linke responded that it would be in conjunction with the backstop where the current chain link backstop is now and that the part which hung in would go away. He then identified the portion which would remain and which would run down the first base line.

Ms. Kelly asked how far it would go down the first base line.

Ms. Stanley stated that it would extend 100 feet. She asked if it would only be the cantilevered portion which would be removed.

Mr. Linke confirmed that is correct.

Ms. Stanley then asked in connection with the rendering, she stated that she understood how it would be connected to the dugout, but that she did not understand what would be on both sides of the dugout and questioned the use of the chain link fence.

Mr. Linke responded that it would run straight across above the roof of the dugout. He indicated that it would be secured to the roof of the dugout and would continue approximately 20 feet beyond the dugout.

Ms. Stanley asked if there is an existing chain link fence in that area.

Mr. Linke responded that he did not think there was a chain link fence there.

It was confirmed that there is a chain link fence further back.

Mr. Linke confirmed that the system would be closer to the dugout and would cut off the trajectory.

Mr. Jacobs referred the Board to a photograph of where the chain link fence stopped at the dugout. He confirmed that it would be in line with the dugout. Mr. Jacobs added that it can be modified so that it is connected to the fence post. He confirmed that it is not shown in the

rendering.

Chairman Swierk asked if the netting would only be done on one field, and questioned why the same isn't necessary for the field to the immediate west.

Mr. Napoleon noted that there is a "band shell" style backstop which extends over home plate. He stated that the "shell" style backstop has been detrimental to games because many pop ups which are normally in play will not be with the high overhanging back stop design. He then stated that with the subject field being the varsity field, they want to have more balls remain in play if at all possible.

Mr. Dearborn asked for other locations where this material has been installed.

Mr. Jacobs identified several locations for the Board. He informed the Board that there are 150 of these systems in place such as at Yankee Stadium.

Chairman Swierk asked if they had ever been done retractable.

Mr. Jacobs stated that there would be a problem with both the look and function of a retractable design. He then stated the installation is designed to be installed very taut, and that a retractable design will hang rather loose, and not perform as well or look as well.

Mr. Jacobs stated that any system used would be a year-round system using a higher quality net. He also stated that a black net finish will be used which is used all around the country. Mr. Jacobs then referred to the Vernon Hills athletic complex which has a 50 foot high system and that they have had an issue with foul balls hitting people. He informed the Board that Vernon Hills has four fields back to back.

Mr. Dearborn asked how it would be attached.

Mr. Jacobs responded that there would be a rope border around the perimeter and that the cable would be secured with spring loaded carabiners. He also stated that they would run vertical face cables along each pole and secure the sides of the netting to it. Mr. Jacobs noted that no maintenance would be needed on the system. He added that they are a local company and that if there is an issue, they can come tighten it up.

Mr. Dearborn asked what would be the cost of installing and removing the netting on a seasonal basis. He referred to the location as the gateway to Winnetka and referred to the use of big, black netting up year round when it is only used four months a year.

Mr. Jacobs informed the Board that they did the driving range for the Winnetka Park District.

Chairman Swierk stated that location is tucked away. He then stated that he would be against a height of 50 feet.

Mr. Dearborn then asked if there is any feasibility to having the net up from April to September.

Mr. Jacobs stated that the netting can be taken down, but that the poles would still be there. He also stated that it would cause more stress on the nets if they were put up and taken down.

Mr. Napoleon stated that they had no objection to that alternative.

Ms. Kelly stated that they still need the backstop there.

Mr. Napoleon indicated that they would rather do just the netting and not the backstop.

Mr. Jacobs suggested that they could remove the chain link fence and replace it with netting.

Mr. Linke stated that they would still have the same amount of poles.

Chairman Swierk referred to the poles and stated that the height would be obtrusive.

Mr. Dearborn asked if there is any other color of netting.

Mr. Jacobs stated that the other kinds would not hold up in the winter.

Mr. Dearborn then asked if they needed the backstop year-round.

Mr. Napoleon responded that they did not and that there are no games from September 1 to March 1.

Mr. Klaskin referred to the school's ability to host tournaments which are not allowed and the fact that they are missing out on opportunities.

Mr. Napoleon stated that they do not have parking and that it is not possible to host a sectional game.

Chairman Swierk asked how many years had the field been there.

Mr. Linke stated that it has been since the property was traded with the Village.

Mr. Napoleon added that home plate was never moved back or up and that the backstop has been there the whole time.

Chairman Swierk asked if there is a way to reconfigure the fields.

Mr. Napoleon stated that the only place to do that is to change the way the field is constructed so that right field would no longer be the sun field which is how it is in almost every case. He

indicated that they not want the sun in the batter's or pitcher's eyes. Mr. Napoleon then stated that if they were to reconstruct the field, the left field would have to be home plate.

Mr. Jacobs informed the Board that they do have systems of all different heights and that it all related to what the situation called for. He stated that if there is a 35 foot system, the hitter could stop balls and that if they were to go an additional 15 feet, it would stop another 20-25% of balls. Mr. Jacobs stated that the issue is to stop line drive balls. He stated that while 35 feet in height would work, 50 feet would do what is needed here.

Mr. Napoleon described the existing condition as a dangerous situation and that there is the issue with balls hitting vehicles, as well as when vehicles have to stop suddenly.

Mr. Dearborn suggested that it should be a seasonal thing.

Mr. Klaskin described the situation as "welcome to Winnetka, there is the baseball field." He then stated that no one will misconstrue it and that it is being done for the children and for safety.

Ms. Kelly stated that she lives near there and that she saw children and balls out there which she described as scary.

Mr. Napoleon referred to the policy and that parents are complaining and that he picks up balls after games.

Mr. Albinson asked how many schools are using the field.

Mr. Jacobs responded that New Trier should have best facility there is and that he understood the Board's comments. He indicated that they can make a removable system and that he would put together a price for it.

Ms. Stanley informed the Board that she worked in a place which had a screen in place for birds and that the dimension of the holes is much smaller. She stated that it was said that using this large system, the birds would get caught.

Mr. Jacobs indicated that he has never heard of that being an issue. He noted that a 1 3/4 inch square system is designed for baseball. Mr. Jacobs added that it would be black like that at Wrigley Field and that it would become invisible when you are further away.

Ms. Kelly commented that she liked the idea of taking down the backstop and that there would be less posts. She then stated that in connection with 50 feet, you would not perceive it when driving down Willow Road and that the difference between 35 feet and 50 feet would not make much of a difference.

Ms. Stanley stated that it would be at that height all the way down the first base line, whereas now, it is 20 feet high, for a length of only 20 feet.

Ms. Kelly stated that safety is the most important issue. She then stated that aesthetically, they can take out the backstop.

Mr. Linke indicated that they can look into the cost of removing the backstop and removing the netting every year with a weight that can still do the project. He added that he cannot answer that question now and that he would study the options. Mr. Linke then stated that it is New Trier property.

Mr. Dearborn asked if it would be New Trier's determination as to whether they did not need the backstop in the off months.

Mr. Linke confirmed that is correct.

Mr. Napoleon then stated that they cannot say and referred to the use of the field and the fact that it is off limits.

Mr. Linke informed the Board that in the wintertime, the gates are locked.

Mr. Dearborn stated that they cannot impose the cost on New Trier and commented that reasonable would be better.

Mr. Linke stated that to make a point, if they did allow them to do it and it is up for six months, everybody would get used to seeing it. He stated that in his opinion, there would be no bang for the buck to take the system down for the winter. Mr. Linke then stated that New Trier would have to pay for it to go up and down.

Mr. Jacobs informed the Board that there is not one system which is taken down in the winter.

Mr. Klaskin asked what is the life span of the system.

Mr. Jacobs stated that the poles and cabling are lifetime and that the netting would last for 10 years depending on the abuse it took. He noted that the batting cage is still holding up after all of these years. Mr. Jacobs commented that it would have a sharp look.

Mr. Albinson asked if they were to leave the backstop, it would look like an afterthought and that it would look more professional all the way around with no chain link. He stated that his firm has done many ball fields and that they are getting taller and taller.

Mr. Jacobs informed the Board that a height of 50 feet would eliminate 95% to 98% of foul balls.

Mr. Dearborn asked if the current fence did not eliminate foul balls over home plate.

Mr. Napoleon stated that if they took the backstop down, they could probably move the net a little closer than the backstop and that they would catch more balls.

Ms. Stanley asked what is the magic to 50 feet.

Mr. Jacobs stated that it is based on what they have there and that they would be able to stop an additional 20% to 25% of balls at 50 feet vs. 35 feet. He reiterated that their goal is to stop line drives. Mr. Jacobs added that for every 5 feet, they would be able to stop an additional 7% to 10% of balls.

Mr. Albinson asked if they were to move it 8 feet closer on the back, if that would eliminate up to 12 feet of plane along Willow Road.

Mr. Jacobs responded that it would eliminate some, but that he is not sure how much.

Mr. Albinson then asked what is the maximum span which can be done between poles.

Mr. Jacobs stated that they have done 75 feet, but that they would like to do 60 feet so that there is no sag at the top of the cable.

Chairman Swierk asked if there were any other questions. No additional questions were raised by the Board at this time. He then asked if there were any questions from the audience. No comments were made by the audience at this time. Chairman Swierk noted for the record that no one is here. He then asked for a motion and stressed that the Board is not to comment on the cost, but on aesthetics only.

Mr. Norkus stated that to clarify, the special use permit required the approval by the Plan Commission, the Zoning Board of Appeals and the Village Council and that final authority on the request lied with the Village Council. He stated that in cases like that, the Village Council is looking for comment from the Board and that the Village Council is generally looking for some consensus by the Board in terms of a unified statement as to the Board's findings. Mr. Norkus stated that it would be preferable for the Board to issue comments in the form of a motion, with a voice vote. He stated that, in light of some divided opinion that exists, individuals may wish to qualify or detail the reason behind their vote.

Chairman Swierk indicated that there are others issues such as safety which the Zoning Board of Appeals would consider, versus having it be considered by the Design Review Board.

Ms. Kelly stated that if safety is the most important issue, they would want for it to look nice and she would recommend getting rid of the backstop to make it look clean.

Mr. Dearborn asked what if the height was 40 feet instead of 50 feet.

Chairman Swierk stated that his opinion for the applicant would be to seriously look at laying

out the fields in a different location.

Mr. Albinson asked how long had the dugouts been there.

Mr. Napoleon estimated that they dated back to 2003.

Mr. Albinson stated that he would move to vote against the request as currently presented. He stated that he agreed with Ms. Kelly's comments and that if there was less netting parallel with Willow Road, he would be in support of that alternative.

Chairman Swierk asked what would reduce the length of the portion on Willow Road. He then asked for a motion or individual comments.

Mr. Dearborn indicated that there is unanimous concern among the Board members with regard to aesthetics.

Chairman Swierk and Ms. Kelly agreed with Mr. Dearborn's comments.

Ms. Kelly stated that there is no other place to put the baseball field. She then stated that if the applicant were to redesign the whole thing, this fencing would look the best and that it would do what it needed to do.

Mr. Dearborn stated that it would be much more obvious.

Ms. Kelly stated that other things can be done to make the corner look better such as the use of landscaping.

Chairman Swierk stated that there is no safety at the Park District golf course and that golf balls and baseballs are hit into each other's fields.

Ms. Kelly stated that she has seen the damage with balls coming out.

Chairman Swierk stated that is not the Board's decision.

Ms. Stanley agreed that safety is important and commented that the proposal is ugly for 50 feet as the entrance to Winnetka. She indicated that she understood that there is a need to do something.

Chairman Swierk indicated that it would only solve one small problem.

Mr. Klaskin stated that the request would solve the issue with harder balls at a faster speed in the street. He indicated that while he has never seen a golf ball coming on Willow Road, it may happen.

Ms. Kelly commented that the net would look better than the chain link fence. She then stated that with regard to the height in that big open space, 10 feet is not a big deal.

Chairman Swierk stated that it would since it would be located right on Willow Road. He added that if it was at 500 feet in the field, it would be fine. Chairman Swierk then referred to the suggestion of a landscape plan.

Mr. Klaskin stated that either they liked it or they did not.

Mr. Dearborn stated that he agreed with Mr. Klaskin's comment and that if it was smaller in scale and seasonal, it would be fine. He reiterated that if it were left up year-round, it would be too much.

Ms. Kelly stated that it would not be seasonable with the posts there.

Chairman Swierk asked what are the high school competition guidelines.

Mr. Napoleon confirmed that they would not be able to host anything. He informed the Board that they do host regionals. Mr. Napoleon then stated that [without the netting], it took away from the game itself and that with regard to the rules, there are not really any.

Mr. Albinson stated that the Board can also request more visuals other than Mr. Norkus' approximations. He stated that they have nothing which showed the proposal from the applicant's perspective. Mr. Albinson indicated that it would be nice if they saw the visual impact.

Mr. Jacobs informed the Board that they can get a photograph of the fields and superimpose it into a drawing at different heights.

Chairman Swierk suggested that they get a photograph as on Willow Road. He noted that it would not change his opinion. Chairman Swierk added that those neighbors who were notified are not getting the whole picture.

Ms. Kelly noted that there are trees in the parking lot. She also commented that it would look cleaner than what is there now.

Ms. Stanley stated that she thought of it as twice as high as the tennis court fences which she commented is big.

Mr. Albinson stated that they can make a decision or ask the applicant to come back with more information.

Mr. Norkus stated that, because the agenda report contained the only graphic representation of what the installation would look like from Willow Road, it might be preferable to have the

applicant provide a perspective showing what the netting would look like at 50 feet in height.

Mr. Albinson reiterated that visually, the Board does not have enough information to make a decision now.

Mr. Norkus informed the Board that the Plan Commission meeting would be held the following Wednesday and that the Zoning Board of Appeals meeting is scheduled for February and that the request could go to the Village Council as early as March.

Chairman Swierk stated that the Board can provide the other boards with their comments.

Mr. Dearborn stated that the general consensus among the Board related to the concern with how the request would look at the gateway and that with regard to its size, they would like to see more renderings. He stated that there is also a concern with aesthetics.

Mr. Norkus indicated that it is clear from this meeting that there is an expression of concern with regard to it being the gateway to the Village and to avoid articulating the Board having an official opinion since they have not done so yet.

Mr. Albinson indicated that it is clear that the Board cannot make decisions without additional information.

Mr. Norkus informed the Board that the request would still be presented at the Plan Commission meeting, but that he did not know if the applicant could come up with the additional information by then.

Mr. Jacobs and Mr. Linke agreed to try.

Mr. Norkus then stated that the minutes from this meeting would not be available for the Plan Commission meeting next week, but that he would provide the Commission with a general update on tonight's meeting. Mr. Norkus stated that the Design Review Board's role is more of an influence on the Village Council as opposed to that of the Zoning Board of Appeals and the Plan Commission and that each body would be looking at different criteria and reporting those findings and recommendations to the Council.

Chairman Swierk stated that it is important to clarify that photos of installations well off the beaten path may be acceptable, but his may be the first instance where an installation like this would be near the street, and at an entry gateway.

Mr. Linke indicated that they can do a photoshop on an actual photograph of the area.

Mr. Albinson stated that the Board is requesting a visual impact study.

Ms. Stanley stated that to the west, Oakton Community College has that net which is high and on

the corner.

Mr. Jacobs confirmed that his firm did that netting and that it is at 60 feet in height.

Ms. Stanley stated that it provided an idea of what it would look like closer to the road. She also described it as a wall as opposed to a screen.

Mr. Jacobs informed the Board that net is smaller since it is for golf balls.

Mr. Klaskin stated that it is a sports-related field and commented that what they are doing is not all that bad. He indicated that it would homogenize the look of the whole area and that it is one big area where sports take place. Mr. Klaskin also commented that it would help update the entire look. He then stated that he understood the comments made and commented that Vernon Hills looked nice for baseball. Mr. Klaskin stated that it would not give an institutional look to the field.

Ms. Kelly stated that the field there is not going anywhere.

Chairman Swierk stated that the Board is waiting for more information to form a consensus and that Mr. Norkus is to give a synopsis to the other boards. He suggested that the netting be temporary so that they would not have to look at it all winter.

Ms. Stanley stated that there is a disparity in opinion and that it should be reflected that three Board members like the request and that three Board members do not and that they need more information.

Mr. Klaskin stated that the Board is only offering commentary for the other boards.

Ms. Stanley stated that in order to get a consensus, they need more visual information.

Mr. Albinson reiterated that they need a visual impact study from all points. He then stated that he is not sold and that he liked the idea of making it professional looking. Mr. Albinson commented that what is there now did not look professional. He then stated that the new system is the standard out there. Mr. Albinson stated that he also agreed with the gateway comments and reiterated that the Board did not have enough information as to how it would look visually.

Mr. Norkus stated that he can say that there is a nearly even division with regard to those who like the request and those who do not.

Mr. Klaskin stated that the idea of this being a gateway may be being oversold, stating that this is also the route where garbage trucks, salt trucks and the like go into and out of the Village.

Chairman Swierk stated that it should be made clear that the Board is looking at it as truly aesthetics and that the Design Review Board doesn't evaluate the safety factors.

Consideration of Certificate of Appropriateness for Awnings for North Shore Builders, 911 Green Bay Road

Chairman Swierk noted that the applicant withdrew the petition.

Consideration of Certificate of Appropriateness for Wall Sign at Stretch Xperience, 546A Lincoln Avenue

Steve Mills introduced himself to the Board as the owner and stated that he would provide a brief synopsis. He stated that he is the owner of Fitness Together at 546b Lincoln Avenue. Mr. Mills stated that in 2012, they leased more space to enhance their services and that it is a separate space and that they have their own area for signage. He informed the Board that one of the specialties they put together is a passive stretching program and that it is its own business entity which both function under the same umbrella. Mr. Mills stated that they have taken what they do to the next level.

Mr. Mills stated that with regard to the lease of the space, there is an open space for signage. He commented that it would be great to educate people on their new service and how it coincides with the first business. Mr. Mills reiterated that they are two separate business entities and that their clients can go from one space to the next. He then stated that the two businesses provided a nice synergy although they are separate. Mr. Mills stated that it has been done for years and that they took the system and boxed it into a proprietary system which worked well and is popular.

Ms. Stanley asked if the signage would be flush mounted and how is it attached to the building.

Mr. Mills stated that it would be on bolts and that it would be pin mounted.

Mr. Norkus informed the Board that the other signs on the building are snug against the stucco and do not stand forward of the stucco.

Mr. Mills confirmed that it would be flush and that it would match the facade exactly.

Chairman Swierk asked if there were any other questions. No additional questions were raised by the Board at this time.

Ms. Stanley moved for the issuance of a Certificate of Appropriateness to accept the proposal as drawn for Stretch Xperience. The motion was seconded. A vote was taken and the motion was unanimously passed.

AYES: Albinson, Dearborn, Kelly, Klaskin, Stanley, Swierk

ATTACHMENT K

Winnetka Design Review Board/Sign Board of Appeals February 21, 2013

Members Present:

John Swierk, Chairman
Kirk Albinson
Brooke Kelly
Michael Klaskin

Members Absent:

Bob Dearborn
Paul Konstant
Janet Shen
Peggy Stanley

Village Staff:

Brian Norkus, Assistant Director of Community
Development

Call to Order:

Chairman Swierk called the meeting to order at 7:35 p.m.

Chairman Swierk asked if there were any comments with regard to the January 17, 2013 meeting minutes. No comments were made at this time. A motion was made and seconded to approve the January 17, 2013 meeting minutes. On a voice vote, the motion was unanimously passed.

Chairman Swierk then asked if there were any comments with regard to the December 20, 2012 meeting minutes. No comments were made at this time. A motion was made and seconded to approve the December 20, 2012 meeting minutes. On a voice vote, the motion was unanimously passed.

Comment to Village Council Regarding Special Use Application Request by New Trier High School for Installation of New Baseball Netting at Duke Childs Field, Located at the Northwest Corner of Hibbard and Willow Road (Continued from Previous Month)

Steve Linke informed the Board that since they last met, they have forwarded a lot of information and taken photographs which simulated driving down Willow Road in both directions. He referred the Board to the photograph on page 12 in the packet of information. Mr. Linke stated that they are working with a landscape architect to develop a landscape plan to address this area. He noted that this is the only area where they have room do plantings and that it is the only area which would have open viewing from the street. Mr. Linke referred to the area where you pull into the parking lot and stated that there is nothing planted there. He then stated that on both sides, there are trees planted all along Willow Road. Mr. Linke indicated that it is their hope to have something within a week or so to show what they want to do in order to do a better job of masking the area.

Chairman Swierk asked the Board if they had any questions.

Mr. Linke informed the Board that everything had been discussed with the other boards so far.

Chairman Swierk noted that Ms. Stanley is not present at the meeting and wanted to submit her comments into the record.

Mr. Norkus then distributed Ms. Stanley's comments to the Board.

Chairman Swierk stated that Ms. Stanley's comments were generally negative comments with regard to the architecture of the screening. He asked if there were any other questions from the Board. Chairman Swierk stated that he wanted to make it clear that the Board is looking at design-related issues only and that safety and other issues are for the other boards to consider. He reiterated that the Board is to truly assess aesthetic reasons only.

Mr. Albinson asked if the Board is to provide their comment to the Village Council.

Mr. Norkus confirmed that is correct. He reminded the Board that there are three lower boards including the Plan Commission and the Zoning Board of Appeals along with this Board who are to make a recommendation with regard to the special use permit request and zoning variation request. Mr. Norkus noted that the Village Council would ultimately take all three recommendations into consideration and that they have the final say in the approval of the proposal. He informed the Board that they would be making their recommendation to the Village Council in connection with their area of expertise.

Ms. Kelly stated that before, the request contained five poles and asked if now, there would be four poles.

Mr. Linke confirmed that there have always been four poles.

Mr. Klaskin stated that there was discussion with regard to eliminating one pole.

Mr. Linke stated that they discussed the possibility of removing the chain link backstop, but that there would still be the same amount of poles.

Ms. Kelly asked if there would be no change to the plan other than adding landscaping.

Mr. Linke confirmed that is correct.

Chairman Swierk stated that they are only proposing landscaping behind home plate.

Mr. Albinson asked what is the percentage of balls which go over the fence at a certain height.

Matt Jacobs informed the Board that with a 35 foot system, the balls would still get over the fence. He noted that Northfield is still having a problem. Mr. Linke stated that the higher the

netting system, the bigger the percentage of balls it is going to catch. He noted that pop-ups would not have the distance to get to the street. Mr. Linke added that streaming line drives go 225 to 275 feet in the air which is what they are attempting to stop and which cause damage to vehicles.

Mr. Linke stated that they based the height on the distance from home plate to the backstop. He stated that if they were to move the backstop closer to home plate, the netting would not have to be as high. Mr. Linke indicated that ideally, it would be 60 feet and that they are currently at about 42 feet. He informed the Board that they thought that they could move the backstop closer, but that the research showed that they cannot. Mr. Linke then referred the Board to pages 14 through 16 in the packet of materials which contained trajectory charts which give the idea of different heights as you move away from home plate and that the screen would get higher and higher the further away it is from home plate.

Mr. Albinson asked if most of the balls which go into the road are line drives.

Mike Napoleon stated that for right handed batters, they can say that a majority of them go over just to the right of the backstop and that 50-50 of them go straight back and behind the dugout. He indicated that there are variables involved such as the speed of the pitchers.

Mr. Linke stated that in the case of those balls which are going straight back and are not getting to the road as much, they would leave that part lower and that the problem is that at home plate, the balls that go straight behind you and to the side are the balls which are making it to the road.

Chairman Swierk reiterated that the Board is only to comment on the design standpoint and that it did not matter how many balls are going into the street. He added that they are to consider fully the aesthetics of the entrance to Winnetka.

Mr. Linke stated that they should understand that it is a baseball field and that people can see that.

Chairman Swierk suggested that the applicant should look at reconfiguring the fields. He also stated that all of the fields are not in the same direction.

Mr. Klaskin stated that alternative would result in a much greater financial outlay.

Mr. Linke noted that the dugouts were built in 2003 and represented a \$275,000 investment. He stated that if they redid the fields, those would go away.

Chairman Swierk stated that the Board is not to look at the financials.

Mr. Klaskin stated that the Board cannot suggest repositioning the fields irrespective of costs which would be out of control.

Chairman Swierk then stated that it is not a preexisting condition.

Ms. Kelly stated that cost has always to come into consideration.

Chairman Swierk stated that nothing has changed since [the dugouts] were built.

Mr. Norkus stated the applicant mentioned that the fence cannot be brought closer to home plate.

Mr. Linke confirmed that is correct and stated that in their research, ideally, it would be at about 60 feet and that they are already at 41 or 42 feet.

Chairman Swierk asked if there were any other questions.

Mr. Albinson stated that from an aesthetic standpoint, first, it would be nice if the netting was lower and second, he would recommend replacing the entire backstop in order to make it consistent.

Mr. Linke stated that the plans call for the cantilever to be removed. He indicated that they can look at removing the entire backstop if that is the only way to get the request passed. Mr. Linke informed the Board that they would still need the chain link fence behind there which would be approximately 8 feet high and painted black. He then stated that they were afraid that if they had the netting all the way down with no chain link fence, that people would climb on it.

Mr. Linke referred to the college backstop [in Vernon hills] in the photograph. He indicated that it would require a lot of poles and that they would not like that. Mr. Linke stated that location has a 15 foot chain link fence which tapered to 8 feet from first base to third base.

Mr. Albinson stated that with regard to a motion, he would reject the request from an aesthetic standpoint. He suggested that there should be something more consistent instead of blending in something new with something old for something which he described as being half thought through.

Chairman Swierk stated that a motion should be made and that for each Board member to give their individual comments to be read by the other boards.

Mr. Albinson stated that the aesthetic comment related to the fact that they should come off of the 50 foot height. He commented that at 40 feet, although the percentage would increase for the balls, it would be better.

Ms. Kelly commented that she would like to see the backstop removed.

Chairman Swierk stated that the Board is comment on the request as presented, then take a vote followed by their individual comments.

Mr. Klaskin stated that he agreed with the idea that it should be consistent and not be a blend of old and new. He commented that it would look cleaner in the long run. Mr. Klaskin then stated that it was discussed the last time for the system being shorter such as at 40 feet, but that he did not know if there was a consensus.

Mr. Albinson stated that it related to the percentage of balls.

Mr. Klaskin then stated that less clutter there would be beneficial and that it is significant that it be cleaner.

Chairman Swierk stated that at the last meeting, there was a comment relating to what would happen at 35 feet and for every 5 feet, they would lose between 5% and 10% of the balls.

Mr. Klaskin stated that he would like to see a rendering with the trees in full bloom and that the trees would soften the impact. He indicated that it would take people a while to get used to it. Mr. Klaskin stated that for the first year with the system being there, he would like to know what it would look like with the trees in full bloom which would ease the shock. He also stated that it would reduce the shock value depending on when the system is put up. Mr. Klaskin then stated that if it was put up now, of course [it would be shocking] and referred to the spring when the trees are in bloom. He stated that people driving by would not notice it then.

Ms. Kelly commented that she liked the idea of planting trees there and to get rid of the backstop, as well as lowering the height to 40 feet.

Mr. Linke informed the Board that if they get rid of the backstop, still on the third base side, you would see the chain link fence which would go out 15 to 20 feet down that line and that they would still need something there. He stated that they would need either a chain link fence or another pole there to continue the netting that distance down the third base line. Mr. Linke then referred the Board to page 13 in the packet of materials which showed that.

Ms. Kelly asked how long is it from the pole to the side of the dugout.

Mr. Napoleon responded that it is 30 feet.

Ms. Kelly then asked how high would it have to be.

Mr. Linke responded that it would have to be high enough to protect the people standing behind it.

Mr. Napoleon noted that the dugout is approximately 9 feet high.

Mr. Albinson asked what is the height of the existing fence.

Mr. Linke estimated it to be approximately 20 feet until you get to the cantilever which added on an additional 6 to 7 feet to the total height.

Chairman Swierk asked if there were any other questions. No additional questions were raised by the Board at this time. He then asked if there were any questions from the audience.

Nancy Pred, 1347 Sunview, informed the Board that her sons play on the fields and that she

would like to make a couple of points. She stated that with regard to Northfield, she commented that [the netting] was not made tall enough and that a lot of balls still go into the street. Nancy added that the children are much younger there. She then stated that with regard to reconfiguring the field, that would be far more expensive and was discussed last week at the Zoning Board of Appeals meeting. Nancy stated that baseball fields are configured a certain way which is the safest way and that the Northwestern field needed to be reconfigured because of the sun in the pitcher's eyes which is not safe. She stated that the solution is a state of the art solution, not for practical purposes, but visually. Nancy stated that parents see lots of baseball fields and that they are aware of how they all look. She stated that the netting would be like the golf netting and that you would notice it at first and then stop seeing it with the black netting being the least visible. Nancy then stated that while the photograph or rendering of the netting may look like a wall, you really look through it and commented that it would be much nicer looking and modern. She stated that when you drive by the field, you would not say "Oh My God" and reiterated that the netting would look more modern and nicer than what is there now. Nancy concluded by stating that with regard to the gateway, she commented that it is not all that beautiful now and that they would be making the fields safer and better looking, which she described as positive.

Chairman Swierk asked if there were any other comments. No additional comments were made from the audience at this time.

Chairman Swierk stated that with regard to the driving range, they see it all the time. He also stated that it is located 1/4 mile off of any road.

Ms. Pred stated that netting system is much bigger at 70 feet. She reiterated that the netting would be black.

Chairman Swierk then stated that with regard to the direction of the field, he referred to the Wrigley Field web page and U.S. Cellular Field. He stated that with regard to the Wrigley Field home plate, directly north is third base which is similar to the situation here and that the U.S. Cellular Field home plate to third is almost straight east.

Mr. Napoleon commented that those fields are screwed up.

Chairman Swierk asked if there were any other comments. No additional comments were made at this time. He then asked for a motion.

Mr. Albinson moved to approve the design concept as presented.

Mr. Klaskin and Ms. Kelly seconded the motion. A vote was taken with two Board members in favor and two Board members opposed.

AYES: Kelly, Klaskin
NAYS: Albinson, Swierk

Chairman Swierk noted that there would be no positive recommendation of the Board on the

request, which is neither negative or positive. He then asked the Board members to provide their individual comments.

Mr. Albinson stated that he had two comments. He stated that first, if it is to be cleaned up, he suggested that it be done right so that it is new and modern. Mr. Albinson stated that in connection with New Trier, they should expect the best. He also stated that the fence should be replaced. Mr. Albinson stated that if the Board is to approve something, it should be all new fencing and that it should be consistent throughout. He also suggested that the applicant consider possibly lowering the netting height to 40 feet.

Ms. Kelly commented that landscaping should be added and which should be part of the area behind home plate, as well as the addition of trees which would improve the gateway image.

Mr. Klaskin stated that he sees the gateway as being a nice looking baseball field and that he did not see it as being a detriment. He stated that he drove by there every day.

Chairman Swierk stated that he did not like the tall fence and that the applicant should look at either redesigning the fields or to leave them the way they have been for 25 years.

ATTACHMENT L

Brian Norkus

From: Brian Norkus
Sent: Monday, March 04, 2013 1:34 PM
To: Linko, Steve (linkes@newtrier.k12.il.us)
Subject: Open questions re Duke Childs netting

Steve -- following up on last week's meeting, and in response to your voice mail I thought it might be helpful to lay out the open questions with the Plan Commission by subject.

Height of netting:

First, I think there may be some remaining confusion about the number of balls that are theoretically going to be stopped by the 50' height, and the impact of a lowered netting system. The Plan Commission clearly have focused on the height as being the primary issue (both the overall height, and in a related sense the fact that the height is driving the use of the large posts). I'm not sure any of us are particularly clear on what the sacrifice is in safety by going with a 40 foot height (as recommended by the Design Review Board), or 35 feet. I think if you can lower the netting as recommended by the Design Review Board, it would go a long way toward satisfying the Plan Commission. To that end, I'd recommend answering the following questions:

1. What would be the percentage of fly balls stopped by the netting at the proposed 50' height?
2. What would be the percentage of fly balls stopped by the netting at a reduced height of 40' feet?
3. What would be the percentage of fly balls stopped by the netting at a reduced height of 35'?
4. For each height, what is the approximate number of balls that would leave the playfield per varsity game? How many of those would enter the parking area? How many of those would reach Willow Road? I know it's speculation, but it's going to help if that can be clarified, along with the methodology used to estimate.

I think a different way of framing the question would be: How many of the fly balls entering Willow Road are due to the fact that the current fence extends (a) *only 25 feet high*, and (b) extends for a length of *only 20 feet?* We haven't really heard what kind of improvement you'd see over existing conditions just by extending the height to 35 feet (or 40 feet), and extending the length along the first base line. I have to think that the math on this type of installation would be that it stops a considerable number of foul balls, just based on the fact that the system in place now is so short as to be practically non-existent. It also seems to me that, given the statements that the "screaming line drives" are the issue, that a combination of length and height might address a large number of foul balls.

Reorientation or reconfiguration of field:

5. We've discussed the concept of swapping varsity and softball fields, or reorienting the varsity field by a large degree and I think a majority of people understand that either the dimension isn't there, or the sun is in the wrong spot. A new suggestion which came up last week was the idea of shifting is there room to re-orient the field *slightly*, increasing the angle between the first base line and Willow Road. How much would it cost (dugouts, fencing, field work, etc.) to increase the angle by whatever is dimensionally possible (5, 10, 15 degrees)?

Landscape plan & parking modifications:

The commission clearly thinks there's room for landscaping to improve the view of the area, so the landscape plan being worked on is going to be helpful. It's going to be helpful to have information on the size of tree(s) as planted and the timeframe for mature growth. I think the suggestion of relocating the parking to the west is going to be problematic due the number of trees in that area; it would be helpful to know the number of trees and their size and health to evaluate the practicality of that suggestion.

6. Submit landscape plan showing plant material behind bleachers, include information on size of tree(s) as planted and timeframe for full growth;
7. Evaluate costs (demo and construction of new parking) and practicality of relocating parking area to west (quantity and size of trees lost to west);

Not brought up at the Plan Commission meeting, but a thought that occurred to me during the meeting -- can a low ornamental fence be installed along Willow Road to make it harder for the "ball hawks" from going into Willow? You'd still have the possibility

of people going into the road at each driveway, but if you posted signs at each driveway and near the bleachers saying "spectators PROHIBITED from entering roadway at any time" with "Winnetka Police ticket violators", you might be able to cut it down significantly.

Also not brought up by the Plan Commission, but I'll throw it out there: IF parking along Willow could be eliminated, and shifted to a larger parking lot off of the "Cherry St. Extension", it would make the netting relatively unnecessary, as a low fence along the entire length of Willow Road would probably be adequate at keeping kids out of the road. Nobody likes change in Winnetka, but the parents could maybe get used to it if they understood that the parking relocation was driven by a desire to stop damaging their cars and to stop their kids from running into Willow Road.

Shifting the parking to the north would allow for a sidewalk along the north side of Willow Road and connect Duke Childs with the pedestrian sidewalk network – for a major park facility such as this, it's a shame that it can't be safely reached by pedestrians and bicyclists, from either the east or west. It would also eliminate somewhat hazardous turning movements into and from Willow Road. I know this is a more complicated and more long term solution, but you might want to keep this in mind and consider the cost of other alternatives.

I don't raise this idea to make your life more complicated; on the contrary, I'm hoping that it might help get us both to a plan that can be approved by Plan Commission and Village Council. Just so you're aware, in case it wasn't clear, the Village Council can still approve the plan even if the Plan Commission doesn't. Of course, it does certainly help the plan's chances of approval if the preliminary board reviews go favorably.

Let me know if you have any questions, or if your notes from last week's meeting include items that I haven't raised here.

Brian Norkus

**Assistant Director of
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03/25/2013

Dear Board Members,

This letter provides answers to some questions asked at the last meeting.

1. "How did New Trier come to decide on a 50' netting system for their baseball backstop?"

As stated in our permit application to the Zoning Board of Appeals, we believe a 50' solution is a fair compromise between a 70' or higher net and the Village's 35' height restriction. In our contractors (Protective Sports Concepts) professional opinion, the relationship between the height of the netting and the percentage of balls stopped from entering Willow Rd is:

- A 50' net will stop 95%
- A 40' net will stop 85%
- A 35' net will stop 75%
- A 30' net will stop 60%
- A 25' net will stop 45%

This is a sliding scale because more foul balls hit with enough energy to reach Willow Road follow a trajectory that puts them above the 30' to 35' height range.

Items considered to help us reach the height and length of our system were:

- *The distance from home plate to the backstop.
- *The distance from home plate to Willow Rd.
- *The distance from home plate to the backstop and roadway at all the varying angles (this is the reason we decided the system needs to run 100' down the first base line).

2. "What if you shifted (pivoted) the Varsity field slightly (5, 10, or 15 deg) to the west?" "Would that stop balls from entering the roadway?"

If we were to pivot the field (using home plate as the pivot point) we would need to demolish and re build the two dugouts, the outfield fencing, and re work the field itself. The cost for this would be approximately \$400,000. This would not however solve the problem of balls entering Willow Rd. We would be able to cut back on the distance the backstop would travel along the first base line (approximately 20 feet). But, since the distance from home plate to the backstop and Willow Road (directly behind home plate) would not change, and would change gradually as you progress down the first base line, we would still need the same height netting.

Sincerely,

Steve Linko
Facilities Manager
New Trier High School

ATTACHMENT M

WINNETKA PLAN COMMISSION MEETING MINUTES Excerpted Minutes FEBRUARY 27, 2013

Members Present: Gene Greable, Chairman
Jan Bawden
Jack Coladarci
Chuck Dowding
Paul Dunn
John Golan
Louise Holland
Keta McCarthy
John Thomas

Non-voting Members Present: Joni Johnson

Members Absent: Matt Hulsizer
Jeanne Morette
Patrick Corrigan

Village Staff: Brian Norkus, Assistant Director of Community Development

Call to Order:

The meeting was called to order by Chairman Greable at 7:30 pm

Consideration of Requested Special Use Permit Request by New Trier High School, for Baseball Netting Duke Childs Field, Northwest Corner of Willow Road and Hibbard Road, for Consistency with Village 2020 Comprehensive Plan

Chairman Greable noted that this request was continued from their January 23, 2013 meeting when the Commission requested that additional information be provided and which has been provided, which included information on the frequency and number of accidents, the consideration of additional designs including a retractable netting system, data on comparable installations in the area and consideration of a landscape plan to help screen the proposed netting from view. He stated that in addition, the Commission recommended that New Trier initiate a broader community outreach effort given the prominence of the location as a gateway to the Village. Chairman Greable stated that the information was distributed by Mr. Norkus in their packet of materials. He then asked Mr. Norkus to provide a summary.

Mr. Norkus informed the Commission that the Design Review Board meeting minutes were not yet available. He informed the Commission that the Design Review Board voted 2-2 on a motion to recommend approval of the request. Mr. Norkus stated that would constitute the request going to the Village Council "without a positive recommendation" since a majority vote is needed in favor for it to be a positive recommendation. He then stated that with a split vote, the Design Review Board members who were opposed to the application noted that the height and the size of the netting was of concern, as well as the size of the posts that the netting would be mounted to. Mr. Norkus stated that it was determined to be a significant change to the gateway entrance of the Village. He also stated that there were board members who were opposed to the request reiterated earlier comments they had made of suggesting minimizing the impact by reconfiguring the fields in a different location and at the same time, they acknowledged that the reconfiguration of the fields would have been something which would have been best accomplished before money was spent on the dugouts.

Mr. Norkus informed the Commission that the two board members who were in support of the application noted that they thought that the new netting would have an improved, cleaner appearance over the existing galvanized chain link fence and posts which are currently there. He stated that those two board members felt that the application would improve the appearance of the site. Mr. Norkus stated that those two board members who voted in favor of the request, with regard to the discussion relating to Willow Road, they felt that the new netting would not be out of character for passers-by to see it.

Mr. Norkus then stated that at the end of the discussion, despite the split vote, the board members suggested a few measures that they felt would improve the application. He indicated that there was relatively unanimous consent of all of the board members to the following conditions: (1) they recommended the addition of landscaping and trees as had been discussed previously; (2) they acknowledged that there is a relatively limited amount of area available for planting which is primarily behind the grandstand bleachers area and that it would help minimize the view of the approach from Willow Road; and (3) they suggested that the appearance would benefit by the removal of all of the existing chain link backstop material and replacement with uniform netting.

Chairman Greable asked if the recommendation included replacing all of the chain link fencing.

Mr. Norkus responded that is not what the application considered. He then stated that the board also suggested that the installation would benefit from a reduction in height to 40 feet.

Chairman Greable asked if the Design Review Board would now submit the minutes and their recommendations to the Village Council and that the Village Council would take that up together with the Zoning Board of Appeals and the Commission to approve the special use.

Mr. Norkus confirmed that is correct.

Chairman Greable asked the Commission if they had any questions for Mr. Norkus.

A Commission member asked if the plan went ahead at 50 feet.

Mr. Norkus stated that the plan is still as what is presented in the Commission's packet of material.

Chairman Greable noted that the Zoning Board of Appeals would make the final determination on the height.

Mr. Golan stated that he did not know that the Village as a whole had that much involvement with the plan and that he thought that it should go through three Commissions and the Village Council to approve. He stated that he saw the sign which is at the property and described it as unreadable. He stated that the request is a huge proposal.

Mr. Thomas stated that in response to Mr. Golan's comments, he referred to the Park District's plan for a big capital improvement seven years ago which had a lot of different things involved. He stated that the practice of having multiple, separate public hearings at every step of the way was begun and that approach had been expanded over the past four years. Mr. Thomas agreed that while it is time consuming, the Park District board felt that it was necessary to let the people know how it would impact them. He then stated that with regard to the New Trier proposal for safety netting, in his opinion, the glaring omission continued to be that no public hearing has been done or seemed to be contemplated. Mr. Thomas stated that he would not be in a position to approve such a request without having a public hearing and that the public deserved to know what New Trier is planning to do. He added that he is bothered by that a lot.

Chairman Greable stated that to compromise, after the Commission's discussion at this meeting, he asked Mr. Thomas if he would be open to consider that as a condition.

Mr. Thomas stated that he would not.

Another Commission member agreed with Mr. Thomas.

Chairman Greable asked if there were any other comments.

Mr. Coladarci stated that he agreed with Mr. Thomas and that there seemed to be no call for this by anyone other than a parent identified in the applicant's initial statement who made the suggestion that a net be put up. He then stated that there six incidents listed over the past 10 years and referred to the amount of payments which were made in the amount of less than \$4,000. Mr. Coladarci stated that the question became what is driving the request and why is the applicant talking about building this net and that the idea is primarily safety for motorists. He then asked who would be responsible for keeping the children from climbing the net, falling off and suing New Trier. Mr. Coladarci stated that the request would create an attractive nuisance which is three to four times bigger than the galvanized fencing which is already there. He stated that the question related to why is this risk being dealt with in such an enormous way and referred to 6 foul balls per game and a total of 33 games [being played] which only related to New Trier games. Mr. Coladarci then stated that the underlying emails contained in the packet of information indicate that there is insurance coverage for these problems when they happen. He agreed that there is no public hearing or an indication that there is an outcry to get this problem taken care of.

Mr. Coladarci then referred the Commission to pages 14 and 15 in the packet of the rendering which he described as a big, ugly netting system which did not seem to stop any particular risk. He stated that the ball fields have been there for 50 years and that there has been no indication of a big problem. Mr. Coladarci referred to Ms. Holland's suggestion of installing flashing lights at the beginning of the ball fields in each direction. He stated that Wrigley Field did not have a big netting system to stop home run balls from flying onto the street. Mr. Coladarci described the request as a solution in search of a problem and that there is no indication of how the request got from the level of a suggestion and questioned how did the request make it up through the New Trier level of command to the point where it is being presented to the Commission and the Village Council. He then stated that he is not against safety and that there are possibly other solutions which would solve the problem.

Mr. Coladarci then stated that New Trier made the mistake in laying out the field the way they did and that New Trier has had the ball fields since 1960. He stated that foul balls have been there since that time. Mr. Coladarci also stated that when they put the dugouts in, that was their mistake and that the fields could have been realigned then to address the problem of sun in the eyes of the pitchers. Mr. Coladarci stated that the request is not an appropriate solution to the problem and that the applicant has not shown enough information to document how they got to the proposed solution such as from anyone higher up in the New Trier school board or memoranda from the legal department directing that the issue be dealt with.

Ms. Johnson stated that at the Zoning Board of Appeals meeting, she asked Mr. Oberembt if the school board was on board with the request and if there had been any discussion with the school board and that he said that the school board had not been involved in the application in either initiating or approving it, etc.

Chairman Greable stated that the Commission would now give the applicant the opportunity to provide their presentation and that the Commission can then ask questions and have a discussion. He stated that his thought is simple and asked the applicant if it is really needed.

Ms. McCarthy stated that she was not present at the meeting last month and identified herself as a former faculty member of New Trier and that she read the meeting minutes. She stated that there is a difference between Wrigley Field and Duke Childs Field and that she did have a concern with regard to the safety issue. She stated that all it would take is one or two vehicles and that they could have a fatality.

Mr. Dowding indicated that he understood the safety issue which he described as important, but that he did not think that it would necessarily be solved by putting up the netting system. He stated that there has been talk that they cannot move the parking but that it could be moved to the west and landscaping added which was not presented to the Commission. Mr. Dowding stated that it is not incumbent on the Village to solve the safety problems created by New Trier and the ballfield there and that they are asking for a variance to solve a problem that they created. He stated that it is incumbent on the person requesting the variance to solve the problem in a manner which is agreeable to the Village and which met the Village's requirements. Mr. Dowding also stated that there is a lot more which can be done which has not been presented and that he would not be in favor of the request at this point.

Chairman Greable stated that the Commission should hear the applicant's view on the request in order to give it proper consideration.

Steve Linke introduced himself to the Commission as the New Trier Maintenance Manager. He stated that as far as the request being unnecessary, he stated that all it would take is one ball to hit a vehicle and cause an accident. Mr. Linke stated that they have had an incident where a ball went into a vehicle and struck a passenger who had to be transported to the hospital. He indicated that he understood the Commission's comments that it did not seem as though 6 balls per game seemed like a lot, but one of those 6 balls could break a windshield which could result in a head-on collision.

Mr. Coladarci stated that the question of who would be responsible would be New Trier and that the Village is being asked to put up a fence to shield New Trier from liability from a mistake New Trier made with regard to the ballfield. He then asked if the helmets for the batters had cages on their faces and stated that the ballplayers are taking the risk of being hit in the face with the ball which would be more prevalent than vehicles being hit by balls. Mr. Coladarci then stated that in 50 years, there has not been a lawsuit or catastrophic injury.

Mr. Oberembt introduced himself to the Commission as the Athletic Director at New Trier. He stated that he would like to draw a distinction between assessing liability and assessing risk. Mr. Oberembt stated that specifically, in athletic administration, his responsibility is to reduce risk and enhance safety. He stated that liability, while a consideration, is not nearly as important as safety and that most of the time, they deal with child safety. Mr. Oberembt stated that part of their obligation is to make them as safe as possible.

Mr. Oberembt informed the Commission that they have approximately 2,200 students who participate in athletics. He stated that relative to how the request evolved, Mr. Linke alluded to a recent incident in 2011 and which was not a New Trier activity. Mr. Oberembt stated that at that moment, they realized that they have a community safety issue and that they would much rather approach it before a catastrophic event occurred. He then stated that when Mr. Napoleon estimated 5 or 6 balls per game going into other street, one of the parents estimated the amount to be double that. Mr. Oberembt stated that the players do assume risk while playing as well as spectators at Wrigley Field. He stated that their concern related to people traveling up and down Willow Road who do not necessarily have that assumption of risk. Mr. Oberembt stated that part of their charge is to address the issue which is to stop the trajectory of balls going onto the road.

Mr. Oberembt agreed that it is also true that parents of their athletes have brought the matter to their attention more recently and referred to students and spectators crossing Willow Road to retrieve balls which has gone on for decades. He informed the Commission that is no longer permitted, but that he cannot vouch for the other communities which use the fields.

Mr. Oberembt stated that relative to the concerns with regard to the way that the field is positioned, he referred to the use of wood versus aluminum bats and stated that they are almost exclusively using aluminum bats. He then referred to stronger pitchers, batters, etc. which meant that the balls are traveling farther than they would have 10, 20 or 30 years ago. Mr. Oberembt informed the Commission that recently, the National Federation of High Schools ordered

changes in the manufacture of aluminum bats. He then stated that relative to their administrative position, the school board has not weighed in on this issue, but that they are coming before the Commission with the approval and support of the superintendent. Mr. Oberembt stated that he would be happy to answer any questions.

Ms. Holland stated that at the last meeting, she appreciated all of the data which was provided and which she described as very helpful. She then referred to page 15 in the packet of materials and stated that at the last meeting, she specifically requested a landscape plan to soften these nets.

Mr. Oberembt informed the Commission that they have engaged a landscape architect.

Mr. Linke stated that they are working with a group to come up with a landscape plan and that right now, they are planning on doing something behind the grandstand in order to soften that area. He stated that they are also planning on doing something on the other side of the first base line where there is room for plantings. Mr. Linke reiterated that they are working on a landscape plan.

It was stated that parking could also be moved in order to have a lot more room for planting.

Mr. Coladarci asked if the netting system would stop balls from going into the parking lot.

Mr. Oberembt responded that it would reduce the number.

Ms. Holland stated that her main concern was that there was no plan [presented for landscaping] and stated that the size of the poles which were brought from the vendor were approximately 6 inches, but that the size of the actual pole is 18 inches.

Mr. Linke confirmed that the poles are 16 inches. He stated that they could not get a 16 inch section of the pole to bring to the meeting.

Ms. Holland then stated that it can be softened with extensive landscaping. She stated that it is an entrance to the Village and that she saw nothing wrong with asking the Village to put up signs which have flashing lights when a game is going on from both directions.

Mr. Linke responded that they are not opposed to asking the Village for that. He stated that most people know that there is a game going on and that still would not stop the shock of a baseball hitting a vehicle.

Ms. Holland noted that IDOT controlled that section of Willow Road. She stated that when the Village puts up a new stop sign, there are lights which are installed around it in order to make people aware of it. Ms. Holland stated that she agreed with the applicant in connection with safety concerns. She then stated that if they were to make those stipulations very strong not to cross Willow Road and for the lights to be turned on when the games begin.

Mr. Linke stated that with regard to children chasing balls, he stated that they do not have control over the children in the stands and that when the coach is coaching the game, he cannot police

people in the stands. He referred to the parent's testimony that there were twice as many balls going into the street and that there were more than 6 balls since others were picking them up during the course of the game.

A Commission member stated that the problem could be solved cheaply by putting a gate on the stands.

Mr. Thomas stated that in addition to the landscaping plan to be done by Lakota, the applicant should ask them what the cost would be to reorient the fields. He stated that the issue in connection with the dugouts is an economic matter. Mr. Thomas stated that reorienting the fields, which should have been done at the time the dugouts were built, that alternative may not be as expensive a proposition as they think.

Mr. Oberembt responded that there is also the condition of the sun and that they want to minimize the amount of sun in the pitcher's eyes which is dangerous for them.

Mr. Thomas stated that his suggestion is to reorient the field 20 to 30 degrees which would solve the safety problem and may not cost that much.

Mr. Golan stated that the applicant has come up with the least expensive way to solve the problem. He stated that the applicant has to look at plan B and plan C which may mean moving the parking lot and putting landscaping in front of the netting. Mr. Golan stated that he personally did not see how this is going to fly. He added that he also agreed with the safety issue and agreed that it is a problem. Mr. Golan concluded by stating that the problem could be addressed with a more expensive solution.

Ms. Johnson stated that there is reference to other fields and asked where they are shown in the packet of information. She asked if there were photographs of Roemer Field or Libertyville High School.

Ms. Bawden suggested that they may be on page nos. 46, 47 and 48.

Mr. Norkus noted that the agenda report calls attention to the fact that there is a field in Libertyville which had the same height as that being proposed. He indicated that he did not know if it is included in any of the photographs.

Chairman Greable asked if the Wilmette facility is in the packet of information.

Ms. Johnson noted that the netting in Roemer Park is only 30 feet because the field is used by younger children. She stated that somewhere in the information, it stated that 5% of errant balls would still go into the street with a 50 foot netting system. Ms. Johnson then asked if it is conceivable if one of those 5% balls would cause a catastrophic accident.

Mr. Linke responded that the answer is yes. He stated that the thought behind the 50 foot netting is that if the balls were to get up that high, they would not have the distance to make it to the street, although they would still come down in the parking lot.

Ms. Johnson noted that some of the fields with 30 feet nets listed on page 51 might not be close or visible to major streets

Mr. Linke stated that the further away from the street they are, the lower the netting system is. He stated that what they are attempting to avoid is the rocketing line drive.

Mr. Coladarci stated that in terms of the landscaping, if they were to put a line of poplar trees along Willow Road, they would grow relatively quickly and straight and that if they were placed close enough together, they could serve to provide a screen which would block most angled shots from home plate. He stated that would be a soft possibility by surrounding the field with trees.

Ms. Johnson stated that she asked that question at the first Commission meeting if that is a possibility to keep the balls from entering the road.

Mr. Linke agreed that question was asked but that they could not answer it.

Mr. Coladarci stated that the trees would stop the balls. He then asked how long would this structure be in place.

Mr. Linke stated that the structure itself has a lifespan of 40 to 50 years, with occasional replacement of netting anticipated.

Mr. Coladarci stated that at the applicant's initial presentation, they discussed the cost of \$55,000 and perhaps \$6,000 per year to maintain the system. He stated that if you were to take the cost over the life expectancy of the netting system versus the Commission asking them to shift the baseball field and the dugouts, for the Commission, it is 50 years of a giant structure which he described as very ugly. Mr. Coladarci commented that moving the fields would make better sense if they were to do a cost analysis versus the impact the netting would have on the Village. He then referred to the use of aluminum bats and stronger children hitting balls across Willow Road.

Mr. Linke stated that the children would continue to get stronger and that there would be some reduction.

Mr. Coladarci referred to the discussion of replacing the bats with aluminum bats for older children down to the younger children.

Mr. Linke stated that while there would be a reduction, it would be a small reduction. He then stated that there would be fewer children who would get hit and whether there would be fewer balls flying a shorter distance [into the street].

Ms. Johnson asked if in the last two years if there had been empirical evidence with regard to the number of errant balls. She then referred to the contractor's statement that they put in the netting and poles at the golf course and asked if those poles measured 16 inches.

It was confirmed that the poles at the golf course measured 16 inches.

Ms. Johnson asked if that is the only pole size they could get.

Mr. Linke referred to a pole size which would be appropriate for the netting system. He stated that the shorter the netting system, the smaller the poles would be in diameter. Mr. Linke also stated that the size of the poles was selected based on the netting system.

Mr. Dowding stated that he had a number of technical questions for the engineer. He referred to the statement in connection with the operation of the ball flight and whether it was for a direct hit of the ball versus the ball's flight.

Mr. Linke stated that information was included in the packet of materials to show the Commission the relation of the distance of the backstop and the fence to home plate.

Mr. Dowding stated that he would like to see some additional calculations. He then stated that he would like to congratulate the applicant on hiring a landscape architect. Mr. Dowding also stated that he would like to see the baseball rules with regard to how much of a clear space there should be behind home plate which are not included in the packet of information.

Mike Napoleon responded that the National Federation of State High School Associations (NFHS) recommends for safety purposes that there be 62 feet between the foul line and nearest obstructions such as dugouts, and noted that they are already less than that at 42 feet. He stated that the fence behind home plate is also closer than 62 feet. Mr. Napoleon e stated that they originally thought that they could move the backstop forward and that if that could have been done, the foul netting could have been shortened.

Mr. Dowding then referred to the design of the system relative to high wind speed. He stated that one of the possibilities mentioned was retractable netting. Mr. Dowding stated that it was his understanding that wind designs depend upon hurricane or gale force winds and that the netting needed to be sustained and functional during high wind periods. He indicated that there might be advantages to having a retractable netting system over a non-retractable system. Mr. Dowding also stated that there must be regulations in connection with wind force speeds and when they are allowed to play baseball.

Mr. Linke responded that there is a letter included in the packet of materials which explained why they decided not to go with a retractable system. He reiterated that they cannot attach the netting to the poles in the middle and that the netting would blow around when there are light winds and that the balls could go between the netting and the poles.

Mr. Dowding stated that all structures have to be designed to withstand winds at a certain mile per hour range.

Mr. Linke then stated that with a retractable system, the netting would be laying in the dirt and the cables would hang off of the poles. He informed the Commission that it was discussed with the contractor and that it would be unrealistic to dismantle the entire system to put the netting away.

Mr. Dowding then referred to the parking issue which should be addressed. He also stated that if this ball field needed a netting system, why did the other ball fields not need a netting system.

The applicant stated that there was testimony previously that the other ball field in Northfield was primarily for younger players.

Ms. Morette confirmed that the Northfield facility was described previously as being for youth baseball.

Ms. McCarthy stated that she is a former New Trier parent and that everyone wanted the best and that safety is a consideration for families and everyone else. She stated that there needed to be some alternatives and that she is leaning toward the side of safety and if the netting system would prevent an accident on Willow Road. She then stated that with regard to the field being so close to Willow Road, she saw that as being a little more unusual and that it would be extremely close to the road which is part of the safety issue. She stated that her primary concern is the safety issue.

Ms. Bawden stated that she is thrilled that the applicant is working with Scott Freres who is sensitive to Winnetka and that they would get the most sensitive product they can. She stated that she is looking forward to how he would answer this problem as opposed to designing a lovely thing which they know he can do. Ms. Bawden stated that she is struck by the fact that they have had so many meetings and a lot of different commissions and that they are still ... which told her that some data is missing. She agreed that safety is the big issue and that the applicant has made a good case and that she is getting a feeling that the incidents are accelerating each season.

Ms. Bawden stated that the Commission is pretty much in agreement that the proposed netting system is ugly and that she would hate to think of sending the applicant back to do more work. She stated that the Commission needed something additional to sway them and help them to make a decision. Ms. Bawden stated that she would not be able to make a decision yet. She stated that she liked Mr. Coladarci's suggestion of the use of poplar trees.

Mr. Oberembt stated that their charge is to take the information back and that Mr. Linke has provided them with a synopsis and that to take the information back to their superintendent and share the feedback that they have received. He stated that they are learning as a result of this process as well. He stated that once the information is shared with the superintendent, they will discuss the next step in order to get the Commission's support.

Mr. Dunn stated that he is exactly where everyone else is in terms of their comments.

Ms. Johnson stated that part of the problem was that the information was previously so slim and that although more information has been provided, she referred to Mr. Thomas' suggestion to change the angle by 20%. She did not know if that would make a difference and that more information would be needed as to whether or not that suggestion would make sense. Ms. Johnson informed the applicant that the fact that the Commission is asking so many questions did not mean that they did not care about safety and that she felt that the record is not strong enough at this point and that there are too many possible solutions which have not been explored. She also suggested that they hear from someone other than the contractor who is self-interested

with regard to other solutions to the problem.

Chairman Greable asked if there were any comments from the audience.

Nancy Pred introduced herself to the Commission and informed them that she has a child who plays at the field. She stated that she and other parents live at the baseball diamonds and that she would like to share some points for the people who are not always at the baseball fields. Ms. Pred stated that anything which can be done to improve safety would be a good thing and commented that what the applicant is proposing would be so much better. She referred to the photographs of the netting and stated that when you drive by the field, you look through the black netting which she commented is much less visually offensive than the existing chain link fence. Ms. Pred then referred to the netting which was installed at the golf course and that at first, it was noticeable whereas now, you do not see it. She stated that it would be very similar to that at the baseball diamonds and that it would not look like a wall as it appeared in some of the renderings.

Ms. Pred then referred to parking and stated that they all park there every day and that there are numerous games taking place at the same time. She stated that all of the parking lots, as well as the Cherry Street extension are full and that people also park in the grass. Ms. Pred stated that there is nowhere to move the parking lot and referred to the suggestion made to remove some of the parking and plant trees. She stated that there is currently a serious lack of parking since the fields are so busy with so many sporting events.

Ms. Pred stated that the number of balls referred to by Mr. Napoleon was 5 or 6 and that the children were previously allowed to retrieve balls. She stated that practice was changed and that the coach went to retrieve the balls which amounted to 5 or 6 balls and that the parents, visitors, etc. also retrieve balls during the game on Willow Road between 5:00 and 7:00 and that it is not safe. Ms. Pred stated that if the netting could reduce that amount 80% or 90%, it would really help. She stated that their children are not allowed to run into the road to retrieve balls, but that there are so many others who do which she described as scary, in addition to the issue of balls hitting vehicles. Ms. Pred stated that the parents questioned in the beginning whether something should be done. She referred to the comment made that they have not heard an outcry with regard to this issue, but that if they were to attend some of the games, you could see it firsthand.

Ms. Pred then referred to the comment made that they do not need a solution which is so drastic and that if you were to see other baseball fields, they look like that and that the netting would look modern around a baseball field. She stated that they visit fields in the area and all over the country and that is what the fields look like. Ms. Pred stated that as people drive into the Village, they would not be shocked by the netting since it would be appropriate for a baseball field.

Ms. Pred added that with regard to the list of incidents included in the packet of materials, the point was previously made that those incidents were representative and not all inclusive. She then stated that in connection with reorienting the fields, the way it is set up now is how most fields are done for safety and to resolve the sun issues. Ms. Pred referred to Mr. Napoleon's testimony with regard to the way in which one field is oriented and that they cannot play there during certain times of the day because of the sun.

Ms. Pred stated that at the Zoning Board of Appeals meeting, there was discussion with regard to liability and insurance and that the discussion then turned to safety. She stated that as a parent and Village resident, while liability mattered, safety mattered so much more. Ms. Pred stated that a statement was made if there is a bad accident, the question would become why they did not take the issue more seriously. She suggested that the Commission members attend a game to see for themselves how the issue is scary. Ms. Pred stated that they are very concerned for the safety of everyone.

Chairman Greable stated that Ms. Pred's comments deal with the height which he stated is a zoning issue. He stated that he felt that Ms. Pred's comments related more to going to 50 feet as opposed to 35 feet.

Ms. Pred responded that was not her intention and that her point is that it would look better than it did now.

Chairman Greable stated that the question to him is whether they need it and that if it is built, it would change the appearance. He stated that to him, the key issue is whether the Zoning Board of Appeals approved the special use for a height of 50 feet. Chairman Greable asked if there were any other comments from the audience. No additional comments were made at this time. He then called the matter in for discussion.

Chairman Greable began by stating that there is a ton of information that has been requested such as holding a public hearing. He asked the Commission members if they want to consider having another meeting on this. Chairman Greable stated that there is an option of whether the Commission wanted to go forward with their questioning of New Trier and decide if they want to take a vote which would go to the Village Council and that the vote would indicate what the Commission's concerns were. He stated that the Village Council would then have two meetings of the Plan Commission, two meetings with the Zoning Board of Appeals and the Design Review Board. Chairman Greable stated that the Village Council would have all of this information and that they would make a final decision.

A Commission member asked if the Commission would be providing a recommendation to the Village Council or if they would be going through the Comprehensive Plan.

Mr. Norkus stated that he would recommend that if the Commission wanted to act on the application in its current form, to do both which would be to go through the findings and then make a recommendation. He stated that they did not have to go through each and every finding and that the Commission could spend a few minutes reviewing them and then by consensus, determine if they are all met or not and then take a vote.

Mr. Dowding stated that first, he would like to attend a baseball game and second, drive by other locations and see some netting. He stated that he would also like to see a landscaping plan. He stated that if they were to vote on the findings now, the result would not be positive and that he did not think it would be fair to send that recommendation to the Village Council.

Ms. Bawden r agreed with the comments made and stated that she did not think that the Commission would have done its job. She stated that they all have questions for which they

need more data and that the Commission's job is to make a recommendation.

Mr. Thomas stated that in response to Ms. McCarthy's comment that there was an adverse relationship, he stated that he may have sounded that way because the Park District has come before a variety of boards over the last three years for special use permits which were thoroughly prepared. He stated that this is the applicant's first and second presentation and that the Commission still has questions which were not answered from the last time. Mr. Thomas stated that he is upset with the lack of preparation by the school district to come back a second time with none of the questions answered.

A Commission member suggested that they get additional information and have another meeting. He stated that they are talking about a 50 year structure which is significant and which would have a significant visual impact on the Village.

Chairman Greable stated that he had no problem with that suggestion and that the Commission could table the request and have the applicant get the information. He suggested that the applicant work with Mr. Norkus early to make sure that the Commission is getting all of the information which has been requested.

Mr. Norkus suggested the applicant may wish to request a continuance until they have had what they consider to be adequate time to develop and refine the landscaping plan. He stated that the applicant can come back at next month's meeting if they felt they were prepared or that they may request a continuance until such time that they feel they are ready with the additional information. Mr. Norkus stated that the applicant should be given the additional flexibility to come back and not feel rushed to come to the March meeting which may not happen because of spring break.

A Commission member asked the applicant if this would look so great, why are they not replacing all of the chain link fencing.

It was explained that this question was asked at the Design Review Board meeting.

A Commission member then stated that there is a lot of information that they do not have and that he would like to make a motion that the request be tabled until New Trier has additional information.

Mr. Linke stated that they have submitted answers to a lot of their questions.

Mr. Norkus informed the Commission that the continuance should be not be left open ended and suggested that the Plan Commission may wish to continue the case allowing for New Trier to return within a reasonable limit such as three months.

Mr. Oberembt stated that the record should reveal that there were several questions which were new to them and that if they appeared unable to answer them, they were. He referred to the question of shifting the field as engineering questions and that in New Trier's defense, those were not questions which had been asked of them in prior meetings and therefore, they were not prepared to answer them. He stated that neither he nor Mr. Linke are engineers and that they are

not qualified to answer those types of questions.

Chairman Greable suggested that the applicant check early on with Mr. Norkus to make sure that all of the questions that the Commission had are being addressed.

A Commission member moved that the Commission should table the request for up to three months or until such time as New Trier feels they are prepared to come back before the Commission.

The motion was seconded. Chairman Greable asked if there were any other comments. No additional comments were made at this time.

Chairman Greable thanked the applicant for their presentation.

A vote was taken and the motion was unanimously passed.

AYES:	Bawden, Coladarci, , Dowding, Dunn, Golan, Holland, McCarthy, Thomas, Greable
NAYS:	None
NON-VOTING:	Johnson, Corrigan

ATTACHMENT N

WINNETKA PLAN COMMISSION MEETING MINUTES Excerpted Minutes APRIL 24, 2013

Members Present:

Chuck Dowding, Acting Chairman
Jan Bawden
Jack Coladarci
Paul Dunn
John Golan
Louise Holland
Keta McCarthy
Jeanne Morette
John Thomas

Non-voting Members Present:

Scott Myers
Patrick Corrigan

Members Absent:

Matt Hulsizer

Village Staff:

Brian Norkus, Assistant Director of Community
Development

Call to Order:

The meeting was called to order by Chairman Dowding at 7:30 p.m.

Consideration of Requested Special Use Permit Request by New Trier High School, for Baseball Netting Duke Childs Field, Northwest Corner of Willow and Hibbard Road, for Consistency with Village 2020 Comprehensive Plan (Continued from Previous Meeting)

Steve Linke introduced himself to the Commission as the Facilities Manager at New Trier High School. He then referred to a letter in the meeting minutes which went into how they reached the decision for the 50 foot net and what the difficulty would be if it were lowered in 5 foot increments. Mr. Linke noted that a 50 foot net would stop 95% of balls and that if it were dropped 10 feet, it would only stop 85% of balls, a 35 foot fence would stop 75% of balls, a 30 foot net would stop 60% of balls and that a 25 foot net would stop 45% of balls. He described it as a sliding scale. He then stated that the way the height was figured was that they took the distance from home plate to the back stop at all different angles, along with the distance to Willow Road which is how they came up with running the netting 100 feet down the first base

line. Mr. Linke indicated that there is no need to go further since a ball cannot reach Willow Road at that angle.

Mr. Linke stated that they were also asked if they could shift the angle of the ball field. He informed the Commission that they looked into that alternative and that it would cost \$400,000 and would not solve the problem of balls entering Willow Road. He then stated that instead of a fence at 100 feet in length, it might only run 80 feet in length and that they would still need the structure there. Mr. Linke reiterated that it would be cost prohibitive to shift the field.

Mr. Linke stated that they were asked to provide a landscape plan. He referred the Commission to the first illustration and stated that they are also proposing to take down the chain link backstop fence and putting up a new chain link fence at 8 feet from dugout to dugout in black to blend in with the netting and attach the netting to the top of the fence. Mr. Linke indicated that it would be a big improvement over the existing system, as well as aesthetically and for safety reasons.

Scott Freres of The Lakota Group referred to fencing which is 50 feet tall. He noted that there are no trees which would be 50 feet tall. Mr. Freres informed the Commission that they looked at the idea of how big of a plant would be needed to provide greenery and soften the netting. He stated that they also did a photograph similar to what it would look like coming down Willow Road. Mr. Freres informed the Commission that the illustration identified the location of four large evergreen trees and stated that there would also be bigger shade trees closer to the dugout which is very limited in terms of space and which would not result in the loss of parking. He stated that there would also be another large tree further away.

Mr. Freres stated that there would also be trees on the outfield line away from the spectator areas. He identified the caliper size of the trees and the 18 foot evergreens. Mr. Freres stated that they do not want trees on top of the benches. He then referred to the visual plan photograph on Willow Road and that they put leaves on the trees [in the rendering]. Mr. Freres stated that the area cannot be screened in the winter. He then identified the trees lining Willow Road in the buffer area, parking, the space along the back of the dugout area and behind the bleachers with the 50 foot screen. Mr. Freres stated that no matter what, you would see the screen. He also identified the massing of evergreen trees behind the bleachers and stated that the area stayed relatively dry in heavy rain. Mr. Freres stated that it would give a sense of utilizing the space there with regard to what they can do in terms of planting. He indicated that while it is not a complete solution, an effort was made.

Mr. Freres then identified two columnar trees which would be Norway maple trees at 30 feet in height. He referred to Mr. Linke's comment with regard to the idea of tilting the baseball diamond and stated that while they did not do an engineering drawing, they did calculations and that with regard to the cost to shift the diamond on an angle of 10%, at the end of the day, he referred to the cost of moving the dugouts, re-grading the field and shifting lines and infield sandbags, etc. which would be significantly more than the approach they are taking. Mr. Freres added that they asked the Plan Commission for their opinions and stated that they wanted to start in the right direction to solve the visual impact.

Mr. Thomas stated that the Commission was told that the cost of the netting would be between \$40,000 and \$50,000. He then asked what is the cost of the landscaping.

Mr. Freres responded that it would be \$30,000, along with additional items.

Mr. Myers asked how big were the evergreens.

Mr. Freres stated that they would be installed at a height of 18 feet and that they would grow to a height of 20 to 25 feet.

Mr. Golan asked why the fence needs to be 50 feet high behind home plate. He referred to an extra 30 to 40 feet to Willow Road for a ball hit behind the batter and that most balls would be caught by a slightly curved fence behind.

Mr. Freres identified the red dashed line as the new fence.

Randy Oberembt, the Athletic Director at New Trier, noted that the existing overhang has a height of 28 feet and that they are taking the chain link fence away. He indicated that based on the previous rendering, it is gone.

Mr. Linke reiterated that there would only be an 8 foot high fence behind that area and that if you looked at it now, it is 28 feet with an overhang. He noted that the overhang would go away and that then they would need a height in the 35 foot range to stop the same amount of balls. Mr. Linke reiterated that they are losing a lot of balls now.

Mr. Golan informed the Commission that he went to a game last week and that in three innings, there were six balls on Willow Road. He described it as a real problem which needed a solution.

Mike Napoleon informed the Commission that there are a lot more right handed hitters and that most balls are hit behind the backstop. He then identified the location where they are going straight over and that they are hit hard and will carry. Mr. Napoleon then identified the area where it would not realistically make sense to be at 50 feet in height and that it would not look good otherwise.

Mr. Myers asked about keeping the angle over home plate the way it is now with a height of 35 feet.

Mr. Napoleon responded that with regard to the overhang, he did not see it catching a lot more balls. He stated that what they should do is move it closer to home plate, but that alternative would take away as to what the rules state with regard to where everything should be which is 50 feet away from home plate for any obstructions.

Mr. Freres added that they want the catchers to play foul balls.

Ms. Holland asked with regard to the poles, would they have a 16 inch diameter on top of the black fence.

Mr. Linke stated that they would not and that they would be in the ground behind the black fence and that the netting would start at the top of the new fence. He also stated that the new chain link fence would sit in front of the poles.

Ms. Holland asked why can they not continue the chain link fence all the way down an area she identified.

Mr. Linke responded that they can only go so high with the chain link fence and that otherwise, it would not be visually appealing.

Ms. Holland stated that she meant for the chain link fence to go all the way down and for it to be painted black so that it would be consistent.

Mr. Linke indicated that they can look into that.

Ms. Holland then referred to a fence installation on I-294 on the east side which she commented is really awful looking. She asked if the proposal would be the same installation as that.

Mike Jacobs, the contractor, informed the Commission that installation was done piecemeal and that it will be changed. He confirmed that the proposal would not look like that.

Ms. Holland stated that she is bothered by the size of the posts.

Mr. Jacobs stated that they have to follow the code of the State of Illinois.

Mr. Golan stated that when he drove by [a similar netting system in] Wilmette, it was not visually unappealing.

Ms. McCarthy stated that in the Design Review Board minutes, they spoke about netting on Willow Road west in Northfield on Wagner and whether they are comparing that. She indicated that it is not clear and asked if that is a smaller system.

Mr. Oberembt confirmed that is the Northfield Park District property and that the system is smaller. He informed the Commission that it is only a 30 foot fence and that it had no netting.

Mr. Thomas asked of the 16 inch diameter poles were tapered.

Mr. Jacobs confirmed that they are not tapered.

Mr. Linke stated that the black color would blend in.

Ms. Morette stated that with aluminum, you can see through it and that black would blend in.

Mr. Linke then stated that when they talked at the last meeting, they looked at the golf netting shown and that for the netting, black is optimal. He then provided a photograph to the

Commission and indicated that everyone used black since it is easier to see through. Mr. Linke also stated that the photograph showed a 50 foot high system with 16 inch poles.

Mr. Myers asked how would the diameter of the poles shrink if the netting had a lower height. He then referred to 40 feet.

Mr. Napoleon stated that it would be 10 3/4 inches and that it would also depend on soil conditions. He indicated that it may work with 12 3/4 poles based on the soil. Mr. Napoleon then stated that from a distance, you would not notice a significant difference. He informed the Commission that they need the diameter for the durability of the poles and to follow the engineering code.

Mr. Golan asked with regard to an alternative for landscaping, there is a big expanse which is unshielded where the poles are and he asked if they could take out a couple of parking spaces and put in placards and additional trees there. He stated that would make the parking lot look better and would also help with screening.

Mr. Linke responded that they can look into that.

Mr. Coladarci asked how many foul balls were there per game.

Mr. Napoleon estimated 7 or 8.

Mr. Coladarci asked if a 35 foot system would stop 75% of the balls.

Mr. Napoleon stated that for those balls making their way out there, they are hit that way over the dugout on the first base side and that a lot of those balls go higher than 30 feet making it that far. He stated that a 40 feet netting system would have a better chance of catching balls.

Mr. Coladarci stated that the request would result in a lifetime change for the face of the Village. He commented that the netting has a certain industrial look and that he would like it if they could avoid it or minimize it if possible. He then asked if they can accomplish most of what they are looking for with a lower net.

Mr. Napoleon responded that at that height, another 10 feet may not matter. He also stated that you will see the big poles whether the netting system is 40 feet or 50 feet. Mr. Napoleon then stated that to him, they would save a lot more balls at 40 feet than with the existing system. He added that they will make it look nice and that it will be appealing. Mr. Napoleon also stated that it is a good idea and that they will make it look more attractive with shrubbery.

Mr. Coladarci then asked why is it necessary to put it up now as opposed to 10 or 15 years ago.

Mr. Napoleon stated that the children are bigger and stronger and that they swing harder. He stated that it also deals with pitcher velocity from the stronger players, as well as different bat construction. Mr. Napoleon noted that there were not this many balls going into the road 15 years ago.

Chairman Dowding asked if there were any other questions or new observations.

Mr. Coladarci stated that he noticed that there still have been no public hearings and that he did not understand why that has not been done yet.

Mr. Thomas stated that the applicant has not even addressed the question and that this is the third time around.

Mr. Linke noted that they went before the Zoning Board of Appeals and that the meeting was posted for a couple weeks. He also stated that it was a public hearing.

Mr. Freres asked if they meant an open house workshop.

Mr. Thomas confirmed that is correct.

Mr. Coladarci stated that he was thinking in terms of what the Park District goes through which is a lot of hearings and community input. He stated that the community usually understands all of the ramifications when the Park District does something. Mr. Coladarci described the request as a 50 to 75 year project which would change the way things look and that they would be making a significant change to part of the Village. He commented that the big ugly structure would fly in the face of the caucus and survey done in the Village which stated that they should pursue and protect green space. Mr. Coladarci also described the request as a visually injury to the Village which is why he is thinking that the applicant should do it the way the Park District does it with public hearings and to get the people who are living with this to comment.

Mr. Golan referred to a posting for that as a white sign on the fence in the corner. He stated that after several meetings, they can make it work after the plans are modified. Mr. Golan then stated that to put up the netting system without Village input would not be a good idea.

Chairman Dowding stated that the applicant looked at a number of alternatives and that to move the parking lot would cost \$200,000. He also referred to the alternative of flipping the softball and hardball fields which would cost \$400,000. Chairman Dowding stated that the fence is viewed in a skew and that when the photograph was taken from far away, you can see the fencing when you look at it on an angle. He indicated that he appreciated what was done and to bring in Mr. Freres and plantings and trees. Chairman Dowding stated that even more can be done with regard to the poles and referred to the view of the poles from the road which is where his anxiety came in.

Chairman Dowding then stated that with regard to solutions, he informed the Commission that he got a quote from Golf Range Netting for a fiber glass pole which measured 9 inches at the top and 18 inches on the bottom. He indicated that there is not much force at the top so that there is no need for it to be as big in diameter. Chairman Dowding stated that from the second natural manufacturer, they have a pole which measured 4 to 5 inches at the top and 16 inches on the bottom. He also stated that the cost would be lower. Chairman Dowding then identified the 9 inch pole at the top and stated that solutions are possible. He stated that as they move forward

with landscaping, the applicant should move forward and hire an engineer to design poles to make it happen. Chairman Dowding reiterated that it can be made far less visually obtrusive than it was before. He referred to the first bid which included retractable netting to be taken down in the winter. Chairman Dowding stated that the applicant should work on the poles more and that they have made great progress with the landscaping. He noted that he wanted that information to be part of the record transmitted.

Chairman Dowding stated that to move forward, they recognize that the Commission is only recommending to the Village Council and that this is their third time here. He indicated that he would like for the request to move forward to the Village Council to deal with.

Mr. Thomas stated that he did not agree and that the Commission has heard nothing three times with regard to a public hearing and that the applicant has not done a complete job. He then stated technically, they are doing great. Mr. Thomas added that unless the applicant says that they are going to schedule a public hearing, the Commission should not ask the Village Council to consider the request.

Mr. Golan suggested that the request go through and pass specific recommendations such as holding a public hearing and tapering the poles. He indicated that he agreed that the request needed to move forward.

Chairman Dowding asked Mr. Norkus if there is a possible way to make a recommendation with a step before the Village Council and that he is hearing there is a consensus that the request should move forward with a more broadly advertised public meeting such as those conducted by the Park District.

Mr. Norkus stated that the Village process for evaluation of Special Use Permit requests include review by three Village boards, with final approval by a fourth, the Village Council. He stated that notice of each lower board meeting has been mailed to the neighboring property owners within 250 feet. Mr. Norkus stated the minutes of the meetings will reflect the discussion regarding broader community input, and explained that while the Plan Commission can comment regarding the desirability, he stated that making such a hearing a condition of approval would be problematic since it modifies the standard notice procedures in the zoning ordinance.

Chairman Dowding then stated that one way would be to go through the 14 findings and that at the end, have a different resolution than what is there and to add the necessary wording for a public hearing.

Mr. Coladarci stated that he is concerned with the fact that this is the third meeting and that no public hearing has been held not like that which the Park District has done. He indicated that he is afraid that the applicant is not going to do it. Mr. Coladarci referred to the amount of trouble when they do not have public hearings. He stated that if the Commission made that recommendation, the applicant would say that they will look into it. Mr. Coladarci then stated that he felt that not having those meetings even though the Commission recommended it three times struck him as not having good faith.

Mr. Myers stated that one option would be to have the applicant to come back to the Zoning Board of Appeals and that the Zoning Board of Appeals suggested that the applicant ask for a continuance since they had a number of questions. He stated that there is a specific part of that board's approval for a special use which is that that they have to address the question of whether the request would result in a change which is substantially injurious to the surrounding area and enjoyment of property. Mr. Myers stated that to be fair, if they do not have input from the public on that matter, they need to withhold approval. He then stated that when the applicant comes back to the Zoning Board of Appeals, they would have had public hearings which would make them feel more comfortable that they addressed that particular element.

Mr. Coladarci then referred to the bureaucratic necessity to get this done. He stated that if it was not so massive and obvious and long term, it would be okay. Mr. Coladarci stated that he felt that it would be a mistake in that New Trier has not dealt with the broader public perception issue.

Mr. Myers stated that there is another way to hold them accountable.

Chairman Dowding asked who is responsible for advertising the meeting.

Mr. Thomas stated that it would be New Trier.

Chairman Dowding stated that there could be further stipulations for suggestions as to how the meeting is advertised.

Mr. Coladarci stated that it should be whatever internal procedures are in place for having public hearings.

Mr. Oberembt stated that they have heard clearly what the Commission is saying and that he can transmit that message to the superintendent with regard to the public hearing.

Mr. Coladarci stated that it would help the Commission say that they have protected the Village and done their job.

Mr. Golan stated that there are two issues, the first of which is aesthetics and that no one will like it in the Village. He also stated that there is a safety issue. Mr. Golan then stated that to him, safety preempted aesthetics.

Ms. Holland stated that Mr. Golan's idea of a planter is a good idea.

Mr. Coladarci referred to the use of anything which would hide the structure in the winter and summer.

Ms. McCarthy asked if the Commission would be going ahead with the requirement for a public hearing or to continue.

Chairman Dowding indicated that he would be squeamish in meeting again on this. He

commented that the applicant should engineer the poles and add trees. Chairman Dowding then indicated that it is his inclination that the Commission move ahead and vote and show their displeasure with the current plans with the vote so that the Village Council knew how they felt. He then stated that it would be up to New Trier to hold a public meeting.

Mr. Freres asked in connection with the discussion, if the Commission could separate out for New Trier their opinions on the two issues which are safety and aesthetics. He also stated that it related to open community dialog and that the discussion at hand is on the safety netting and the aesthetics of the facility. Mr. Freres asked if they were to get community input, what are asking they for.

Chairman Dowding stated that there may be one finding relating to safety, which is finding no. 7. He stated that they can have an extended discussion on item no. 7.

Mr. Norkus stated that the Commission should keep in mind that the findings are not all weighted equally and that the Commission may decide that item no. 7 carried more weight than the others. He stated that what really mattered is the ultimate vote on the motion to find whether the request is consistent or inconsistent with the Comprehensive Plan.

Chairman Dowding suggested that the Commission go through the findings and that at the end, the resolution can contain a clause which would require a public, open meeting. He then asked if there were any comments from the audience.

Hal Francke informed the Commission that he is the attorney for the next matter. He stated that he has been in the Village since 1995 and that he found the matter interesting. Mr. Francke stated that he had a few comments and that he is an interested party since his son is on the JV team. He stated that the children do not always listen with regard to way they are hitting the ball. Mr. Francke also stated that he has been to a lot of games and that he saw a lot of balls going back toward Willow Road. He stated that every time it happened, he held his breath.

Mr. Francke then stated that three years ago, his wife was driving down Hibbard Road when something hit the windshield. He agreed that something bad could happen. Mr. Francke also stated that he did not agree that the children and parents are the only interested parties. He then stated that the discussion should not be lowering the height for the net and that if one ball hits, that would be one too many. Mr. Francke also stated that there was a lot of notice in the paper and that he had no problem with a public hearing. He stated that the Village needed to address the issue on a timely basis. Mr. Francke then stated that while he did not know the timetable, he would hate to see something bad happen while the matter continued to be studied. He concluded by stating that safety is paramount to him and encouraged the Commission to move forward.

Gary Frank introduced himself to the Commission as the former Chairman of the Design Review Board. He commented that the most interesting parts of that board were to make sure that things are aesthetically pleasing to the Village. Mr. Frank stated that this is a case which related to the Willow Road entry to the Village and that it is important. He described the applicant's attempt to provide landscaping as an important feature of the proposal. Mr. Frank stated that when he sees a game going on, he cringes when he passes there. He commented that it is a very important

feature for Willow Road and that in connection with the aesthetic part, if they can get past that, he referred to Chairman Dowding's idea that while the hanging pole size is important, the golf course used a height and colors for Tower Road and that there are ways of mitigating aesthetics and the imposition in the landscape. Mr. Frank reiterated that having something there is very important. He referred to the request being presented for a third time and that if something is going to happen, they want to avoid it now. Mr. Frank concluded by stating that it is important that they move forward rapidly.

Carol Fessler of 1314 Trapp Lane introduces herself to the Commission as a non-baseball parent. She stated that this is new to her and that as a first impression, she is concerned with regard to how they are making the decision. Ms. Fessler also referred to how the Commission does it and engaged the community and that there has been some responsiveness by the applicant with regard to landscaping. She stated that while the landscaping is nice, there are issues relating to the pole size and visual aspects which need to be vetted. Ms. Fessler then stated that if there is a public hearing, the case needed to be made as to how to engage the community. She also suggested that they encourage and get everyone to embrace the process of including the community in the process.

Nancy Pred, 1347 Sunview Lane, introduced herself to the Commission as a baseball parent. She stated that she spoke at the meeting last time and encouraged the Commission with regard to looking at the field and attending a game. Ms. Pred then stated that in seeing fields such as the one proposed, she commented that it is not ugly or industrial looking and that they look like baseball fields. She stated that after driving past the ball fields many times, it looks like a ball field and not a wall. Ms. Pred stated that she has also been here for 22 years and in connection with the public hearings she has been to, they were for the major redoing of the playfields and that there have been public forums for projects bigger than this fence. She indicated that they are making this a much bigger deal than it is. Ms. Pred concluded by stating that they would be saving balls from going into the street and hurting vehicles and would help keep people from running into the road during rush hour. She added that the number one concern is safety.

Tori Wible of Wilmette commented that there is nothing more beautiful than a baseball park. She indicated that she has seen a few where they look ugly. Ms. Wible referred to the children being outside and that safety is very important. She stated that if the Commission members have been at games, the balls come screaming off of the bats at tremendous speeds into the road. Ms. Wible stated that things could be prevented easily and urged the Commission to make safety their first consideration.

Ms. Pred added that the proposal is much better looking and will make the field look better whereas she commented it is ugly now.

Ms. Bawden asked how long is the baseball season.

Mr. Napoleon responded that it went from March to July and that there is some fall baseball on the weekends.

Chairman Dowding suggested that the Commission review the findings and caveat. He noted

that the Commission is to vote on the plan which is before the Commission and not something which could be promised.

Ms. Holland asked if the Commission can add an addendum to the vote so it is what the Commission think should happen.

Mr. Norkus confirmed that is correct. He added that it is not uncommon for boards to make conditions. He informed the Commission that his notes include discussion with regard to lowering the height of the netting and poles to 40 feet, discussion with regard to the provision of additional landscaping at the southwest corner of the parking lot with three to four parking spaces being sacrificed to provide additional landscaping to affect the view from the west approach, as well as the discussion with regard to tapering of the poles.

Chairman Dowding stated that the Commission would now review the findings.

**Findings of the Winnetka Plan Commission
Regarding consistency of the
New Trier High School Special Use Permit
With the Village of Winnetka Comprehensive Plan**

After considering the application, the Commission makes its findings as follows,

Chapter II - Vision, Goals and Objectives

- (1) The proposed special use **is not** consistent with the Goal to "Preserve and enhance those public assets, public lands, natural resources and architecturally significant structures that create the attractive appearance and peaceful, single-family residential character of the Village." [Community Goals: Village Character and Appearance page 2-1].
- (2) The proposed special use **is** consistent with the Goal to "Limit commercial, institutional and residential development within the Village to minimize the potentially adverse impacts on adjacent residential neighborhoods and to prevent the need for significant increases in infrastructure (streets, parking, utilities, sewers) and other community resources (schools, parks, recreational facilities, etc.)" [Community Goals: Growth Management page 2-2].
- (3) The proposed special use **is** consistent with the objective to "Ensure that commercial, institutional and residential development is appropriate to the character of its surrounding neighborhood" [Village Character and Appearance: Objective #1; page 2-2].
- (4) The proposed special use **is** consistent with the objective to "Use high quality design and materials when constructing public improvements. Enhance the beauty of improvements with appropriate decorative details, artwork, or sculpture"; [Village Character and Appearance: Objective #13; page 2-3].
- (5) The proposed special use **is** consistent with the objective to "Ensure safe and attractive

access to educational and community institutions. Pursue improvements that address public safety as well as traffic, congestion and parking": [Educational and Community Institutions: Objective #5; page 2-5].

Ms. McCarthy commented that this is the most important finding.

Chairman Dowding commented that the cheapest solution is not always the best solution.

- (6) The proposed special use is consistent with the Goal to "Preserve or *expand the quantity, quality and distribution of open space and recreational opportunities*", and to "protect the Village's natural features and environmental resources". [Open Space Recreation and Environment: Goals page 2-5].
- (7) The proposed special use is consistent with the objective to "*preserve significant trees and encourage new tree planting* on public and private properties to the greatest extent possible"; [Parks, Open Space, Recreation and Environment: Objective #4; page 2-6].
- (8) The proposed special use is consistent with the objective to "Support the *development of recreational facilities to meet the needs of residents of all ages*"; [Parks, Open Space, Recreation and Environment: Objective # 5: page 2-6].
- (9) The proposed special use is not consistent with the objective to "Engage in a public process that *balances institutional goals and minimizes any adverse impact to the character of the adjacent residential neighborhood*"; [Parks, Open Space, Recreation and Environment: Objective 6: page 2-6].
- (10) The proposed special use is consistent with the objective to "Encourage the *preservation of open space* inside and outside the Village"; [Parks, Open Space, Recreation and Environment: Objective #9; page 2-6].

Mr. Thomas noted that there are three potential conditions.

Mr. Dunn stated that if they do this project, it should be done for the right reasons and commented that it should be 50 feet.

Ms. Morette stated that she agreed.

Chairman Dowding added that the halyard design should be considered to lower the net in the winter.

Mr. Myers informed the Commission that there was testimony at the Zoning Board of Appeals meeting that when the netting is lowered, it would end up sagging and that there would be gaps opening space where balls can go through. He then stated that with that provision, he referred to whether the safety level would be maintained. Mr. Myers stated that there is some concern with regard to keeping the safety level.

Mr. Golan indicated that the expense of a retractable netting system would make it cost prohibitive. He then stated that the weather is different here than in Florida where Chairman Dowding got the estimate. Mr. Golan stated that the applicant testified strongly that raising the net up and down would not be practical.

Chairman Dowding suggested that the Commission proceed with the three conditions.

Chairman Dowding stated that the first condition related to adding an additional planting area in what is currently the southwest corner of the parking lot. He suggested that with the removal of additional asphalt in this area, additional trees would screen the view from the westerly approach as you enter the Village.

A majority of the Commission agreed that the condition was appropriate and necessary.

Chairman Dowding stated that the second item discussed related to recommending New Trier conduct a broader stakeholder input process. Mr. Norkus stated that the language should note that the Commission encouraged the applicant to conduct a broader public outreach than that provided by the standard public notice by the Village, but that such a public input process not be required as a condition of approval.

A vote was taken and a majority of the Commission agreed to recommend additional stakeholder input.

Chairman Dowding stated that the third condition related to the investigation as to whether the design of the poles can be made smaller and / or tapered at the top. He indicated that based on his conversation with a pole manufacturer, and with his background as an engineer, he felt strongly that they can be tapered and made smaller.

Mr. Golan suggested that the Commission recommend to the Village Council to consider looking at alternatives with regard to pole size.

Mr. Coladarci added that the Commission does not know what New Trier's bid process was in connection with the poles and that the Village Council would need to know the reason why the poles could not be made smaller if they cannot.

Chairman Dowding suggested a stipulation that the Village Council consider design alternatives and seek an explanation as to why. He then suggested that New Trier should be strongly urged to consider the use of a tapered pole and if they chose not to, they should answer why in an engineering description.

A vote was taken and the stipulation was unanimously passed.

Chairman Dowding then stated that with those stipulations, he read the resolution.

Mr. Norkus stated that it would be appropriate at this stage in the meeting for a motion to find

the request consistent with the Comprehensive Plan based on the findings previously adopted, with the conditions recommending (a) additional landscaping be installed at the southwest section of the existing parking lot to screen the view of the netting from the westerly approach, (b) that the applicant further evaluate the pole size with an emphasis on minimizing the pole diameter and/or use of a tapered design, and (c) that the applicant be encouraged to conduct a broader public outreach effort to seek input from the broader community.

Mr. Thomas moved that the application is consistent with the Comprehensive Plan subject to the conditions previously outlined. Mr. Coladarci seconded the motion.

Chairman Dowding stated that the conditions should include a recommendation that the applicant evaluate further the option of a retractable netting design to allow the netting to be retracted seasonally.

Mr. Norkus stated his notes do not indicate that the Commission included that as a condition, but that a modification could be made to the conditions previously described, through a separate motion to add the condition of a retractable netting system.

Mr. Coladarci asked if the Commission should withdraw the motion to add the additional condition.

Mr. Norkus stated that a motion is to be made for approval with the addition of the fourth stipulation.

Mr. Thomas withdrew his original motion, and Mr. Coladarci withdrew his second.

A motion was made to add a fourth condition, that the applicant further evaluate the use of a retractable netting design which could be removed seasonally.

Mr. Dunn noted that there had been previous testimony and discussion that a retractable netting system would sag, would not look as good, and would allow some balls to get through.

A vote was taken and passed by a vote of 5 in favor and 4 opposed, to recommend further study a retractable design.

Mr. Thomas made a motion to recommend approval subject to; (a) installation of additional landscaping at the southwest section of the existing parking lot to screen the view of the netting from the westerly approach, (b) that the applicant further evaluate the pole size with an emphasis on minimizing the pole diameter and/or use of a tapered design, and (c) that the applicant be encouraged to conduct a broader public outreach effort to seek input from the broader community, and (d) that the applicant strongly consider a retractable netting option.

The motion was seconded by Mr. Coladarci.

A vote was taken and the motion was unanimously passed.

AYES: Bawden, Coladarci, Dowding, Dum, Golan, Holland, McCarthy, Morette,
Thomas (9)
NAYS: None (0)
NON-VOTING: Myers, Corrigan

ATTACHMENT O

WINNETKA ZONING BOARD OF APPEALS Excerpted Minutes FEBRUARY 11, 2013

Zoning Board Members Present: Scott Myers, Acting Chairman
Mary Hickey
Joni Johnson
Bill Krucks
Carl Lane
Jim McCoy

Zoning Board Members Absent: Joe Adams

Village Staff: Michael D'Onofrio, Director of Community
Development
Ann Klaassen, Planning Assistant

Agenda Items:

Case No. 13-01-SU: Duke Childs Athletic Field (1321 Willow Rd.)
New Trier High School District 203
Special Use Permit
To permit installation of a new baseball backstop
netting system
Variation by Ordinance
Height of Buildings and Structures

Duke Childs Athletic Field (1321 Willow Rd.), Case No. 13-01-SU: New Trier High School District 203 - Special Use Permit: to Permit Installation of a New Baseball Backstop Netting System and Variation by Ordinance: Height of Buildings and Structures

Mr. D'Onofrio read the public notice. The purpose of this hearing is to hear testimony and receive public comment regarding a request by New Trier High School District 203, for the property located at the northwest corner of Willow Road and Hibbard Roads, concerning a Special Use Permit in accordance with Section 17.56 and a zoning variation by ordinance from Section 17.30.080 [Height of Buildings and Structures] of the Winnetka Zoning Ordinance to permit installation of a new baseball backstop netting system that will result in a height of 50 ft., whereas a maximum height of 35 ft. is permitted, a variation of 15 ft. (42.86%).

Chairman Myers swore in those that would be speaking on this case.

Steve Linke introduced himself to the Board as the maintenance manager at New Trier and that he lives in Lake Villa. He stated that they are proposing a new backstop system at Duke Childs Field for safety reasons. Mr. Linke stated that they are asking for a 15 foot height variation. He then stated that they have done research and felt that if they were to add 15 feet in height, they would be able to stop 20% more foul balls from going onto Willow Road than with a 35 foot high conforming net.

Mr. Linke stated that they looked at other systems and they believe that the proposed system is the best system for that application. He stated that in the packet of materials, there is a letter explaining the reasons for going for a 50 foot height as opposed to 35 feet. Mr. Linke also stated that in the application, there is a baseball trajectory page which showed how they got to 50 feet. He informed the Board that with regard to the distance from home plate to Willow Road, with a 50 foot backstop, almost all screaming line drives go onto Willow Road and have been hitting vehicles. Mr. Linke stated that if the height was lowered to 35 feet, more balls would go onto Willow Road.

Chairman Myers asked Mr. Linke to walk the Board through the chart on page 7.

Mr. Linke identified 0 as home plate. He stated that if you move to the right, that represented the distance from home plate to Willow Road. Mr. Linke stated that the distance is currently between 80 and 85 feet. He informed the Board that if you follow it up to where it intersected the arc and move over to the left that is the height that the net would have to be to stop different balls at different speeds and angles. Mr. Linke reiterated that a height of close to the 50 foot range will stop all balls from going into the road, but not the parking lot.

Mr. Lane asked with regard to legend no. 3, what the three different lines represented. Mr. Linke responded that is the speed of the ball off of the bat and the angle at which the ball is hit.

Chairman Myers asked if they would be using wooden bats or junior lower level league bats.

Mike Napoleon introduced himself to the Board as a teacher and baseball coach at New Trier and that he lives in Wilmette. He stated that they use aluminum bats.

Mr. McCoy stated that in the past, all the netting is seen as angled more toward the field of play to cut off the balls and that it is not made as high, whereas the proposed net would be going straight up. He asked if there is a reason why that is more common place here than an angled and conforming net.

Mr. Linke informed the Board that the existing structure is not tall enough.

Mr. McCoy asked why they didn't create a similar net with an angle at a conforming height.

Matt Jacobs of Protective Sports Concepts introduced himself to the Board and stated that he lives in Wilmette. He informed the Board that with regard to the overhang with the cantilever, since it is not over home plate completely, the balls go up and over it easily. Mr. Jacobs noted that the current height is 22 feet and that at 50 feet they would be able to stop more balls. He

indicated that they can put the net over the top of home plate which can be done to take the ball out of play. Mr. Jacobs also stated that at that height, the key to the whole thing and the reason for the 50 foot height is to stop hard line drive balls which continue to go up into Willow Road. He then stated that a pop up ball would not make it to the street level. Mr. Jacobs stated that in his opinion, putting up a cantilever would not help as much as keeping a vertical system.

Mr. McCoy stated that every single system he has seen at the pro level has a cantilever angled net and that this one is not angled. He referred to the Wrigley Field netting system which has a cantilever built in and commented that it seemed odd to have a 50 foot netting system going straight up with no cantilever. Mr. McCoy also stated that his bigger concern related to line drives off of the bat past first base going into the road and that the proposed netting system would not go much past first base.

Mr. Jacobs indicated that it can be extended with any system down into right field and that with regard to the way it was designed, 85% to 90% of the balls would be stopped. He stated that at Wrigley Field, there is a completely vertical net.

Mr. McCoy asked if the line would go inside and come back out.

Mr. Jacobs responded that normally, a vertical system would go down the first and third base lines. He then referred to Roemer Park in Wilmette and that other than that netting system the others all have a vertical system.

Mr. Linke referred the Board to the trajectory chart and stated that for 75%, a 10 foot cantilever would still put them over 40 feet and that to put a cantilever system to conform with a 35 foot height would not be possible. He stated that it would have to hang over the field to cut the ball trajectory off. Mr. Linke also stated that it would still not be conforming with the cantilever and that it would be too big to build.

Mr. Krucks asked if the purpose of the netting would be to stop line drives up the first base line, as well as what is the reason for the netting behind home plate.

Mr. Linke responded that it would stop foul balls which are hit up and back. He stated that they did not equate that to a line drive and that foul balls would still end up in the road.

Mr. Krucks stated that the baseball diamond has been there for a long time. He asked if anything had occurred recently to bring the matter to a head from a safety standpoint.

Mr. Linke stated that it is the accumulating concern of parents and that it is time to do something before a major incident occurs.

Ms. Johnson stated that according to the Design Review Board and Plan Commission minutes, there was a question whether the summer leagues' contracts could provide that players cannot run into the road to retrieve balls.

Mr. Napoleon stated that the players and other teams are not allowed to retrieve foul balls. Mr. Napoleon indicated that it is hard to tell spectators, while coaching, not to go across the street. He stated that they have heard it happened and that it is bothersome. Mr. Napoleon also stated that there are so many stoppages of traffic when balls go into the street and that a game was stopped by the people who got hit by a ball while in a moving vehicle. He noted that it is documented in the packet of materials.

Mr. Lane asked how many times and how often do balls go into the street.

Mr. Napoleon estimated between six and eight balls per game. He also stated that the variables involved are the speed of the pitchers on both sides and the speed at which the balls are hit.

Mr. Krucks stated that this is a hazard which has existed for many years. He indicated that he is curious as to what, if anything has prompted the request for a variation now in 2013 where there was no talk about this before.

Randy Oberembt introduced himself as the Athletic Director at New Trier and that he lives in Highland Park. He stated that the answer is the ball not striking a vehicle, but that a ball hit the pavement and entered a vehicle in June 2011 and that it was noted in the materials. Mr. Oberembt informed the Board that the ball which went into the vehicle struck a passenger and that emergency services was called and the person went to the hospital. He stated that incident drove the awareness in connection with the concern for a potential catastrophic event on Willow Road. Mr. Oberembt described between six and eight balls going onto Willow Road as a good estimate and that the parents justifiably brought the matter to their attention with regard to students retrieving balls. He noted that they immediately stopped that practice. Mr. Oberembt added that it is not uncommon for a guest or spectator going across the road. He then stated that with regard to other programs which have access to the field, that incident heightened the awareness and that they worked with Mr. Jacobs and Mr. Napoleon to design a system which would serve as the greatest possible way to eliminate the balls going on Willow Road.

Mr. Krucks asked to what extent is the parking lot a factor in putting up the net.

Mr. Linke stated that the parking lot being paved is relative new and that it has been there forever. He stated that the parking lot is not the reason they are asking for it.

Ms. Johnson stated that with regard to the parking lot, an issue which came up at the Plan Commission meeting was whether there would be a landscaping plan if the request is approved. She stated that they were told that there is no budget because in the parking lot, there is a limited amount of landscaping that they could do. Ms. Johnson stated that a landscaping buffer would reduce the visual impact of the netting. She asked if there was any possibility of moving the lot or limiting it to one row of parking spaces in order to put in landscaping.

Mr. Linke stated that they would have to discuss that internally and that he cannot say if it is possible.

Ms. Johnson asked who owned the Cherry Street extension.

Mr. Napoleon responded that the Village owned the area up to the berm.

Ms. Johnson asked if within the boundary, if it is possible and referred the Board to page 13 of the materials, to put parking there and use the existing parking area for plantings. She then stated that in the minutes from the Design Review Board and Plan Commission meetings, it was stated that it is a significant issue since it is the gateway to the Village and that aesthetically it would have a negative impact on the gateway to the Village.

Mr. Linke indicated that they can look at that, but that he cannot give an answer on that now.

Ms. Johnson then asked with regard to the other youth teams, there are contracts with teams which use the field in the summer. She asked if the liability would be shifted to them for accidents. Ms. Johnson also asked if these issues had been discussed with them.

Mr. Oberembt informed the Board that there are a variety of ages and programs. He also stated that they have not formally approached them, but that they will and that they would stipulate in the contracts to not cross onto Willow Road. Mr. Oberembt noted that they do not have oversight in dealing with younger students.

Ms. Johnson asked if a lawsuit had been filed or if there had been an increase in their insurance rates.

Mr. Oberembt responded that there had not and that there had not been an increase in their insurance rates.

Ms. Johnson then asked if the New Trier School Board discussed the matter.

Mr. Oberembt stated that the matter was discussed with the Associate Superintendent and that they received permission to pursue the plan. He added that it was generated at the administrative level.

Mr. Krucks asked if they received communication from the Village with regard to foul balls on Willow Road.

Mr. Linke responded that they had not.

Mr. Krucks asked if they received any communication from the police department.

Mr. Linke responded that they had not.

Mr. Napoleon informed the Board that a police vehicle got hit and that they were given the bill.

Chairman Myers asked with regard to the backstop, for a 50 foot fence behind the backstop, he asked the applicant to explain the rationale for that.

Mr. Jacobs stated that the key to 50 feet is to stop balls from making it to the street and those foul

balls can shoot back quickly.

Chairman Myers asked if the current backstop cantilevered over home plate.

Mr. Jacobs noted that it is shorter than home plate and that the ball can get over it.

Chairman Myers then asked how many balls get to the street.

Mr. Napoleon stated that if they go straight back, they would be in good shape and that it would not be going all the way to the street. He stated that the balls would roll into the street, but that they would not hit the street on the fly. Mr. Napoleon then stated that with regard to right handed hitters, the balls would go off to the right high and hard enough into the street for sure. He stated that if there is a 50 foot net, the balls could go over the net, but that it would be too high for them to get pushed all the way to the street unless there is a lot of wind. Mr. Napoleon indicated that the cantilever that they are talking about is not that long and that the weight would pull the fence forward. He then stated that in his 18 years, only a couple of dozen balls have been stopped.

Ms. Johnson stated that the issue related to hardship and conforming alternatives. She noted that she is the Board's liaison to the Plan Commission and that the matter was tabled at the Plan Commission meeting since the commission members felt that there was not enough information provided at that time. Ms. Johnson also noted that she would not be voting on the matter at the Plan Commission meeting, but would vote at this meeting. She informed the Board that there was confusion about whether or not the applicant would be able to hold certain tournaments unless the backstop and netting was a certain kind. Ms. Johnson stated that if there is no variance, she asked if it would impact their ability to host certain meets.

Mr. Napoleon stated that they would not be limited in the kinds of meets they would be able to host.

Ms. Johnson asked with regard to the field with the "band shell" netting, if there would be a limit on their ability to host games.

Mr. Napoleon confirmed that is correct and that there is not a conforming alternative.

Ms. Johnson then informed the Board that the Plan Commission and Design Review Board addressed whether the softball field to the north could be switched with the baseball field and that the issue is that the baseball dugouts were done in 2003 and represented a great expense.

Mr. Linke stated that the issue is that there is not enough room in that location.

Mr. Napoleon stated that in connection with the dugouts for the softball field, they are smaller because of the smaller field and that the dugouts for varsity are much larger. He indicated that they may be about 40 feet larger. Mr. Napoleon then stated that with regard to the distance from the backstop at the softball field where they need to play, he referred to the service road off of Hibbard Road and the Cherry Street extension going into that green. He added that they cannot

reuse the dugouts in different locations and that the area would have to extend beyond the Cherry Street extension. Mr. Napoleon stated that would require major construction.

Ms. Hickey stated that if they went that route, would they lose the softball field.

Mr. Napoleon stated that related to switching the baseball and softball fields.

Ms. Johnson asked if they testified before that softballs would not fly as far.

Mr. Napoleon confirmed that is correct.

Ms. Johnson asked if an ideal solution would be for varsity and softball to be switched and that there would not be a need for a vertical net.

Mr. Napoleon responded roughly.

Ms. Johnson stated that another issue related to reconfiguring the fields which would result in the creation of sun in the pitcher's eyes.

Mr. Napoleon noted that Northwestern has that and that since it is dangerous, they planned to redo the field.

Ms. Johnson asked if other high school teams have that.

Mr. Napoleon noted that the Evanston field is situated differently and that the sun is in the third baseman's eyes. He indicated that it could work here and that they would have to put home plate by the clubhouse maintenance area. Mr. Napoleon stated that the standard configuration is where they have it now and that most people are used to playing the way it is now.

Ms. Johnson asked whether in connection with the application for the special use for the dugouts, which were done in 2003, if the issue came up.

Mr. Napoleon responded that the issue did not come up.

Mr. Oberembt informed the Board that the reason that a standard baseball field is situated southwest to northeast is because of the rotation of the sun. He stated that the goal is to keep the sun out of the eyes of participants, which is where danger comes in. Mr. Oberembt added that it is a generally accepted configuration when building athletic facilities.

Chairman Myers asked Mr. Napoleon if there were between six and eight balls per game going into the street. He stated that the accident reports provided a range from 2003 to 2012 and that in connection with the total population of filings, if this represented a sample. Chairman Myers stated that the question is to get a sense of the cost of accidents over a certain time period.

Mr. Oberembt stated that with regard to the reports, there are a variety of damage claims. He stated that they have had a lot of balls hit the undercarriage of vehicles and that the vehicles keep

going. Mr. Oberembt then stated that with regard to a sampling of recent claims, generally people contact him or the Associate Superintendent of Business. He noted that they have paid for damages to vehicles. Mr. Oberembt indicated that in the last two to three years, it is apparent that they have been somewhat fortunate and that there was damage to windshields and hoods. He noted that the ball in the vehicle heightened their awareness. Mr. Oberembt informed the Board that the payments which were made were underneath their insurance deductible.

Chairman Myers asked if they had no way of knowing where the balls are coming from first base or home plate.

Mr. Oberembt indicated that they do not know.

Mr. Lane asked what alternatives are there to put something up which is more conforming and less obtrusive.

Mr. Linke informed the Board that studies have shown that a black net is more transparent than green or white and that black is definitely an option which would make it somewhat invisible. He indicated that the netting could be lowered to 45 or 35 feet, but that for every 5 feet that it is lowered there would be more potential for balls on Willow Road, which is why they are asking for a 15 foot variance. Mr. Linke stated that they thought about not asking for a variance and having a height of 35 feet for the netting and referred to the 20% of balls that a 50 foot net would stop.

Ms. Johnson asked if the current height is 27 feet.

Mr. Linke responded that it is 20 feet to the cantilever and 26 feet off the ground.

Mr. Jacobs informed the Board that for every 5 feet, they are looking at an estimate of 5% for the additional balls which would be stopped.

Mr. Lane asked if they considered raising and lowering the net.

Mr. Linke referred the Board to a letter in the packet of materials which explained the reasons that they do not want a retractable system. He indicated that it is not going to stop as many balls and that on a windy day they would not be able to anchor the nets to the poles and only at the top. Mr. Linke also stated that there would be gaps between the posts and the net, as well as the fact that the net would sag at the top. He indicated that there is no way to get it tight like that of a fixed system. Mr. Linke stated that at a 50 foot height, it would be less than that in the center and commented that it would be unsightly. He noted that there would be the same amount of poles.

Mr. Jacobs added that it would be very heavy to rise up and down.

Ms. Johnson referred to whether the poles would remain. She informed the Board that the Design Review Board and the Plan Commission were concerned with the 16 inch width of the poles.

Mr. Linke referred to a sample of the poles which would weigh between 50 and 60 pounds.

Ms. Johnson asked if that is the standard.

Mr. Jacobs noted that it conformed to the Illinois Engineering Code requirements.

Ms. Johnson stated that it has been done in dozens of places and asked if there was any issue with the poles falling down or lightening striking them.

Mr. Jacobs responded that they have never had any issues with steel poles. He reiterated that it would conform to the Illinois Engineering Code and that there have been no issues whatsoever. Mr. Jacobs added that they have made it through hurricanes in Florida.

Ms. Johnson asked if there was another color for the poles.

Mr. Jacobs indicated that they can be any color and commented that black poles and black netting would be the cleanest and nicest looking.

Chairman Myers asked if there were any other questions from the Board. No additional questions were raised by the Board at this time. He then asked if there were any comments from the audience.

William Lamotte, 596 Locust, informed the Board that his son played baseball and that he has witnessed many times balls going onto Willow Road and vehicles getting hit. He indicated that he would think that the Village would not want to have that responsibility. Mr. Lamotte questioned what would happen if someone gets hit or there is a head on collision. He stated that the safety issues are more important than the fact that they want it to look nice. Mr. Lamotte compared the netting and the lot to apple pie and mom. He also stated that netting is going up today at Wrigley Field, Yankee Stadium, etc. and that the big, vertical nets keep the fans safe.

Nancy Pred, 1347 Sunview Lane, informed the Board that she has two sons who play baseball and that the parking lot has been there for several years. She then stated that with regard to the three fields, people park in the lot with double rows for the two fields on Willow Road. Ms. Pred stated that the parking spots fill up fast. She also stated that people park by Public Works as well. Ms. Pred stated that when there are three games going on at once, if they were to lose a row of parking, it would not be a workable option for the baseball families. She stated that when you drive by the fields, in connection with the photographs which were submitted, the netting would be fairly invisible. Ms. Pred added that in the later renderings, you do not see them. She described the golf course net at 70 feet as enormous. Ms. Pred stated that while this kind of netting would look similar, it would not look like a wall. She also stated that children do not chase the balls anymore and that the parents see others who run out there. Ms. Pred concluded by stating that there are more like 15 to 20 balls and that others pick them up.

There was no additional public comment.

Chairman Myers called the matter in for discussion.

Ms. Hickey asked Mr. Jacobs if the proposed netting would be similar to the golf netting.

Mr. Jacobs responded that it would not and that the golf netting is 7/8 and that the proposed netting would be 1 3/4 which would make it easier to see through and more transparent. He noted that Wrigley Field had a white net and that it can be seen by the camera.

Chairman Myers asked Ms. Johnson if there was anything else from the Plan Commission meeting.

Ms. Johnson stated that Louise Holland raised the issue that there would be a stoplight installed at Forestway and Willow Road that New Trier was not aware of. She stated that it was presumed that if there is a stoplight, it would slow down traffic and that if a ball hit a vehicle the impact would not be as great. Ms. Johnson also stated that the issue was raised of putting in flashing lights similar to those near Christ Church. She referred to whether the Village would agree to the use of flashing lights during game times and that while it would not prevent balls in the road, it would reduce the fear factor. Ms. Johnson informed the Board that at the Plan Commission meeting, the consensus was that there is a gateway concern and that the netting would have a very significant, negative visual impact. She stated that if the request is approved, the neighbors may be surprised and that it was suggested that there needed to be more public awareness. Ms. Johnson stated that before the request is presented to the Village Council, it was suggested that there be a public hearing to inform everyone and allow people to weigh in before the Village Council made its decision.

Mr. Krucks stated that he went through the minutes of the Plan Commission and the Design Review Board meetings and that it appeared that there is a clear concern and aesthetic concern as to how it would appear at the gateway and that he is concerned about that. He stated that he would think that a comprehensive landscaping plan would do wonders on improving the appearance of the screen. Mr. Krucks stated that he cannot vote in favor of a special use permit. He stated that the applicant should submit a comprehensive landscape plan along with the netting which he commented would go a long way to alleviate the concerns that he read in the minutes and his concerns whether they would be constructing a mountain to solve a problem which can be costly when a ball hit a vehicle and referred to the existing proximity of the field to the street. He stated that they should be mindful that the children and varsity players spend a lot of time in the fields. Mr. Krucks also stated that he has seen a fair share of errant throws onto Willow Road and that there are other causes besides balls being batted in the street. He concluded by stating that any ball in the street is a hazard.

Ms. Johnson stated that there is the question in terms of the variance not establishing a hardship. Ms. Johnson stated that the parents are complaining and referred to the fact that there is not a critical mass of errant balls and that the field has been there between 16 and 18 years. She also referred to the backstop done in 2003 and the fencing. Ms. Johnson stated that while there have been a few cases, they have not been that serious, luckily, and described the proposal as a drastic option. She referred to the aesthetics of the gateway. She stated that the applicant's insurers had not said they would pull their insurance and the Village had not told New Trier there was a need for this netting to enhance safety. She stated that the problem over the years has not gotten

worse. Ms. Johnson described the request as the most extreme solution which is being presented before they have exhausted other possibilities such as flashing lights or raising the net to 35 feet. She reiterated that the Plan Commission is concerned about the netting and poles located at the entryway to Winnetka. Ms. Johnson stated that landscaping cannot be put in without changing the parking lot which the parents do not want and questioned whether the Village should be impacted by all these factors that cannot be accommodated. She also stated that they cannot move the field to the north. Ms. Johnson described it as unfortunate that it was not thought about in 2003 when the dugouts were done. She suggested that they consider the parking situation and landscaping and make it a condition to approval. Ms. Johnson reiterated that she felt that the applicant is jumping to the extreme. She concluded by stating that the other issue is whether they need to extend the netting 100 feet.

Mr. Lane stated that he had a different point and referred to whether they have been sued or a catastrophic issue has occurred. He described the street as the busiest street in Winnetka. Mr. Lane stated that the request gave them the opportunity based on what they are hearing to solve a safety issue before it became a big issue. He referred to Mr. Napoleon's testimony that there were eight balls in the street after a game which he described as a lot. Mr. Lane then stated that most of the standards are either N/A or are improved and that the request would clearly improve safety. He stated that the problem with the variation related to altering the character of the locality. Mr. Lane stated that with regard to a couple of the photographs, they have heard that black netting would be better than white and that he agreed, but that they did not have sufficient testimony to show that the standard is covered and that reasonable return and safety issues fall in that category. He then referred to reconfiguring the fields which would be costly. Mr. Lane stated that the special use talks about the immediate vicinity and that he would be able to get comfortable under the special use, but not under the zoning variance since they are talking about the entire locality.

Ms. Johnson referred to the neighbors within 250 feet and that they have not been shown what it would look like.

Ms. Hickey stated that she is leaning toward agreeing with Mr. Lane's comments. She stated that the Board is to evaluate the request as addressing a safety issue and that they cannot wait until a catastrophic event occurred. Ms. Hickey indicated that there could be more conformity and to include landscaping as part of the proposal. She also stated that she did not know if any compromise could be reached in terms of the height and massiveness of it. Ms. Hickey concluded by stating that she is leaning toward the safety factor.

Mr. McCoy stated that he agreed based on the fact of balls going onto Willow Road. He indicated that it would only take one ball to severely injure someone. Mr. McCoy commented that the existing structure at the gateway is fairly unsightly now and that he did not know how much landscaping can be added to make it look like there is not a field there. He then stated that with regard to the existing structure which is there, it would provide the safest option possible with the least amount of disruption to their own vanity. Mr. McCoy stated that clearly, the applicant has done the best they can do to provide something which would not look more like something which would not do the job. He stated that it is not the safest option in its current form. Mr. McCoy concluded by stating in connection with the children from other teams going

into the street, one ball could kill a resident.

Chairman Myers stated that he would side with the safety issue and that there are a lot of balls landing in the street. He stated that he is assuming that they are seeing a sample of the accident reports and that he had a sense that they do not want to wait until something happened like Mr. Lane mentioned. Chairman Myers stated that he thought that the plan approached safety first and that they should see what could be done to minimize the unsightly nature of the structure. He asked the applicant if any thought had been put into landscaping in order to minimize some portion of the view of the netting.

Mr. Linke responded that they had no landscaping plan. He stated that in studying areas in the summer when the trees are in bloom, the Plan Commission asked for a rendering driving down Willow Road. Mr. Linke indicated that the trees would go a long way to hide the netting and that they would be taller than the proposal. He added that it would not be a big wall that you will be able to see half a mile away.

Mr. Napoleon informed the Board that the photographs were taken in the fall and that in the spring and summer, the trees are bushy.

Chairman Myers stated that for half of the year, it would look like it did now. He stated that there appeared to be a split on the Board. Chairman Myers informed the applicant that if they were to take a vote, the Board can find either way. He stated that they had the option to either press forward with a vote after hearing the discussion or to come back with slight modifications to increase the confidence in the Board's vote.

Mr. Linke confirmed that they would hold off on a vote. He informed the Board that they would see what if anything can be done with regard to landscaping.

Chairman Myers stated that the applicant would be included on the next meeting agenda.

Ms. Johnson referred to the area of landscaping behind home plate which would not affect the parking lot.

Mr. Linke stated that for that area, if on Willow Road, the trees along Willow Road would provide covering.

Mr. D'Onofrio noted that in addition to the notice which was sent to the properties within 250 feet of the site, there is a sign which had been located on the property for several weeks.

No vote was taken on this matter at this time.

ATTACHMENT P

**WINNETKA ZONING BOARD OF APPEALS
MAY 13, 2013
(Excerpted Minutes)**

- Zoning Board Members Present:** Joni Johnson, Chairperson
Mary Hickey
Bill Krucks
Carl Lane
Jim McCoy
Scott Myers
Chris Blum
- Zoning Board Members Absent:** None
- Village Staff:** Michael D'Onofrio, Director of Community Development
- Agenda Items:**
- Case No. 13-01-SU:** **Continued from the February 11, 2013 meeting**
Duke Childs Athletic Field (1321 Willow Rd.)
New Trier High School District 203
Special Use Permit
1. To permit installation of a new baseball backstop netting system
Variation by Ordinance
1. Height of Buildings and Structures

Duke Childs Athletic Field (1321 Willow Rd.), Case No. 13-01-SU (Continued from the February 11, 2013 meeting), New Trier High School District 203 Special Use Permit - to Permit Installation of a New Baseball Backstop Netting System Variation by Ordinance - Height of Buildings and Structures

Mr. D'Onofrio informed the audience that this case was continued from the February meeting and described the request for a special use and variation with regard to the height of the netting system.

Chairperson Johnson swore in those that would be speaking on this case.

Steve Linke introduced himself to the Board as the Facilities Manager at New Trier. He stated

that when the applicant last met with the Board in February, they considered modifying their plan by adding landscaping and looking into lowering the netting system to 40 feet. Mr. Linke stated that since that time, they hired the Lakota Group which would present the landscape plan to the Board. He stated that along with the landscaping plan, they proposed to completely remove the existing 26 foot high chain link backstop and replace it with a new 50 foot high black fence which would run from dugout to dugout. Mr. Linke stated that they believe that this system would look much better than the existing system and that the new netting would attach to the top of the fence.

Mr. Linke stated that they looked into a 40 foot option and that they decided to stay with the proposed 50 foot netting system since they did not want to compromise on safety. He then informed the Board that there is a letter from them in the packet of information which listed the varying heights and the percentage of balls that the varying heights would stop. Mr. Linke stated that there is also an explanation as to why it would not be feasible to pivot the fields 5, 10 or 15 degrees. He then introduced Scott Freres.

Scott Freres of the Lakota Group began by stating that New Trier brought them in following their last meeting with the Board. He informed the Board that the applicant met with the Plan Commission last month. Mr. Freres stated that to summarize the purpose of the landscape plan, the landscaping would be brought in to de-emphasize and soften the appearance of the netting and that it would not serve to block any balls going out into the street. Mr. Freres identified the frontage island along Willow Road and the bottom area of the parking lot and the dugouts. He informed the Board that the limits of the 50 foot fencing are identified in the illustration by the red line. Mr. Freres stated that Mr. Linke discussed the idea of dropping the chain link fence and turning it into a black chain link fence which would carry along the frontage of the two sides. He stated that the landscaping that they would provide as part of this plan would address the back area behind the grandstand with large evergreen trees which would measure between 15 and 17 feet at the time of their installation. Mr. Freres stated that those trees would block the view of the netting as you approach Winnetka from the west. He also stated that a large shade tree would be installed there for variety.

Mr. Freres stated that they would also be providing some large columnar trees and pear trees which would be located in the area adjacent to the dugout area and would be more of a head-on view when looking at the area from across the street. He stated that they would also be installing large shade trees near the outfield area (adjacent to right field) and that they would be located out of the way in terms of spectators' views along the outfield right field line.

Mr. Freres then referred the Board to a 3-D rendering which was animated with deciduous leaves on the trees along Willow Road to show the density of the trees in the spring and summer. He also identified the location of the evergreen trees and columnar trees, along with the location of a larger shade tree. Mr. Freres informed the Board that the netting and poles are shown in the rendering with the landscaping at a height of 50 feet in order to provide a sense of scale of the area.

Mr. Freres informed the Board that the Plan Commission provided them with good feedback in terms of how that could be and their thoughts with regard to the landscaping. He noted that they

were not solving the problem in connection with the height of the fencing, but that they were only showing the visual impact of it together with the landscaping. Mr. Freres stated that they also looked at whether they could get a few more plants in that area and that the presentation being shown to the Board represented is what was shown to the Plan Commission.

Mr. Lane stated that it appeared as if the red line shown on the rendering went straight through a tree.

Mr. Freres responded that the circle on the graphic showed a full size tree and that the fence would be located beyond that. He then identified the existing fencing and stated that the full size trees shown are columnar trees. Mr. Freres noted that the trees would be 30 feet tall at their maximum height. He reiterated that the trees shown are a graphic representation and that they would not grow inside of the fencing.

Mr. Myers stated that with regard to the distance from home plate to Willow Road, he asked if they had any idea what is that distance.

Mr. Linke stated that right behind home plate, it is a distance of 85 feet to the edge of Willow Road. He added that if you drew a line from home plate through first base, it may be between 200 and 220 feet. Mr. Linke then stated that it may be 400 feet.

Mr. Freres estimated it to be 130 feet. He then stated that if it were on an angle, it would be much more.

Mr. Myers asked if a ball hit at 50 feet up could hit Willow Road on the fly.

Mr. Linke responded that would depend if it were to go straight back or how far it angled toward first base.

Chairperson Johnson asked if there were any other questions with regard to the landscaping.

Mr. Myers stated that he is concerned with regard to the landscaping right along the fence. He then questioned if it would be possible to have additional landscaping running in the median between the parking lot and Willow Road to further catch balls.

Mr. Freres stated that the first thing they looked at is that there is not a lot of space for planting. He commented that it would look odd if they were to stick evergreen trees to block the view or impact and which would not necessarily block balls.

Chairperson Johnson asked if an ornamental low wall could be used to serve as a pediment for people running into the street.

Mr. Freres stated that would be an IDOT question (Willow Rd. is an IDOT owned road).

Chairperson Johnson stated that Mr. Norkus (Assistant Community Development Director) raised that alternative as a possible solution and that it was raised in a memo which he sent to

New Trier, a copy of which is in the letter in the agenda packet.

Mr. Freres informed the Board that the white line which he identified is the IDOT right-of-way. He also stated that alternative would compromise the root zones of the trees.

Chairperson Johnson asked if there were any other questions with regard to landscaping. No additional questions were raised by the Board at this time.

Chairperson Johnson then asked how long it would take for the trees to reach a mature height.

Mr. Freres noted that the evergreens would be installed at 16 feet in height and would have a mature height in 10 years at 25 to 30 feet. He also stated that there would be a mature canopy in 30 years before they reach their full height.

Chairperson Johnson questioned the deciduous trees.

Mr. Freres responded that they would be going in at 5 and 6 inches and that they are slow growing trees. He stated that for a tree that size, it would reach 30 to 40 feet in a 25 year life cycle.

Chairperson Johnson informed the Board that the Plan Commission had conditions on its recommendation on moving parking spaces and to put in more landscaping. She asked if they did that, which parking spaces would be affected and how many.

Mr. Freres stated that has not been done yet and that if they do it, it would be in conjunction with two things. He stated that first, the obvious place to put those to screen the fence would be to take a couple of parking spaces out in the area by the dugout. Mr. Freres stated that three parking spaces would come out of there which would yield one big tree. He also stated that there is the ability to put the three parking spaces back in somewhere and that they are filled on a regular game day. Mr. Freres stated that the thoughts were to take the area out and identify three parking spaces in other locations. He then referred to it being 27 feet of space and 20 feet for reasonably sized large trees.

Mr. Blum referred to the use of evergreens where there is just the trunk of the tree and you would have the ability to see through them.

Mr. Freres stated that people would rather see evergreen trees. He stated that with regard to the solution versus artistic quality, the right decision was the use of deciduous trees.

Chairperson Johnson asked if they were to recapture parking to the west, would that compromise the existing trees.

Mr. Freres responded that it would not and that they are located 45 feet away and that they could get two more parking spaces. He added that they have to make sure that people back up when turning so that there are no impediments to circulation.

Chairperson Johnson stated that since evergreens are green all year, why not use more.

Mr. Freres stated that they are attempting to be more consistent with the flavor of the area and that they looked at the big picture. He indicated that while they could put evergreens in other locations which he identified for the Board, it would not solve the problem.

Chairperson Johnson stated that they would go to the ground almost. She then asked if there were any other questions with regard to landscaping. No additional questions were raised by the Board at this time.

Mr. Linke then distributed information to the Board which showed the distances from home plate.

Chairperson Johnson asked if there was any other New Trier testimony before the Board asked questions with regard to parking, the net height, etc.

Linda Yonke introduced herself to the Board as the Superintendent of New Trier and apologized that she has not been here sooner. She stated that the plan presented tonight in general responded to a lot of requests in terms of landscaping and changing fences. Ms. Yonke stated that with regard to the two major changes to improve the appearance, their primary concern is safety and informed the Board that since the last meeting, a car windshield had been broken. She stated that people are more conscious counting balls on Willow Road and that there are signs up forbidding students from going into Willow Road. Ms. Yonke indicated that it is inevitable that children would chase balls and that they are concerned with regard to the safety of drivers and students and those parked in the parking lot.

Ms. Yonke then stated that the changes with landscaping added significantly to the cost of the project. She stated that the first budget approved by their Board added additional fencing in the amount of \$9,000 and that landscaping represented an additional \$27,000 which almost doubled the cost of the project. Ms. Yonke stated that to improve the appearance, the netting at 50 feet and the materials submitted address the issues as to why they did not want to use retractable netting and tapered poles and the other questions raised. She then indicated that she would be happy to answer any questions.

Mr. McCoy asked Ms. Yonke to repeat the numbers with regard to where they started in connection with the budget.

Ms. Yonke informed the Board that the \$57,884 budget was part of their capital budget of a little over \$2 million for all of their capital projects in the district. She then stated that in response to the requests from different groups, they changed the fencing and backstop which cost \$9,000 and that this landscaping plan would cost approximately \$27,000 for an estimated total of \$93,884.

Mr. Krucks stated that Ms. Yonke mentioned that in connection with a police car, a ball bounced into the backseat which was in parking lot and asked where was the vehicle located which had windshield damage.

Ms. Yonke responded that both vehicles were in the parking lot and were hit from batted balls hit by the varsity team.

Chairperson Johnson asked if there were any other questions. She then stated that Mr. Linke stated at the January 23, 2013 Plan Commission meeting: "that the reason they were asking for the netting was strictly for the safety issue in connection with baseballs going into the road and hitting vehicles. He also stated that there is an issue with people running into the road after balls. Mr. Linke confirmed that the sole reason behind the request by New Trier is to stop foul balls on Willow Road". Chairperson Johnson then stated that she cannot find anything in the six meetings that they have had with various Boards where anyone from New Trier has stated that they want to do this because of vehicles that are parked in the lot. She then stated that Mr. Napoleon stated at the first meeting that there is a sign in the lot which stated that they waive liability in connection with vehicles parked there. Chairperson Johnson stated that now they are saying the request related to vehicles in the lot. She also stated that no one wanted vehicles to get hit.

Ms. Yonke stated that the primary reason is the most dangerous situation which is a ball hitting a moving vehicle on Willow Road or for someone to run into Willow Road to chase a ball. She stated that they also know that the netting would reduce the number of vehicles in the lot which are being hit, which she described as a benefit to the plan. Ms. Yonke reiterated that the primary issue is safety on Willow Road and that Mr. Linke was correct.

Chairperson Johnson stated that Ms. Yonke is the first person to mention windshields being broken in the parking lot and that it would have been appropriate to have had that discussion earlier.

Ms. Yonke confirmed that all of the information provided with regard to vehicles on Willow Road is correct and that they would not have brought the project forward if their only concern was for the vehicles in the parking lot. She stated that the major concern which brought the matter to their attention was of a ball flying and injuring a passenger in a vehicle.

Chairperson Johnson asked if there were any other questions for Ms. Yonke. No additional questions were asked of Ms. Yonke at this time.

Chairperson Johnson referred to the statement made by Mr. Linke from the January 27th Plan Commission meeting and referred the Board to page 66 of the current agenda packet from the Plan Commission meeting on February 27, 2013 and read statements from the minutes made by herself and Mr. Linke with regard to the amount of balls which would still come down in the parking lot with netting at a height of 50 feet. She then stated that if that statement is correct, if they were allowed a 40 foot netting system, would that reduce the amount of balls going to Willow Road.

Mr. Linke stated that a 50 foot fence would stop 95% balls going into Willow Road and that a 40 foot fence would stop 85% of balls going into Willow Road.

Chairperson Johnson stated that Mr. Linke stated that the only reason to go from 40 feet to 50

feet was to stop the amount of balls going into the parking lot and that the velocity of the ball would slow with a netting height of 50 feet and that the balls would not make it into Willow Road.

Mr. Linke responded that is not correct and that he stated that they believe that there is a 5% chance that a ball could go over a 50 foot netting system into the road. He indicated that anything is possible and that they did not see that happening. Mr. Linke then stated that right now, there are 10 balls per game going into Willow Road. He stated that with the proposed 50 foot net, there would be a good chance they would have one ball per every two games and that if they were to drop to a netting height of 40 feet, there would be three balls going into Willow Road per every two games. Mr. Linke noted that they are not figuring in the parking lot and that they are concerned with balls going into Willow Road and not the parking lot. He then referred to a newspaper article which stated that at the last game, a windshield was smashed by the top of the third inning.

Chairperson Johnson stated that is not close to 40 feet and that they do not know other than these projections. She stated that it was stated at that meeting that at 50 feet, the velocity would not be great enough to take the ball to the road.

Mr. Linke responded that 95% of the time, that is correct.

Chairperson Johnson asked if they had any records with regard to the parking lot.

Mr. Linke stated that they do not.

Chairperson Johnson asked if there were any other questions.

Mr. Blum stated that the height variables were discussed, but not the width variables. He then stated that for different types of foul balls, would a lower and longer fence affect that. Mr. Blum also asked what length was considered.

Mr. Linke stated that they decided that 100 feet down the first base line would be sufficient and that any ball hit at that angle would not make it to the street.

Mr. Blum referred to the graph in the packet of information and the trajectory calculated at 90 mph. He asked if that is with good contact or for foul balls.

Mr. Linke stated that they put that information in to show the relationship between the speed and a ball hit off an angle.

Mike Napoleon introduced himself to the Board as the coach at New Trier. He stated that bat speed had lot to do with it and that for a bat speed and a 90 mile an hour fast ball, the range would be between 84 and 86 feet. Mr. Napoleon informed the Board that the bat speed dictated the trajectory of the ball over the fence. He also stated that the children have good bat speed.

Mr. Blum asked if the trajectory was based on foul balls.

Mr. Napoleon confirmed that is correct. He stated that two vehicles were hit during baseball games. Mr. Napoleon stated that they have also seen a lot of away games this year where they count [the number of balls] at other high schools which have the same 50 foot net and that not one ball got over it. He noted that theirs is a little closer to home plate which did matter and that it was done because of the neighbors.

Mr. Myers asked what are the rules with regard to the distance that the netting must be from home plate.

Mr. Napoleon stated that it would be objectionable to have something stationary like a wall or pole and that it would need to be 60 feet from home plate. He added that the other school was not at 60 feet and that they are now at 47 feet. Mr. Napoleon then informed the Board that St. Viator's is at approximately 38 feet. Mr. Napoleon then stated that the reason is for any foul ball that the catcher goes to get, they want enough room so that no one is hurt.

Mr. Myers stated that it was discussed at the last meeting in terms of cantilevering the system with 47 feet and to angle it out another 10 feet.

Mr. Napoleon stated that would take away possible plays which could be caught as outs and that the cantilever would extend over the catcher's area. He indicated that he is not sure how many more balls that a cantilever would catch. Mr. Napoleon also stated that a problem with that is that at 40 feet and with a cantilever, there would be a weight issue.

Chairperson Johnson asked if there were any other questions.

Mr. Lane stated that there is a letter in the packet with regard to the reason why they cannot take the netting down every year, one of which related to damage. He stated that they would be leaving it out in the winter.

Mr. Linke stated that the netting's life span would be cut short by handling it more than having it out in the winter. He informed the Board that it would cut 40% of the netting's life span to take it down and put it back.

Mr. Lane asked what is the cost.

Mr. Linke responded that it would cost \$6,000 annually in connection with labor, a boom lift and to find storage for it.

Mr. Lane then asked how long is the life span of the netting.

Mr. Jacobs indicated that it would have a life span of 10 years.

Mr. Linke added that they want to get 6 years out of it.

Mr. Myers asked if taking the netting up and down would change the pole size.

Mr. Linke confirmed that it would not.

Mr. Krucks stated that it is his understanding from a statement in the materials that one reason for the 16 inch poles is in order to sustain the screen during the winter.

Mr. Linke stated that it is needed to sustain the screen at any given time such as during a windstorm, etc.

Mr. Krucks asked if ice and snow would accumulate on the netting.

Mr. Linke confirmed that it would not and that the engineer used wind speed and soil conditions to determine the weight of the net.

Ms. Yonke informed the Board that the company which produced the netting talked about ice for a retractable system and also discussed wind which was determined to be the most important.

Mr. Krucks stated that the only reason they are here is because of the height of the netting. He stated that another concern of the community related to the appearance of the poles and the fact that the netting would be left up year round. Mr. Krucks stated that he would guess if for five months of play out of varsity per year, that would be a good year.

Randy Oberembt introduced himself to the Board as the Athletic Director at New Trier. He informed the Board that they begin the use of the field in March and that it is used the entire summer and that the youth programs use the field in October. Mr. Oberembt stated that the season ran from March to November with activity.

Chairperson Johnson asked when did New Trier's varsity team use the field.

Mr. Oberembt responded from March until late October. He added that both fields are in use daily.

Chairperson Johnson stated that with regard to parking, if there are any athletic activities on the field that could be relocated to other fields to reduce the parking demand.

Mr. Oberembt stated that they conduct play for lacrosse, but not on a regular basis. He noted that the Winnetka Park District used the space north of the field and conducted activity north of the Cherry Street extension.

Chairperson Johnson asked to reduce the parking demand in the Willow Road parking lot, if nothing can be done in connection with moving other sports.

Mr. Oberembt stated that there is high field use on a regular basis.

Mr. Napoleon informed the Board that they also have busses drop off children which are parked and take up between 10 and 15 parking spots when they are playing another team. He stated that

they have asked them to park elsewhere at the Cherry Street extension and that currently, it is difficult to turn around to get back facing Hibbard Road for the busses. Mr. Napoleon also stated that they have done that and that it is not a great situation.

Mr. Myers asked Mr. Oberembt if they looked at other location options such as the Northfield campus or if there was any other conversation held with the Park District in connection with using the fields north of the tennis center, as well as if any other options were looked at.

Mr. Oberembt stated that with regard to interscholastic baseball, in his opinion, there are no other options on the property which is owned by District 203. He informed the Board that the facilities developed north of the new Park District facility are not suited for interscholastic varsity baseball and do not have the size or amenities they need. Mr. Oberembt stated that the Park District building is a large open space and that they intend to use it extensively. He reiterated that he did not believe they have another site or solution for interscholastic baseball. Mr. Oberembt noted that the field has been there for a significant amount of years since the 1960's.

Chairperson Johnson asked if there were any other questions. She then stated that in the agenda packet, there is a letter from Mr. Norkus to the applicant dated March 4, 2013 which asked a series of questions. Chairperson Johnson stated that one of the questions asked by Mr. Norkus was: "How many of the fly balls entering Willow Road are due to the fact that the current fence extends (a) only 25 feet high, and (b) extends for a length of only 20 feet?" We have not really heard what kind of improvement you would see over existing conditions just by extending the height to 35 feet (or 40 feet) and extending the length along the first base line. I have to think that the math on this type of installation would be that it stops a considerable number of foul balls, just based on the fact that the system in place now is so short as to be practically non-existent. It also seems to me that, given the statements that the screaming line drives are the issue, that a combination of length and height might address a large number of foul balls.

Mr. Linke stated that they addressed how many balls are stopped at each height. He also stated that all of the numbers are for 100 feet down the first base line. Mr. Linke stated that there is a 26 foot fence behind home plate and two wings which measure 20 feet.

Chairperson Johnson asked what height would it be if they did not do a 50 foot height along the first base line.

Mr. Linke indicated that it would depend on how many balls they want to stop. He added that they want to stop as many as they possibly can.

Mr. Krucks asked if in the event the Village Council or this Board came to the conclusion that the highest fence height which would be allowed is 40 feet, would they proceed.

Ms. Yonke stated that decision would have to be made by their Board of Education. She informed the Board that it was approved at their April 2012 Board meeting.

Chairperson Johnson stated that the Board was not provided with information from those meetings.

Ms. Yonke informed the Board that any project over \$50,000 has to be approved by their board.

Chairperson Johnson asked if there any other questions for New Trier. No additional questions were raised by the Board at this time. She then introduced Chuck Dowding from the Environmental and Forestry Commission. Chairperson Johnson also stated that he is a liaison on the Plan Commission, along with his other qualifications. She informed the Board that he would make a brief presentation since they do not have the minutes from the last Plan Commission meeting.

Mr. D'Onofrio distributed copies of Mr. Dowding's material to the Board.

Mr. Dowding stated that the main goal is further reduce the visual impact of the poles of the netting system. He stated that it is not to say that they cannot be put in place, but that he had engineering calculations to show that the system could be retractable and that the poles can be tapered.

Mr. Dowding stated that the first slide showed the view from Niles West High School which he visited to see what the siting might be. He then stated that he inserted a photograph into the photograph from the eastbound lane on Willow Road for a visual impact and scaled the poles four times the diameter of the current aluminum poles on the backstop. Mr. Dowding commented that the visual impact of the netting is not insignificant. He informed the Board that he also inserted designs for the two types of tapered poles. Mr. Dowding then stated that the one on the right is a tapered pole reduced in diameter by 50% at the top and that the pole is built by a fiberglass company in Florida. He informed the Board that a set is installed in New York at a college baseball field.

Mr. Dowding then stated that the other example shown is a steel pole designed with a top diameter of 1/3 of that of the base diameter. He noted that he spoke with Millerbernd (a netting system manufacturer) in Minnesota and that they are able to build a structure if the plans were made available to them in accordance with the State of Illinois requirements. Mr. Dowding stated that a bid from the structural engineer was for \$4,500. He then stated that the next slide showed another view of the four poles at 16 inches further down the road. Mr. Dowding stated that there are many views which are seen by drivers. He then stated that the third slide is of a baseball net pole in Tampa FL. with a top diameter of 1/3 of the dimension of bottom diameter. He added that the system in Florida was built as a retractable system so that it can be taken down during hurricanes.

Mr. Dowding stated that the next slide is of a Golf Regency Netting system built with tapered fiberglass poles in Illinois which cost approximately \$50,000 to \$60,000 which is the same price range as that being proposed by New Trier. He stated that there are bids for retractable and non-retractable systems and that the retractable system would be higher in terms of its first capital cost than a non-retractable system.

Mr. Dowding referred to the next slide and a letter obtained from Golf Range Netting which addressed the retractable netting system issue. He stated that their poles are designed to be

consistent with a retractable netting system and would not involve anywhere near that expense. He then read the following to the Board: "The fiberglass retractable system would have a winch on the inside of the pole and a wire running through to the top of the pole on a pulley system. A key slot is located on the outside of the pole. It requires two people with battery operated hand tools and 3/4 socket to lower the nets from the top of the pole to the ground. The process takes roughly 30 to 40 minutes. Once the nets are lowered, simply unsnap the nets, fold and store onsite". He then stated that therefore, the nets can be lowered and stored on site by two people.

Mr. Dowding then stated that the next slide is of a contract with MJ Engineering from New York for a retractable system with fiberglass poles. He noted that the same number of poles would be needed as in the proposed design. Mr. Dowding stated that the next slide is a photograph of an installed retractable system in Albany, NY. He informed the Board that the company is willing to work with New Trier if it is decided that the poles are absolutely necessary to make the system the best system possible and that they would like to support New Trier as much as possible.

Mr. Dowding stated that the last slide is a comparison between the New Trier and North Shore Country Day School fields. He also stated that there is another baseball team in town near Green Bay Road. Mr. Dowding stated that based on the observations, New Trier is at 134 feet compared to North Shore Country Day School which is only 70 feet from the first base line. He also stated that the backstop is much closer to home plate. Mr. Dowding commented that several 50 foot high trees there with the combination of the backstop and trees did not require North Shore Country Day School asking for a net as well. He concluded by stating that he appreciated the opportunity to repeat his remarks made at the Plan Commission meeting.

Chairperson Johnson referred to whether tapering the poles would be a benefit aesthetically and also if there is a safety issue as to whether they are more stable.

Mr. Dowding stated that the reason the poles are tapered is because of the amount of torque which is greater at the bottom. He added that it would be less visually obtrusive if the poles were tapered.

Ms. Hickey stated that wind speed was mentioned in the comments and asked whether or not it was incorporated into the calculations.

Mr. Dowding stated that all of the structures were designed by code to withstand between 90 and 110 mph winds. He stated that the safety factor added to that and it was designed at 6 times that velocity. Mr. Dowding then stated that with regard to the calculations made, he assumed that the net cross section of 20% of the area and that it was designed for that and also for ice volume. He also stated that since the structure would need a structural engineering stamp, the New Trier system would have to meet those standards.

Mr. McCoy asked if Mr. Dowding if he is suggesting an 18. inch pole base and a 9 inch head.

Mr. Dowding confirmed that is correct and that he wanted to show the Board that it could be done.

Mr. McCoy asked the applicant what is the reason in their opinion as to why the need poles which measure 16 inches as opposed to tapered.

Matt Jacobs introduced himself to the Board as the contractor and stated that the measurements were based on soil conditions and the spacing of the poles. He also stated that they had their engineers put together samples with the structural engineer of the State of Illinois and that they all determined that a 16 inch constant pole would be the most effective based on wind speed, ice, moisture and keeping the system up. Mr. Jacobs then stated that the tension at the top of the pole measured 4,000 pounds per square foot and that if the poles are tapered, they would not hold up as well as a constant pole. He also stated that there is a reference letter on it from the engineer, as well as references from the company quote.

Mr. Jacobs stated that the reality is to make a safe system and for it to be the right height for protective purposes. He informed the Board that with a 50 foot netting system, a shot could make it to the street if it is hit properly and that the key factor behind the request is to stop screaming line drives from entering Willow Road. Mr. Jacobs then stated that even if the nets are taken down, you would still see the poles and that you cannot tell the difference from a distance. He noted that St. Viator has a similar system. He stated that they feel that 50 feet is the most optimal height and that it is used by other facilities. Mr. Jacobs added that there would be black striped finish, steel clean poles in the ground at 12 feet deep and boring based on the requirements.

Chairperson Johnson asked if they put in a 70 foot netting system in the vicinity.

Mr. Jacobs responded that they need that height if they had a trajectory expert. He reiterated that 50 feet would be the most optimal solution to stop balls from making it to Willow Road. Mr. Jacobs informed the Board that they have never used tapered poles.

Chairperson Johnson asked if the poles can be tapered.

Mr. Jacobs confirmed that is correct, but that he would not recommend it.

Mr. Blum stated that he had the same question with regard to the retractable system.

Mr. Jacobs stated that cosmetically, it would not look nice and second, it has not been done on any baseball field with a retractable system. He stated that at that height, there would always be issues which would come about. Mr. Jacobs indicated that he can supply the letter where a system was changed to a 50 foot system based on those reasons. He also stated that they have done retractable systems, but not at that height. Mr. Jacobs then stated that even though it can be done, he would not recommend it because of the wind loads, ice and snow.

Mr. Blum stated that people are concerned with the poles being up anyway whether there is a retractable system or not. He asked if for another option as the Village gateway, to make them into flag poles when the nets are down.

Mr. Jacobs agreed that could be done.

Mr. Myers asked Mr. Jacobs to explain with regard to the organization in Pennsylvania with tapered poles and the rationale as to why that would work there and not here.

Mr. Jacobs stated that if cosmetics were not an issue, they would not be happy with a raisable system since it would not be as tight and up for a long period of time. He indicated that they would be much happier with a fixed, cabled system.

Mr. Myers asked what factors would make a fixed tapered work in New York and not here.

Mr. Jacobs stated that they would have to check the soil content, etc. and that they have done poles in New York, Florida and other locations. He reiterated that they have never done a raisable netting system for baseball and that the structural engineer recommended the use of 16 inch diameter poles 12 feet deep.

Mr. Krucks asked what was the reason for the installation at St. Viator.

Mr. Jacobs stated that they had a 40 foot system for softball and that 50 feet has stopped balls effectively for them. He also stated that the system would be built to New Trier's specifications.

Chairperson Johnson referred the Board to page 21 in the packet of materials.

Mr. Jacobs informed the Board that is a cable system.

Chairperson Johnson then referred the Board to page 23.

Mr. Jacobs identified that location in Vernon Hills at the athletic complex. He then stated that page 24 showed a 95 foot long netting system at Wrigley Field.

Chairperson Johnson asked what height net is used at Roemer Park.

Mr. Jacobs responded that is a 35 foot net and that the field is used by children in the 7th grade.

Chairperson Johnson asked if there were any other questions. No additional questions were raised by the Board at this time. She then asked if there were any questions from the audience. No questions were raised by the audience at this time.

Mr. Myers questioned Ms. Yonke with regard to a comment made at the last Board meeting relating to the concern about public meetings. He then stated that while the letter of the law required notification within 250 feet of the property, it was suggested that there be more public awareness to tell the actions taken on that front.

Ms. Yonke stated that the request was part of the package of capital projects presented to their board last April. She stated that the words used at the last meeting were public hearing and that for them, that meant they had it for very specific things. Ms. Yonke then stated that she cannot say herself if they will have a public hearing and that it can be put on the agenda and referred to

their population of all of New Trier Township. She stated that she has heard the response in connection with the safety concerns and why they have not done anything before now. Ms. Yonke stated that while they have not had a public hearing, they looked into the need to discuss it with their board. She informed the Board that there are concerns from the baseball parents with regard to safety.

Mr. Myers agreed that there is a great deal concern with regard to safety and that they have to weigh that with the fact that there would be four big poles and that it would be 25 years for the trees to cover them. He stated that the question is how to best prepare the Village when they find four big poles on Willow Road.

Ms. Yonke stated that they have had seven meetings with various groups and one public hearing which parents attended. She stated that the issue primarily affected Winnetka and that it would have to be approved by the Village Council.

Chairperson Johnson stated that if the Board was to recommend approval tonight, she asked if it would be an amenable condition that prior to the presentation of the request to the Village Council to mail a postcard to all of the residents to have a meeting with all of the parties.

Ms. Yonke stated that they can publish their agenda and that she would be happy to make a recommendation that the matter be placed on their agenda. She indicated that they cannot do it for one town and that it impacted all of the school district.

Mr. Lane stated that part of the issue is that the request would diminish the value of property in the immediate vicinity and that it did not relate to Glencoe.

Ms. Yonke indicated that she is not sure what would be accomplished at that type of meeting. She reiterated that they could put the matter on their agenda which is posted and published. Ms. Yonke stated that there would have to be a special meeting or a public hearing for one capital project out of their budget to invite only Winnetka residents.

Mr. Myers stated that the issue they are wrestling with is that only those who are directly impacted by a case show up to the Zoning Board of Appeals meeting and that this request affected all Winnetka residents. He suggested that what they should try to do is encourage public input which would assure the Village Council that they are concerned and what was done to let the broad population know and get their input. Mr. Myers encouraged the applicant to think about that.

Ms. Yonke stated if that is the recommendation of the Board to talk about and put the matter on their agenda which they do not normally do, the price of the project would increase and that they would have to justify putting the matter on the agenda again. She stated that it would also warrant further board discussion. Ms. Yonke stated that there is a feeling that they are very supportive of the system and that if they felt talking one more time would be useful, they would do it. She then referred to limiting the notification only to Winnetka, they would not like that aspect as the project is being done for the safety and have an impact for all students who use the fields.

Ms. Hickey asked if the notice for their board meetings was for students or all residents.

Ms. Yonke responded that they do not send anything to individual residents and that notice is posted on Thursday before the Monday meeting with a copy sent to all of the newspapers.

Chairperson Johnson stated that while she would rather for there to be a meeting, she suggested that the Board consider a bulk mailing to Winnetka residents giving them notice of the Village Council meeting with a rendering of what the netting look like so that everyone has an opportunity go to the Village Council meeting.

Ms. Yonke informed the Board that their board would not agree to a mailing since it would be very expensive. She questioned whether it would be appropriate for Winnetka to send it if they want to do it. Ms. Yonke then stated that their next meeting is Monday and on June 3.

Mr. Krucks asked Ms. Yonke if a member of this Board did not believe that the health and safety of the public should not trump aesthetics. He stated that the fact was mentioned talking about the health and safety of New Trier students. Mr. Krucks stated that he cannot make the connection between a hoisting a 50 foot fence and what it would do for the health and safety of New Trier.

Ms. Yonke stated that there were two things, the first of which is parents driving by, students driving there and the spectators. She stated that they are concerned for those students' safety as well.

Mr. Krucks asked if there were the same concerns in 2003 when the dugouts were built.

Ms. Yonke stated that she assumed so.

Mr. Krucks then asked if they had the same concerns the entire time the field is used by varsity baseball.

Ms. Yonke commented that she wished they had done it sooner. She then pointed out the landscaping changes which would help with the appearance and that there are significant trees to begin with. Ms. Yonke indicated that she understood the concern with regard to aesthetics and reiterated that she wished they had done it sooner. She added that they have the means now.

Mr. Krucks stated that it is not just aesthetics, but the concern in the community seeing a "Howitzer" solution for a fly squatter problem. He stated that they have a community of superlatives. Mr. Krucks stated that did not mean a solution to the problem [which was not discovered] until it was recently noticed as being a problem and added that he has traveled by the field for 35 years. He stated that he did not perceive it being a problem until now. Mr. Krucks then stated that if a public safety problem was created by the field, he referred to Winnetka posting a flashing light to beware of flying objects. He stated that is not the case and that it is obvious that any increase in fence height from home plate to first base would improve the situation. Mr. Krucks then stated that the question is whether they need the best, biggest and most effective solution to the problem when something less would do just fine.

Ms. Yonke stated that based on the percentages, it is not the biggest and that 50 feet would be sufficient on Willow Road. She stated that it is a significant safety step to her that she would like to take. Ms. Yonke added that they are doing everything they can to mitigate its appearance.

Chairperson Johnson asked if there were any comments from the Board. No additional comments were made by the Board at this time. She then asked if there were any comments from the audience.

Mr. Napoleon stated that while the dugouts were made in 2003, the children have become bigger and stronger over the years. He also stated that it has become more of an issue for foul balls since the children are throwing harder and developing at a higher rate on the varsity and sophomore level as well. Mr. Napoleon stated that if it is 40 feet, in 10 years, they will wish they had went to 50 feet. He also stated that the bats have not changed.

Chairperson Johnson asked if they considered erecting signs prohibiting people from running into the road.

Ms. Yonke stated that they are able to stop their children.

Mr. Napoleon stated that unless they tell the children not to go into the road, it may or may not happen. He also stated that they tell the opposing coach.

Chairperson Johnson asked if there were any other comments from the audience. No additional comments were made by the audience at this time. She then called the matter in for discussion. Chairperson Johnson stated that the Board would discuss the special use and variation and would talk about the variation first. She then stated that if the Board is inclined to recommend approval of the variation for height only or to do so if certain conditions are met.

Mr. Blum stated that he reviewed the packet of information and everything which was discussed. He then stated that with regard to height, if the applicant asked for 35 feet, they would not be here. Mr. Blum stated that asking for a height of 50 feet is a significant issue and referred to the gateway concept. He indicated that he is perplexed in that with regard to the issue of evaluating the design to be lowered seasonally, they did not hear about that except from a member of the public. Mr. Blum stated that he would like to see more consideration of that option. Mr. Blum also stated that he appreciated the landscaping and that if they go forward, it would be needed there. He then stated that in connection with the variation, he cannot see a height of 35 feet helping and extending 100 feet and gaining elevation.

Chairperson Johnson asked Mr. Blum if he would want to grant a variation for some height in between.

Mr. Blum stated that it should be landscaped as much as possible. He added that he would like to see a flag concept if the height is 50 feet.

Mr. Krucks stated that he would like to commend New Trier with the landscaping plan which

appeared to diminish the effect of the screen as proposed. He stated that he is concerned about the cost of the project and that it is not the intent of the Board to propose solutions that would unnecessarily increase the cost of the project or taxpayers of New Trier Township. Mr. Krucks then stated that he saw all of the available minutes. He commented that the problem cried for a compromise solution and that they are hearing from New Trier that they want all or nothing. Mr. Krucks stated that he cannot vote in favor of a variation at 50 feet.

Mr. Myers stated that if it is to be done, 50 feet is the right answer. He then stated that in looking at the various distances and charts which were provided, the netting would not stop a high enough percentage of balls if it was lower. Mr. Myers agreed that the children are stronger and faster which increase the number of balls which are foul. He stated that he had two concerns, the first of which related to Mr. Dowding's and Mr. Jacobs's different perspectives on the poles. Mr. Myers indicated that he found it interesting to have facilities in similar climates with different designs at the same height and that the difference in the look may be related to the soil or sand and that they did not know. He stated that he would find it worth understanding more about and that anything that can be done to minimize the aesthetic impact while maintaining safety is important.

Mr. Myers stated that the second issue related to understanding New Trier's scope of responsibility and that it would be a disservice to Winnetka residents if they did not make an effort to inform people what could happen and the rationale. He indicated that safety is a great rationale and to get people to understand that when they are given the facts. Mr. Myers stated that if not, there would be a lot of objection and concern. He also stated that while he is sympathetic to 50 feet, he referred to the design and community outreach. Mr. Myers stated that they owe it to the constituents to have the opportunity to hear the right information and that he wanted to make them a condition so that the Village Council understood his perspective.

Mr. Myers then stated that with regard to the retractable system, they have heard counter testimony and that he would tend to go more with leaving the netting system up. He noted that while retractable systems work in similar climates, he is not convinced that would be the right solution here. Mr. Myers concluded by stating that his biggest concern is not the netting, but the poles.

Chairperson Johnson asked Mr. Myers if there was anything from the Plan Commission meeting he would like to share.

Mr. Myers responded that they got all of the key points.

Mr. Lane stated that he agreed with Mr. Myers' comments and that with regard to safety, 50 feet makes sense. He then stated why do it if it did not solve the safety problem and that it should be done where it would stop a majority of balls. Mr. Lane stated that he would be in favor of granting the variation. He commented that reasonable return is hard to deal with for these types of requests and referred to whether you could say the applicant could not use the fields because of safety and that they would not be able to get a return out of the field.

Mr. Lane then stated that with regard to unique circumstances, they talked about where the field

sat in relation to other fields next to it and that it would be difficult to relocate it. He also stated that other sporting facilities [which use the field] made it unique and harder to relocate the field. Mr. Lane stated that with regard to the essential character, there is not a lot of evidence that there would be an impact. He commented that they know that it would not look good and that the landscaping to be used to cover up the grandstands would improve the situation over the way it is now, which he also commented is not beautiful now.

Mr. Lane stated that the character of the locality would be impacted a little and that there would not be a dramatic change or impact on property values. He indicated that there was not a ton of evidence saying that the request would impact property values. Mr. Lane then stated that in his personal opinion, what the applicant has done with landscaping would not impact the property around it. He stated that the other standards are not applicable and that it is a baseball field now and that it would be the same with a bigger net. Mr. Lane concluded by stating that it is right to solve the safety issue and that he would not recommend any conditions.

Mr. McCoy stated that he would agree that the applicant put in a good faith effort to improve what would be a fairly drastic change. He also commented that there was a good compromise on the 50 foot height. Mr. McCoy also stated that he agreed with Mr. Blum's retractable option and that exploring it would be interesting. He also referred to the alternative of not eliminating the poles being bigger at the bottom than the proposal and that they have not examined the cost of replacement nets, etc. Mr. McCoy indicated that it would be compelling to look at that.

Mr. McCoy stated that with regard to the eight standards, in connection with a compromise on the 50 foot height, he did not see where there would be of a benefit to lower the height. He also stated that safety was discussed, and that aesthetically, the applicant has done the best job they can do. Mr. McCoy stated that the request would not affect property values in the immediate vicinity and that what is there is a baseball field. He then stated that he would be in favor of the request.

Mr. McCoy then stated that with regard to conditions, with regard to notifying people of the meeting, it is the responsibility as a resident to pay attention to what is going on in the community and that they do not need an extra reminder to do that. He reiterated that he would be in favor of the netting.

Ms. Hickey stated that she would generally be in favor of the request and would impose conditions. She indicated that she would like to see more a concerted effort to inform the community. Ms. Hickey stated that the Park District did a great job to get the message out in connection with their projects. She stated that people use the corridor excessively and that communication would be received well for the project and that she would be more in favor in terms of community impact if people were involved in the decision process. Ms. Hickey stated that she would also encourage more information on the tapered poles. She noted that the safety issue is number one and that she agreed with Mr. Myers' comments that if it is to be done, it should be done right.

Chairperson Johnson stated that she would be in support of a 40 foot height based on the testimony. She then stated that the additional 10 foot height would serve to protect the vehicles

in the parking lot and that it is not something compared to a ball hitting Willow Road, a vehicle or children. Chairperson Johnson stated that every Board which has looked at the request concluded that it would be a fairly unattractive system at the gateway. She noted that on the other side of the street is the new Public Works building and service center and that they made an attempt to make the gateway more attractive. Chairperson Johnson reiterated that she would be in support of 40 feet and that there are other ways to protect the vehicles in the parking lot. She also stated that there were no figures with regard to how many windshields were broken in a season and that there is a solution other than 50 feet.

Chairperson Johnson then stated that in connection with a retractable system, even if there is not a retractable system, they would still have the poles which represent a huge part of the reason the request is unattractive. She then stated that the additional cost to have a retractable system and the risk and to spend more money sooner to replace the netting did not make sense. Chairperson Johnson stated that with regard to tapered poles, it can be done without 18 inches and suggested the use of 16 inches and tapered at the top, which she would support and recommend as a condition.

Chairperson Johnson informed the Board that there were two members of the Design Review Board one of which who voted in favor and one who voted against the request, but both of whom stated that they would be in favor of lowering the height to 40 feet. She concluded by stating that from a design standpoint, if the height was 40 feet, it would make a difference and represented a fair compromise to her.

(No one agreed with Chairperson Johnson's comments that the additional 10 feet on the top would be to only protect vehicles in the parking lot.)

Mr. Myers then explained the reasoning.

Chairperson Johnson then stated that she would endorse the Plan Commission's recommendation that if the netting is to be 50 feet, to consider taking out some of the parking spaces to be used for landscaping as outlined in the minutes. She asked if there were any other comments or a motion.

Mr. Myers stated that with regard to procedural requirements, is the Board to vote on a variation for 50 feet with an amendment to recommend the investigation of tapering the poles and public outreach or if they are to take three votes.

Mr. D'Onofrio informed the Board that most of the discussion related to the variation and a variation with conditions. He stated that the Board can vote on the variation with conditions and is to vote on the special use incorporating the same conditions. Mr. D'Onofrio noted that the Village Council would receive the information as one packet. He stated that there can be two votes, one on the variation and conditions and a vote on special use strictly.

Chairperson Johnson then asked for a motion with conditions.

Mr. Myers moved to recommend the approval of a 50 foot system given that without the variation, the field due to safety reasons may become unusable and that it would not yield a

reasonable return. He stated that the plight of the applicant is unique given the use of the property as a baseball field in close proximity to the street. Mr. Myers stated that the request would not alter the character of the locality and that the light and air to surrounding properties would not be affected. He stated that there would be no hazard from fire and that the taxable value of the land would not diminish. Mr. Myers stated that congestion would not increase and that the public health, safety, comfort, morals and welfare of the Village will not be impaired.

Mr. Myers stated that he would also like to add that the Board strongly recommended that the New Trier School District investigate tapering of the poles as a means of minimizing the visibility of the poles as long as it did not adversely affect the safety of the poles. He also stated that there should be an aggressive public outreach to inform Winnetka residents of the change taking place to the location.

Mr. McCoy seconded the motion. A vote was taken and the motion was passed, 4 to 3.

AYES: Hickey, Lane, McCoy, Myers
NAYS: Johnson, Krucks, Blum

The evidence in the judgment of the Zoning Board of Appeals has established:

1. The property cannot yield a reasonable return if permitted to be used only under the conditions allowed by the zoning regulations in that due to safety related issues at some point in the future the baseball field may become unusable.
2. The plight of the applicant is due to unique circumstances which are related to the property and not the applicant, due to the proximate location of the baseball field to the Willow Road right-of-way.
3. The variation, if granted, will not alter the essential character of the locality, in that this area is has been used as a baseball field since the 1960's and the use will remain the same
4. An adequate supply of light and air to adjacent property will not be impaired by the proposed variations, as there are no proximate structures to the proposed improvement.
5. The hazard from fire or other damages to the property will not be increased by the installation of a netting system, as the proposed improvements shall comply with building code standards, including fire and life safety requirements.
6. The taxable value of land and buildings throughout the Village will not diminish. The proposed construction is generally an improvement to the property.
7. Congestion in the public streets will not increase.
8. The public health, safety, comfort, morals and welfare of the inhabitants of the Village will not be otherwise impaired.

Chairperson Johnson stated that the Board would now discuss the special use.

Mr. Myers moved to recommend approval of the special use application given that the proposed special use will not either endanger or be detrimental to the public health, safety, comfort, morals or general welfare and that in fact, it would enhance public safety. He stated that the special use will not either substantially diminish or impair property values in the immediate vicinity, or be substantially injurious to the use and enjoyment of land in the immediate vicinity for uses permitted by right in that zoning district. Mr. Myers stated that the special use will not impede the normal and orderly development and improvement of other property in the immediate vicinity for uses permitted by right in the zoning district and that adequate measures have been or will be taken to provide ingress and egress in a manner which minimizes pedestrian and vehicular traffic congestion in the public ways. He stated that adequate parking, utilities, access roads, drainage and other facilities necessary for the operation of the special use either exist or will be provided and that the special use in all other respects conforms to the applicable zoning regulations and other applicable Village ordinances and codes.

Mr. Myers stated that he would like to add three caveats, one of which is that the Board strongly recommended the investigation of tapered poles and if they can be found to safely support the netting system, as well as that an aggressive public outreach to Winnetka residents be undertaken and that the Board would endorse the recommendations by the Plan Commission for the facility.

Mr. McCoy seconded the motion. A vote was taken and the motion was passed, 5 to 2.

AYES: Hickey, Lane, McCoy, Myers, Lane
NAYS: Johnson, Blum

Standards for Granting Special Uses

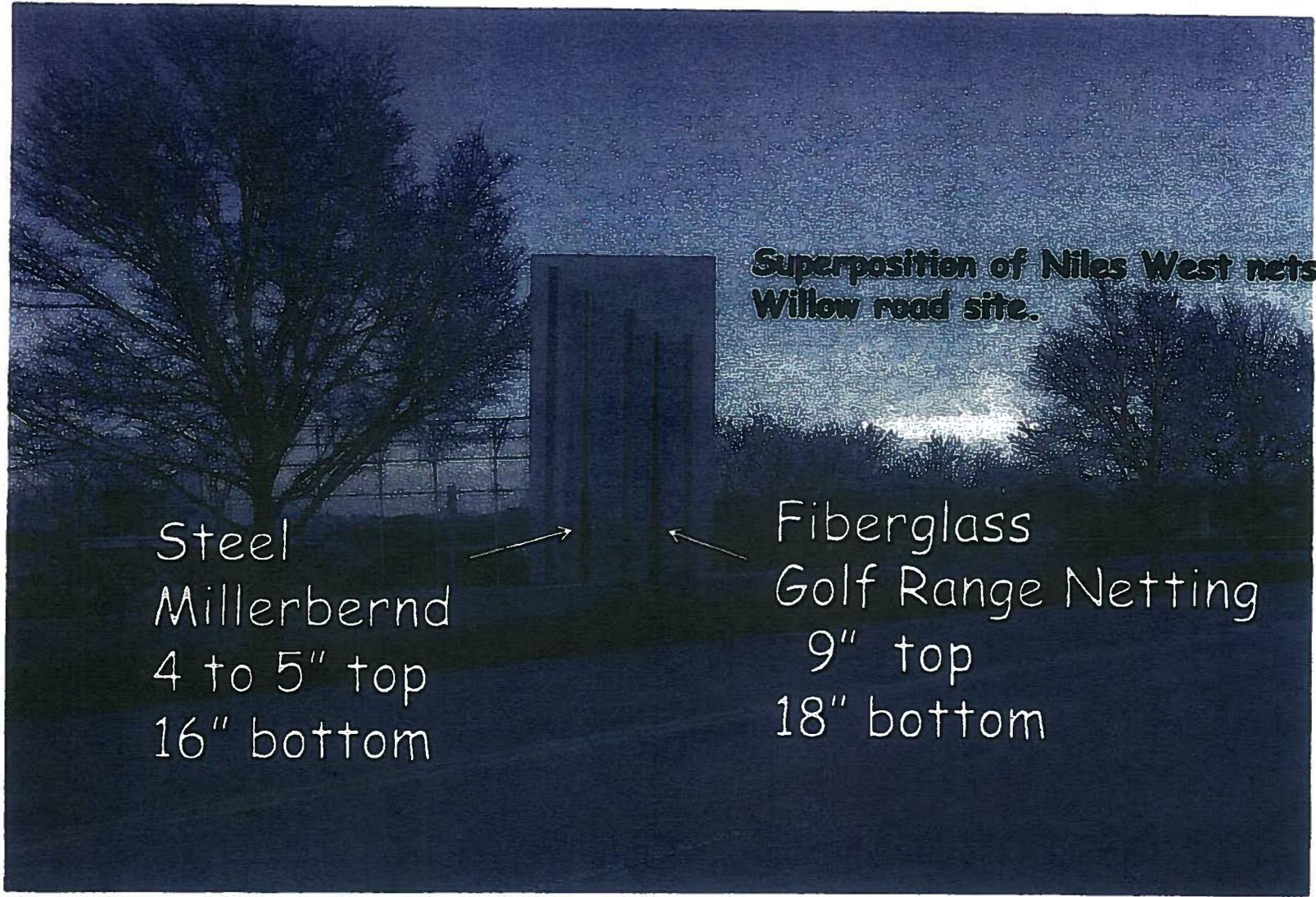
- that the proposed special use allowing for a netting system will not either endanger or be detrimental to the public health, safety, comfort, morals or general welfare;
- In that the subject site has been used as a baseball field for approximately 45-50 years that the special use will not either substantially diminish or impair property values in the immediate vicinity, or be substantially injurious to the use and enjoyment of land in the immediate vicinity for uses permitted by right in that zoning district;
- In that the proposed improvement will only include a baseball backstop/netting system, the special use will not impede the normal and orderly development and improvement of other property in the immediate vicinity for uses permitted by right in the zoning district;
- The proposed improvement will have no impact on traffic and therefore it is not necessary that adequate measures be taken to provide ingress and egress in a

manner which minimizes pedestrian and vehicular traffic congestion in the public ways;

- **That adequate parking, utilities, access roads, drainage and other facilities necessary for the operation of the special use either exist or will be provided; and**
- **That the special use in all other respects conforms to the applicable zoning regulations and other applicable Village ordinances and codes.**

Chairperson Johnson stated that the Board would take a break at this time.

ATTACHMENT Q

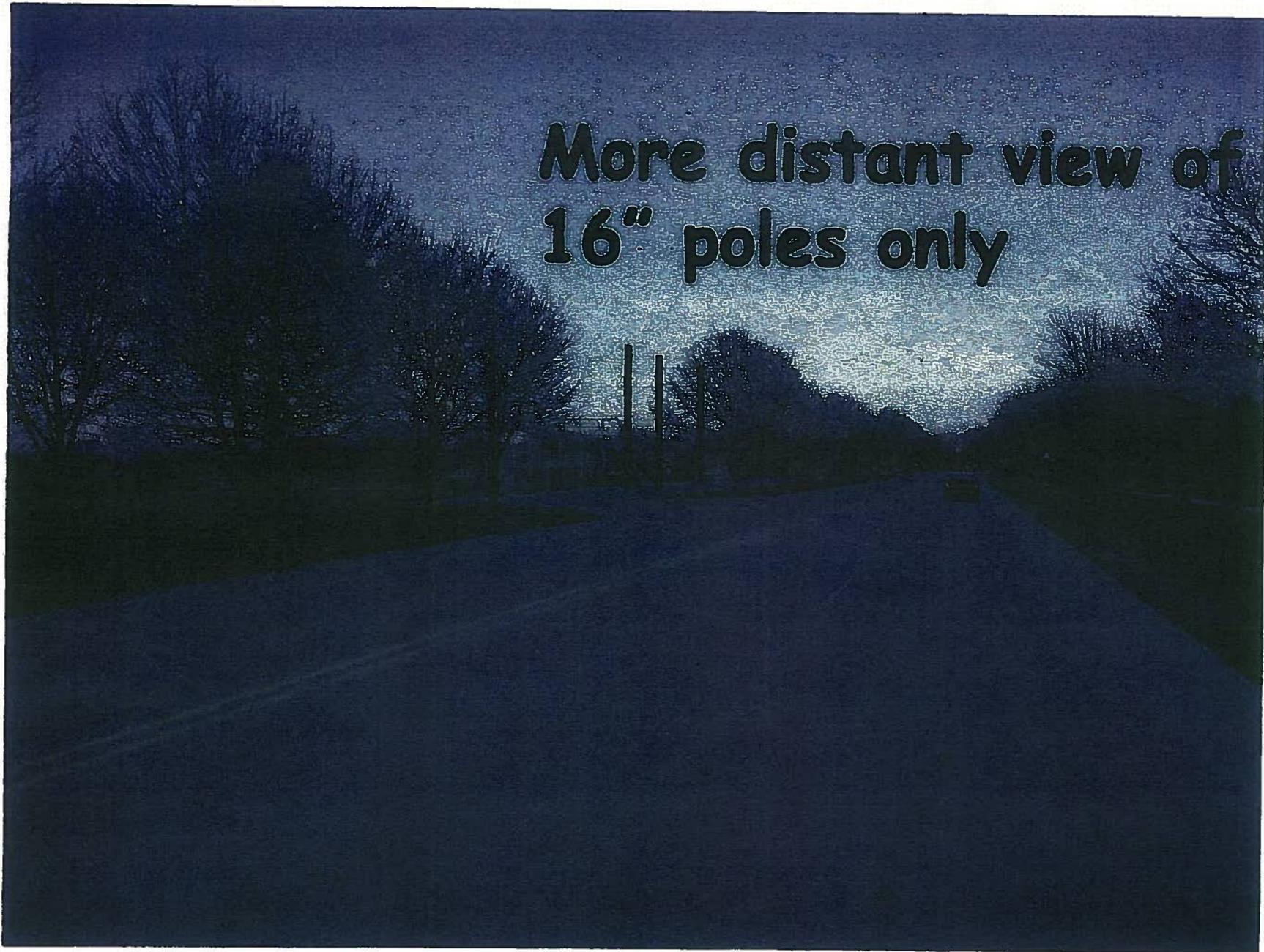


Steel
Millerbernd
4 to 5" top
16" bottom

**Superposition of Niles West nets
Willow road site.**

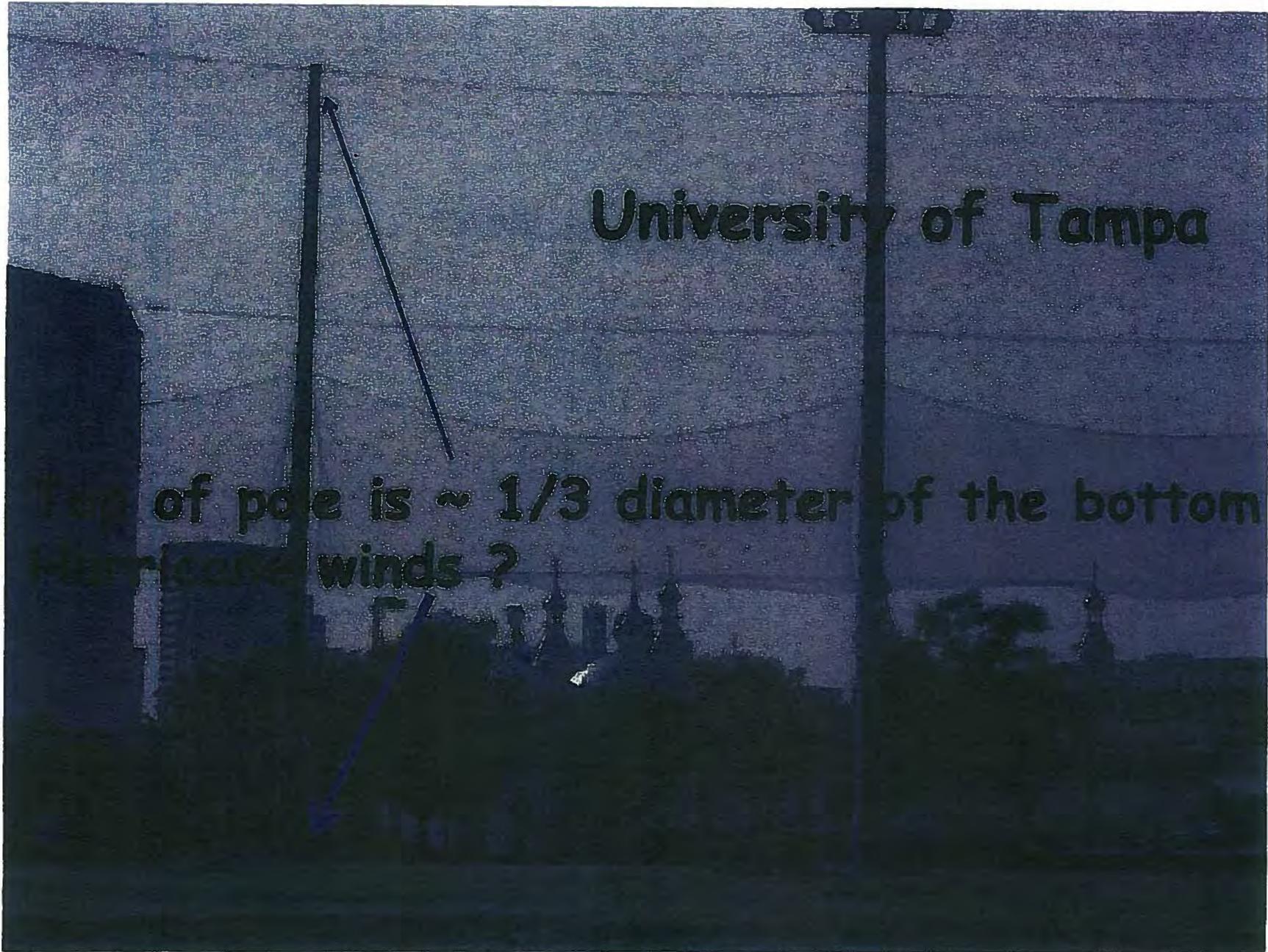
Fiberglass
Golf Range Netting
9" top
18" bottom

ATTACHMENT Q



**More distant view of
16" poles only**

ATTACHMENT Q



ATTACHMENT Q

GOLF RANGE NETTING

Specializing in Golf & Driving Range Netting & Lighting
 48351 US Hwy 19 N., Suite 383, Tarpon Springs, FL 34689
 Office: 727-938-4448 Fax: 727-938-4135

info@golfrangenetting.com www.golfrangenetting.com

Quotation- Netting and Pole Installation

To: Chuck Dowding
 (C) 847-946-5675
 (F) 847-491-4338
 c-dowding@northwestern.edu

The following is our quotation for the installation of new fiberglass poles and baseball barrier netting. All our structures are designed and built to the highest quality specifications/standards as demanded in powerline usage. Thank you for the opportunity to bid this project. If you require further information or clarification on any of the details listed, please do not hesitate to call us directly. Mark Ramsey

QUOTATION DATE	VALID FOR	PROJECT LOCATION
April 24, 2013	45 Days	Chicago

****Materials, Equipment & Labor****

QTY	DESCRIPTION	TOTAL
4	50-ft, fiberglass poles, 18 1/2" base with 9" tip	
4	Double Helix Anchors	
8	5' Extensions	
4	Triple Eyes	
8	Curved Williams Fittings	
8	Flat Guy Hooks	
4	Guy Guards	
400-ft	3/8" Galvanized Guy steel	
600-ft	5/16" Galvanized Guy steel	
150-ft	1/4" Galvanized Guy steel	
9	Hubbards/Suspension Clamps	
6	1-bolt clamps	
12	3/4" Unthreaded Eyes	
12	3/8" Preforms	
10	5/16" Preforms	
8	1/4" Preforms	
250-ft	Aircraft Cable	
4	Winches	
8	Pulleys	
500	Galvanized snaps	
6,400 sq/2	NETTING: Baseball 3/8" rope barrier, #30 Baseball. Nylon netting, high temperature jet dyed. 5- Year warranty.	

1" Baseline 100'L x 50"H, Behind home plate 50'L x 50"H	
Retractable:	**258,900.00**
Non Retractable:	**949,600.00**

****Any severe ground conditions which will require additional equipment and/or manpower will be extra.****

****Scope of Work for netting structure:**

Install new fiberglass poles. We use 3/4" hardware on all dead-end poles and 5/8" hardware on all in-line poles. Install custom designed, jet dyed all the way through, polyester netting panels with a 3/8" solid rope border using galvanized snaps.

****Note:**

All of our crews are certified power linemen with over 52 years combined experience including 16 years in the netting industry.

5-year warranty on netting
 5-year warranty on labor and material

Turnkey price includes: Poles, hardware, netting, snaps, equipment rental, & labor.

ATTACHMENT Q



May 10, 2013

Chuck Dowding

RE: Retractable System

Chuck,

Golf Range Netting has built over 18 retractable systems from South Florida to Upstate NY, including 3 structures in PA.

Retractable systems in FL are used to lower the nets prior to hurricane force winds. Systems in NY and other Northern States lower the nets from heavy ice loads and winter winds.

Fiberglass Pole Retractable Systems will have a winch on the inside of the pole and wire running through the top of the pole on a pulley system. A key slot is located on the outside of the pole. It requires two people with battery operated hand tools and 3/4" socket to lower the nets from the top of the pole to the ground. The process takes roughly 30-40 minutes. Once the nets are lowered simply unsnap the nets, fold, and store onsite. GRN will show the maintenance/groundskeeper the process. It is a very simple application.

This is a copyrighted patented system designed by Golf Range Netting.

Sincerely,
Mark Ramsay
President
Golf Range Netting

"The Leader in Golf Course Lighting and Netting"

40861 U.S. Highway 19 N., Suite 303 • Tarpon Springs, FL 34689 • 888-838-4448

ATTACHMENT Q

GOLF RANGE NETTING

Specializing in Golf & Driving Range Netting & Lighting
 40331 US Hwy 19 N., Suite 303, Tarpon Springs, FL 34689
 Office: 727-938-4448 Fax: 727-938-4135
 info@reeltracenetting.com www.reeltracenetting.com

Quotation- Retractable System 3rd Base Line

To: George Turner
 For: SUNY Softball Field
 518-371-0799
 518-371-0822 (F)
 gturner@mjels.com

The following is our quotation for the installation of new fiber glass poles and barrier netting. All our structures are designed and built to the highest quality specifications/standards as demanded in previous seasons. Thank you for the opportunity to bid this project. If you require further information or clarification on any of the details listed, please do not hesitate to call us directly. Mark Romano

QUOTATION DATE	VALID FOR	PROJECT LOCATION
September 17, 2012	45 Days	Albany, New York

****Materials, Equipment & Labor****

QTY	DESCRIPTION	TOTAL
3	60-ft. Fiber Glass poles	
2	Double Helix Anchors	
4	5' Extensions	
2	Triple Eyes	
4	Curved Williams Fittings	
6	Flat Guy Hooks	
2	Guy Guards	
200-ft	3/8" Galvanized Guy steel	
200-ft	5/16" Galvanized Guy steel	
150-ft	1/4" Galvanized Guy steel	
6	Hubbards/Suspension Clamps	
3	1-bolt clamps	
6	3/4" Unthreaded Eyes	
12	3/8" Preforms	
10	5/16" Preforms	
6	1/4" Preforms	
450	Galvanized snaps	
200-ft	5/16" Aircraft Cable	
3	Winches	
6	Pulley	
5,400 ft/2	NETTING: 3' Slant System © 3/8" rope barrier, 2255LB. Nylon netting, high temperature jet dyed. 5-Year warranty.	
	Quote "A" Turnkey: 119' L x 50' H	**\$43,000.00**
	Quote "B" Turnkey: 319' L x 50' H	**\$74,000.00**

****Any severe ground conditions which will require additional equipment and/or manpower will be extra.****

****Scope of Work for netting structure:**

Install new fiber glass poles. We use 3/4" hardware on all dead-end poles and 5/8" hardware on all in-line poles. Install custom designed, jet dyed all the way through, 225 lbs. nylon netting panels with a 3/8" solid rope border using galvanized snaps.

****Note:**

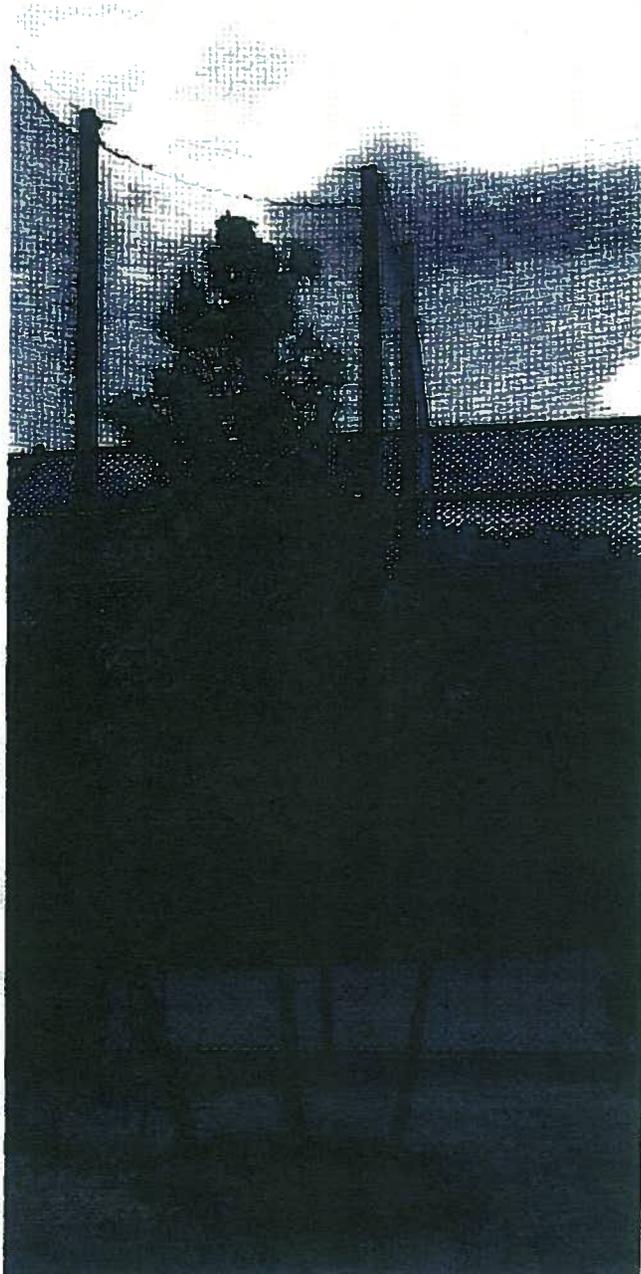
All of our crews are certified power linemen with over 52 years combined experience including 16 years in the netting industry.

5-year warranty on netting
 5-year warranty on labor and material

Turnkey price includes: Poles, hardware, netting, snaps, equipment rental, & labor.

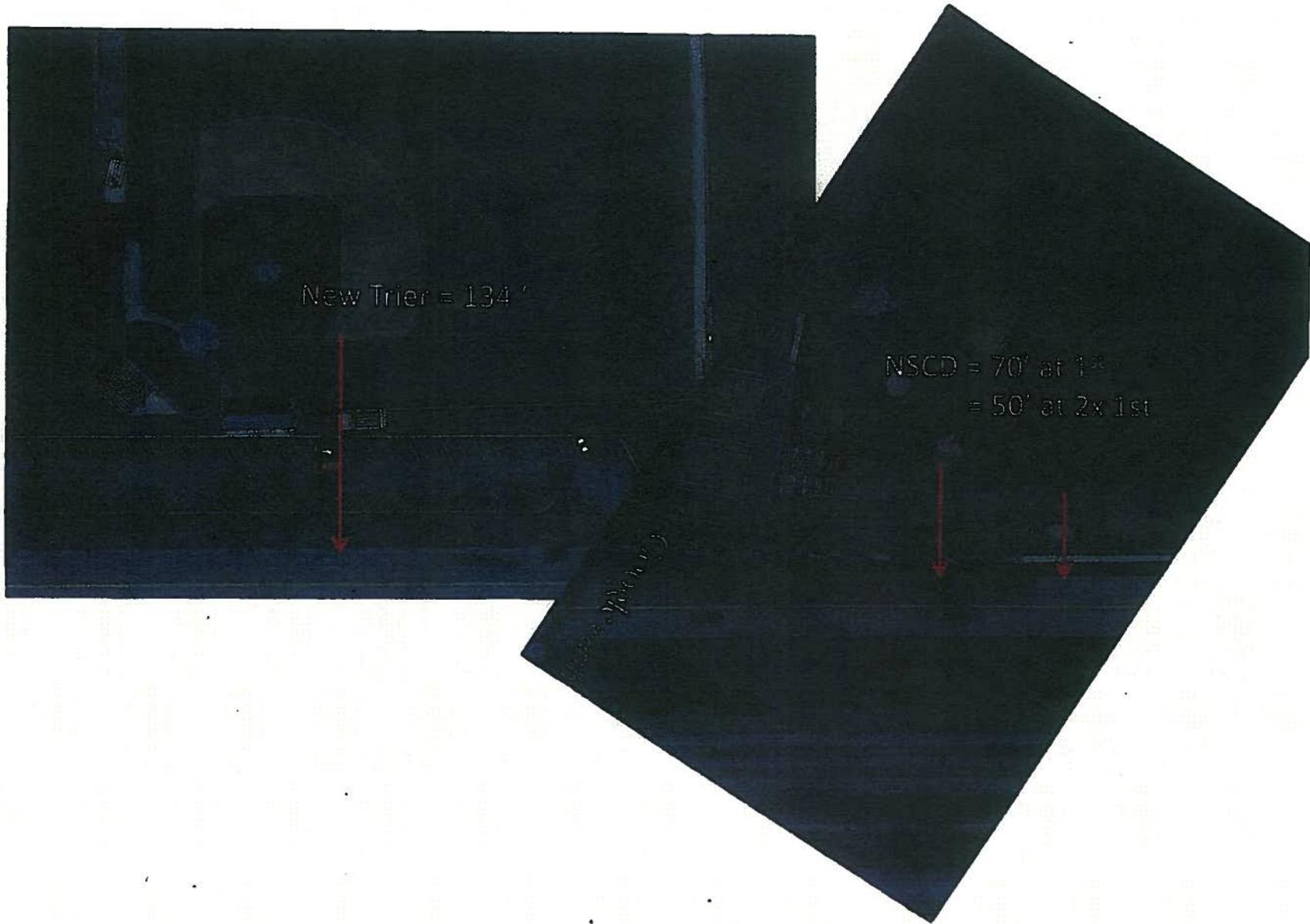
Contract with MJ Engineering
 Clifton Park NY
 Contact: George Turner

ATTACHMENT Q



**Photo of Retractable System
SUNY Albany**

ATTACHMENT Q



ATTACHMENT R

NEW TRIER TOWNSHIP HIGH SCHOOL

WINNETKA CAMPUS



To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.®

To: The Winnetka Village Council
From: Steve Linke
Date: 05/24/2013
Re: Backstop Netting Project

Dear Village Council Member:

As stated in our application submitted in September of 2012, we are proposing a backstop netting system at our Varsity Baseball field at Willow and Hibbard Roads. This proposal is presented as a safety measure, the goal being to greatly reduce or eliminate the 10+ baseballs that enter Willow Road during each baseball game. We are concerned that a baseball could strike a car and cause a serious accident, injuring motorists and/or pedestrians. As indicated in earlier documents, cars on Willow Road are struck every year, and injuries have occurred in the past.

Attached to this letter you will find New Trier's correspondences to the Design Review Board, The Plan Commission, and the Zoning Board of Appeals. Over the past six months we've met with the various Boards on seven occasions. During these meetings we have been asked:

- To provide examples of baseballs striking cars on Willow Road.
- To explain how we decided on our proposed design.
- To explain why we did not choose a retractable netting system.
- To explore the feasibility of removing and re-installing the nets annually.
- To explain why re-orienting the fields is not a viable option.

We have been asked to make changes to our plan to make it more aesthetically appealing. Along those lines we have contracted with the Lakota Group to help us design a comprehensive landscaping plan. That plan is also attached. As a further aesthetic improvement, we propose removing our existing galvanized steel backstop and replacing it with a new black chain link fence that will run from dugout to dugout. This new fence will have the new netting system attached to it at 8' above the ground. This will make the new netting system integrated and look better overall.

We were asked to consider removing four parking spaces and planting another tree in their place. After evaluating our available parking we feel we cannot afford to give up any parking spaces. As it is now, we have spectators parking across Willow Road in the Village Yards parking lot and also on the Cherry Street extension. As part of our landscape plan we looked at removing the spaces and adding them back in on each end of the parking lot. The option to add one more tree in our parking lot and move four parking spaces would increase our landscaping costs by \$35,000 and therefore was not chosen.

At the 5/13/2013 Zoning Board of Appeals meeting we were asked to consider reaching out to the public for comments on this project. We have added this project to the agenda of our 6/3/2013 School Board Meeting. This agenda is published in the newspapers and we will invite public comment at the beginning of the meeting.

The Zoning Board of Appeals also asked us to research a tapered pole option for our system. It was their thought that a smaller diameter pole at the top would "soften the visual effects" of the system. During this meeting a citizen gave a presentation about how a tapered pole system might look. He stated that he had contacted Golf Range Netting (a netting designer and installer) and Millerbernd (a steel pole manufacture) and that both companies could supply tapered poles for our system.

ATTACHMENT R

We took the Zoning Board's request to research tapered poles seriously, and began by contacting a structural engineer who has done work for the District in the past, but had no part in the design of our proposed system. We were informed that we could indeed have a tapered pole designed for our application. The problem was that we would need to hire an engineer to do the calculations and design the pole to know what the exact base and top diameter would be. The engineer indicated we could pay to design a system that we had already designed only to find that the upper pole diameter might not be much smaller than our proposed 16" straight pole.

We then contacted Golf Range Netting and asked them about a 50 tapered steel pole. They are a large installer of netting systems and install tapered pole systems. They stated that for our application: steel poles, 50' high and 60' apart, they recommend a 16" diameter straight pole. This is the same size that other companies have recommended and the size our structural engineer specified in our design. Golf Range Netting did say that they could provide a 50' tapered fiberglass pole for our installation. The fiberglass pole would measure 19" at the base (3" larger than our pole) and 9" at the top (7" smaller than our pole). Golf Range Netting did not have any fiberglass pole installations to visit in our area. We chose steel poles for their strength and durability and also their good looks (in relation to wood or fiberglass). We do not want to be a test case for fiberglass poles.

We contacted Millerbernd and asked about a tapered steel pole. They told us they could make one for our application. Their tapered pole would measure 18" at the base and 11 ⁵/₈" at the top. This would be 2" larger than our pole at the bottom and 4 ³/₈" smaller at the top. The cost to use these tapered poles would be \$25,000 more than our proposed straight poles. We feel that the small difference in pole diameter at the top would not be noticed and would therefore not be worth the added engineering and expense.

Our project budget was originally \$55,000. With the design changes we have made (in an effort to work with the Village on a more palatable solution) our budget is now approaching \$95,000.

At the last Zoning Board of Appeals meeting we seemed to "lay to rest" the retractable netting option. That said, in an effort to be as thorough as possible we contacted two different facilities that have retractable netting systems installed.

We spoke to the Director of Physical Plant at SUNY Albany and asked how the retractable system was working for them. He stated that it hasn't worked too well as the wrench to lower the system failed immediately. They had their machinist fabricate some heavy duty wrenches, but then the system started "seizing up" and wouldn't lower evenly. They lubricated everything and got it working again, but it is not an easy system to use.

We also spoke to a facilities person at Lower Merion School District in Philadelphia who had a retractable system installed three years ago. Their conditions of approval stated they must lower the nets after each game. To date the nets have never been lowered. He also stated that the nets sag in the middle due to the retractable system.

In closing, we feel our system design is the best and safest system for this application. We also believe that with the fencing and landscaping upgrades, our project will have a positive impact on the community, significantly increasing safety to cars on Willow Road and taking steps to make the system attractive and integrated into the landscape.

Sincerely,

Steve Linke
Facilities Manager
New Trier High School

ATTACHMENT R

NEW TRIER TOWNSHIP HIGH SCHOOL

WINNETKA CAMPUS



To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.®

05/06/2013

Dear Board Members:

The purpose of this letter is to reiterate and reinforce what has been discussed in previous meetings New Trier has attended pertaining to removing and reinstalling the proposed nets seasonally at Duke Childs Field.

We are proposing fixed nets for three reasons.

- It would cost New Trier approximately \$6000 annually to remove and reinstall the netting.
- We do not currently have an area to store the netting once it's removed.
- The life expectancy of the netting would be greatly reduced from the wear and tear of removing it, storing it, and reinstalling it every year.

Sincerely,

Steve Linke
Facilities Manager
New Trier High School
Winnetka Campus

ATTACHMENT R

NEW TRIER TOWNSHIP HIGH SCHOOL

WINNETKA CAMPUS



To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.®

05/06/2013

Dear Board Members:

Our engineer has designed our netting system with 16" straight poles.

He arrived at this size and type of pole by considering total height, distance between the poles, the type and weight of the netting, wind loads, weather conditions, and the soil conditions specific to our site.

Please see the attached letter to our contractor from his structural engineer regarding this issue.

Sincerely,
Steve Linke

Steve Linke
Facilities Manager
New Trier High School
Winnetka Campus

ATTACHMENT R



Innovated Netting Systems • Steel Pole Manufacturer

10000 W. 111th Street
Chicago, IL 60642
Phone: (773) 487-1111
Fax: (773) 487-1112
www.coastalnetting.com

May 6, 2013

Mr. Matt Jacobs
Protective Sports Concepts
1100 West Monroe Street
Chicago, Illinois 60607

Re: New Trier High School Varsity Baseball Backstop Netting System – Winnetka, IL

Dear Matt:

Confirming our recent discussion regarding the potential use of smaller diameter steel poles than the 16" diameter we recommended. It's important to consider winter ice conditions in Illinois and being able to leave the ball barrier netting up all year. Small diameter poles at the top are subject to failure under stress.

Raising & lowering systems for 50 Ft high netting is impractical as it requires a lot of effort and a safe place to store the netting. A raising & lowering system does not have a top (50 Ft high) horizontal cable for the netting to attach and this results in the netting sagging a couple of feet in the center of the netting panels.

One netting installation company has had a number of steel pole failures in the past due to high wind and icing conditions due to using improperly sized steel poles. I hope your customer will consider netting systems are installed to protect people and property and not to be attractive to the eye.

We recommend you use 16 inch diameter poles for a 50 Ft. high system installed 60 Ft. on centers.

Respectfully,

COASTAL NETTING SYSTEMS


Ken Jones

ATTACHMENT R

NEW TRIER TOWNSHIP HIGH SCHOOL

WINNETKA CAMPUS



To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.®

03/25/2013

Dear Board Members,

Along with the addition of landscaping to our proposed backstop safety upgrade, we propose to remove the existing galvanized (and rusty) chain link backstop.

We will replace it with an 8' high chain link fence that will go from dugout to dugout. There will be a short section from the northern most pole of the netting system to the 3rd base dugout that will be above 8'. This 20' section will be approximately 16' high. This will protect anyone walking between the two fields. Note: this taller section will not be any taller than what is in place now. We feel this is a better solution than installing another 50' pole by the 3rd base dugout and continuing the netting to that point.

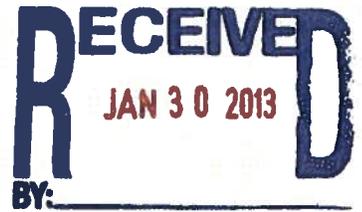
This new fence will be black, making it blend in with the new netting system. We feel this will be an aesthetic improvement. The new fence will not have as many horizontal members, and will make the entire system integrated.

We will attach the netting to the top of the fence, thereby "cleaning up the look" and reducing any vandalism of the netting.

Sincerely,

Steve Linke
Facilities Manager
New Trier High School

ATTACHMENT S



NEW TRIER TOWNSHIP HIGH SCHOOL
WINNETKA CAMPUS

To commit minds to inquiry, hearts to compassion, and lives to the service of humanity.

Dear Board Members,

The Plan Commission asked New Trier to provide records and statistics related to baseballs entering Willow Rd.

The following documents are from five instances of cars (and a person in a car) being struck by baseballs. One in 2012, three in 2011, one in 2009 and one in 2003. The incident involving a ball striking a person in a car happened in the spring of 2009. A baseball bounced off the road and entered a moving vehicle striking the passenger. The passenger was transported to the hospital and subsequently checked out and released.

I have contacted the Winnetka Police Department and asked if they have any police reports documenting cars being struck. They do not. We do not have an active file of these instances either.

I would ask you to please consider the following: 1. That most people do not stop and take the time to report these instances unless their vehicle has been damaged. 2. People do not report near misses (having to brake hard and suddenly). 3. A serious accident or injury could happen in the future.

In our meeting with the Design Review Board, one of the Board members spoke of having his car hit by a baseball and another spoke of seeing people brake very hard and suddenly because of a ball entering the roadway.

During our meeting with the Plan Commission two of the Board members stated that their vehicles had been struck by baseballs entering the roadway.

While we do not have the records needed to compile the statistics, I feel it's a "fair assumption" that baseballs enter Willow Rd. on a somewhat regular basis during games and practices.

Sincerely,



Steve Linke
Maintenance Manager
New Trier High School
Winnetka Campus

Goers, Donald R

From: Oberembt, Randall
Sent: Sunday, April 01, 2012 11:06 AM
To: [REDACTED]
Cc: Napoleon, Michael S; [REDACTED]
Subject: RE: Vehicle Damage

[REDACTED], thanks for your note.

Yes, I would get an estimate from Honda. Our insurance or the district has covered these costs in past incidents along Willow. I am sorry for the damage to your vehicle and relieved that the only the hood was impacted. When Honda provides the estimate, it would be great if you could let us know.

Thanks also for your call at the office. You can reach me there any time. Again, I am sorry for the damage to your vehicle.

Randy

-----Original Message-----

From: [REDACTED]
Sent: Friday, March 30, 2012 3:41 PM
To: Oberembt, Randall
Cc: Ottaviano, Matthew J
Subject: Vehicle Damage

Randy;

Yesterday (Thursday, March 29) at about 3:50 PM on my way home from work I was driving west on Willow Road past Duke Childs Field when a batted ball from the NTHS - Mundelein baseball game struck the hood of my car. This caused a dent on the hood and cracking of the paint. The ball then bounced off the windshield and off to the other side of Willow Road. There was no damage to my windshield, only the hood.

I spoke to Coach Wilson who advised to contact your office to arrange repairs. Can you advise what I need to do to arrange for the repairs? I could get an estimate at the Honda dealer if needed. My vehicle is a 2012 Honda Odyssey.

You may reach me at my office at the [REDACTED]
(The cell usually works better, I am away from my desk as often as not.)

Thanks!

[REDACTED]
[REDACTED]
[REDACTED]

Wideman, Joan E

From: Goers, Donald R
Sent: Wednesday, April 04, 2012 9:04 AM
To: Wideman, Joan E
Subject: Fwd: Vehicle Damage

FYI

Sent from my iPhone

Begin forwarded message:

From: "Oberembt, Randall" <oberembr@newtrier.k12.il.us>
Date: April 4, 2012 8:51:59 AM CDT
To: [REDACTED]
Subject: RE: Vehicle Damage

Thanks, [REDACTED]
Randy

-----Original Message-----

From: [REDACTED]
Sent: Wednesday, April 04, 2012 8:35 AM
To: Oberembt, Randall
Subject: Re: Vehicle Damage

Will do, thanks!

I will make the appointment with the body shop today and forward a paid receipt when completed.

Sent from my iPad

On Apr 4, 2012, at 7:38 AM, "Oberembt, Randall" <oberembr@newtrier.k12.il.us> wrote:

[REDACTED], thanks.

If you would care to proceed, and if it is agreeable to you, we will reimburse you upon satisfactory completion of the repair.

Again, please accept our apologies.

Randy

-----Original Message-----

From: [REDACTED]

2 of 4 - -

NEW TRIER TOWNSHIP HIGH SCHOOL DISTRICT 203
 7 Hays Road • Northfield, IL 60073-3411



Accounts Payable

HARRIS BANK WINNETKA N.A.
 520 GREEN BAY ROAD
 WINNETKA, IL 60003
 70-504/718
 VOID AFTER 180 DAYS

107269

CHECK DATE 04/30/12 CHECK NO 107269

AMOUNT \$*****730.68*

PAY THE SUM OF SEVEN HUNDRED THIRTY DOLLARS & 68 CENTS

TO THE ORDER OF [REDACTED]

[Signature]
 PRESIDENT
 TOWNSHIP NO. 48 NORTH
 RANGE 13 EAST
 COOK COUNTY, ILLINOIS
 TOWNSHIP TREASURER

⑆ 107269⑆ ⑆071905040⑆ 623⑆922⑆6⑆

NEW TRIER TOWNSHIP / HIGH SCHOOL, DISTRICT 203, ACCOUNTS PAYABLE

VENDOR NO. 15696 CHECK NO. 107269

ACCOUNT	PURCH. ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
		2238	730.68	

15696 [REDACTED]

4 of 4

Wideman, Joan E

From: Oberembt, Randall
Sent: Friday, May 20, 2011 5:45 PM
To: Wideman, Joan E
Subject: FW: FYI

Joan, this is the original...

Randy

Randy Oberembt
Athletic Director
New Trier High School District 203
(O) 847/784-2226



From: [REDACTED]
Sent: Thursday, May 19, 2011 10:37 AM
To: Oberembt, Randall
Cc: Schroeder, Nancy
Subject: FYI

[REDACTED] windshield was shattered by a foul ball yesterday. I'm not sure what protocol is. But in case you get a phone call.

This e-mail message has been scanned for Viruses and Content by NTHS.
How? Check www.marshalssoftware.com

1
1 OF 4

[REDACTED]

Joan Wideman

7 Happ Rd.

Northfield, IL 60093

Dear Joan,

This is a follow up to our conversation re: a broken rear window (caused by a baseball) on our car. Our son, [REDACTED] was at lacrosse practice when the accident occurred. The NT lacrosse team is assigned practice directly adjacent to the NT baseball field (Duke Childs). The incident happened in mid May.

Attached is a copy of the bill from Gerber Glass for the repair on May 19. Our insurance covered all but our \$100 deductible, which we paid. We are requesting that New Trier reimburse us the \$100.00.

Thank you.

Sincerely,
[REDACTED]

Cc: files

2 OF 4

RECEIVED BY
NEW TRIER HIGH SCHOOL
AUG 26 2011
ASSOCIATE SUPERINTENDENT

GERBER COLLISION AND GLASS
 22 LOCATIONS SERVING CHICAGO
 gerberglass.com
 CHICAGO, IL 60600
 PH:(830) 617-6234 FAX:(830) 632-9344

Customer Copy

Federal Tax ID: 39-2708437

Remit To: 600 West Lake Street, ELmhURST, IL 60126

P/O#: Taken By: JG Installer:	Cust State Tax ID: Cust Fed Tax ID: Ship Via:	Workorder: W012119226 Date: 6/19/2011 Time: 09:44 AM
Sales Rep:	Adv. Code: WEB	
Bill To: COD	Sold To: COD	

Vehicle Information

Qty	Part Number	Description	List	Sell	Total
1	FB20199GTNN	Back Window-(Heated, Antenna, Solar Controlled)	\$1,088.45	\$512.86	\$512.86
1	100 FLAT	100 FLAT LABOR LABOR (Flat Rate)	\$100.00	\$100.00	\$100.00
1	HAH000004	Adhesive-(2.0,Urethane,Dam,Primer)	\$20.00	\$20.00	\$20.00

LIMITED WARRANTY: Your glass replacement is warranted against structural failure, adhesive materials and workmanship for as long as you own your vehicle. If seal is present, we will not be able to warranty our work. Windshield Repairs: If you are not completely satisfied with the repair, we will credit the cost of the repair towards a windshield replacement, in IL. In no event shall we be liable for incidental or consequential damages. This guarantee is not transferable. Adhesive cure time caution: The adhesive used during our glass installation is designed to meet today's safety standards for retention in the event of a collision or rollover after a cure period following installation. WE APPRECIATE YOUR FEEDBACK. PLEASE SHARE YOUR EXPERIENCE AT: www.gerbercollision.com/rev

We appreciate your feedback and would like to hear from you. Please share your customer experience with us at: www.gerbercollision.com/rev

Thank you for your business!
 credit Card: 06/20/11 09:00 AM Required Date 06/20/11 09:00 AM Mobile
 Instructions: FRIDAY MORNING TO THE ABOVE ADDRESS. IRVING, GREEN BAY AND LAKE.

Installer: AP
DOAS

Handwritten: AP#102092P

Handwritten: mygrat

Customer's Signature _____

Gerber Collision and Glass 22 Locations Serving Chicago gerberglass.com CHICAGO, IL 60600 PH:(830) 617-6234 FAX:(830) 632-9344

Collect From Customer	
Sub Total	\$632.86
Disposal Fee	\$6.00
Tax	\$45.29
Total	\$684.15

Handwritten: DOAS TO SKOKIES GRAD 5120 SA J11877183

NEW TRIER TOWNSHIP HIGH SCHOOL DISTRICT 203



7 Rapp Road • Northfield, IL 60067-3411

HARRIS BANK WINNETKA N.A.
320 GREEN BAY ROAD
WINNETKA, IL 60093
708-504-7778
VOID AFTER 180 DAYS

102518

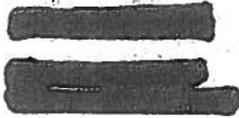
Accounts Payable

CHECK DATE: 09/15/11 CHECK NO.: 102518

AMOUNT \$*****100.00*

Pay the sum of ONE HUNDRED DOLLARS & ZERO CENTS.

TO THE ORDER OF



[Signature]

PRESIDENT
TOWNSHIP NO. 42 NORTH
RANGE 18 EAST
COOK COUNTY, ILLINOIS
TOWNSHIP
TREASURER

#102518# 0719050400 6230922060

NEW TRIER TOWNSHIP / HIGH SCHOOL DISTRICT 203 / ACCOUNTS PAYABLE

VEINOR NO. 20110472

CHECK NO. 102518

ACCOUNT	PURCH ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
		C90711	100.00	

20110472



4 OF 4

back field



1712 Magnavox Way P.O. Box 2338
Fort Wayne, Indiana 46801
1-800-237-2317 Fax 1-312-381-9079
www.kandkinsurance.com
CA #0334819

AMERICAN AMATEUR BASEBALL CONGRESS LIABILITY CLAIM FORM

(Check and/or circle one per section, complete relevant blanks.)

- | | | |
|---|--|---|
| BASEBALL | | PROGRAM |
| <input type="checkbox"/> T-Ball | <input type="checkbox"/> Age 13 (13&U) | <input type="checkbox"/> Pre-season |
| <input type="checkbox"/> Roberto Clemente (8&U) | <input type="checkbox"/> Mickey Mantle (16&U) | <input type="checkbox"/> Regular season |
| <input type="checkbox"/> Willie Mays (10&U) | <input type="checkbox"/> Age 15 (15&U) | <input type="checkbox"/> Tournament |
| <input type="checkbox"/> Jackie Robinson (9&U) | <input checked="" type="checkbox"/> Connie Mack (18&U) | <input type="checkbox"/> World Series |
| <input type="checkbox"/> Pee Wee Reese (12&U) | <input type="checkbox"/> Don Mattingly (17&U) | |
| <input type="checkbox"/> Gil Hodges (11&U) | <input type="checkbox"/> Stan Musial (unlimited) | |
| <input type="checkbox"/> Sandy Koufax (14&U) | <input type="checkbox"/> Umpire | |

INJURED: (Player) (Spectator) (Coach) (Property) (Other: Auto driving near ballpark)

If player, has participant accident carrier been put on notice? Yes No

Name: _____ Age: ? _____ Sex: M F

Address: _____

City: _____ State: _____ Zip: _____ Phone: _____

League name: _____ Team: _____

League address: _____

City: _____ State: _____ Zip: _____

Place injury occurred: Willow Road, Winnetka, IL

League/team official: _____ Phone: _____

Contact person: _____ Phone: _____

INJURY OR PROPERTY DAMAGE:

Date occurred: June 18, 2011

Injured body part: _____

Conditions: _____
(Laceration, concussion, fracture, sprain, etc.)

Damaged property: Automobile

Cause of damage: Foul ball on road out side of ballpark area

- | | |
|--------------------------------|------------------------------------|
| SIDE | TIME |
| <input type="checkbox"/> Left | <input type="checkbox"/> Morning |
| <input type="checkbox"/> Right | <input type="checkbox"/> Afternoon |
| <input type="checkbox"/> Both | <input type="checkbox"/> Evening |
| <input type="checkbox"/> N/A | <input type="checkbox"/> Lights |

- | |
|--|
| DISPOSITION |
| <input type="checkbox"/> On-site care only |
| <input type="checkbox"/> Ambulance to: _____ |
| City: _____ |
| <input type="checkbox"/> Fatality |
| <input type="checkbox"/> Refused care |

- OCCASION:**
- TO/FROM GAME
 - WARMUPS
 - DURING GAME
(_____ Inning)
 - BETWEEN INNINGS
 - TO/FROM PRACTICE
 - PRACTICE: (Early) (Mid) (Late)
 - PRACTICE GAME CONDITIONS

- LOCATION:**
- BASE: (1st) (2nd) (3rd) (HP)
 - BASEPATH
 - INFIELD
 - OUTFIELD
 - FOUL TERRITORY
 - DUGOUT
 - BULL PEN
 - LOCKER ROOM
 - GRANDSTAND SEATING
 - OTHER:

- ACTIVITY:**
- BATTING
 - RUNNING
 - SLIDING (Not Base-Related)
(Fixed Base) (Break-Away Base)
 - CATCHING
 - FIELDING
 - TAGGING
 - THROWING
 - HORSEPLAY
 - OTHER:

- SITUATION: (Person or Property)**
- HIT BY: (Pitch) (Ball) (Foul)
(Thrown Ball) (Batted Ball)
Other:
 - COLLISION WITH: (Teammate)
(Opponent) (Public) (Fence)
Other:
 - NON-CONTACT INJURY
 - FALL: (Slip) (Trip) (Pushed)
 - OTHER:

DESCRIBE HOW ACCIDENT HAPPENED:
Foul ball behind home plate hit auto while it was in motion on Willow Road, a road that is outside of the ball park area.

Respondent (print): Donald D Wallace Phone: (847) 448-7812

COMPLETE AND RETURN TO K&K, P.O. BOX 2338, FORT WAYNE, IN 46801.
email: KK_claims@kandkinsurance.com Fax: 312-381-9079

1 OF 9

Wideman, Joan E

From: Michael McHugh [Michael_McHugh@ajg.com]
Sent: Thursday, July 14, 2011 9:34 AM
To: Goers, Donald R; Tyler LaMantia
Cc: Wideman, Joan E
Subject: Re: Insurance Claim

Don

Your thinking is totally correct.

The claimant should turn it in to his own carrier for reimbursement. If his carrier feels it is negligence on the part of the organization who rented the field they will pursue a claim.

From my 30 years experience I doubt the carrier will pursue.

It is good that you have warning signs up on your fields,

In regards to your agreement from my review it appears that it spells it clearly that the other organization is liable.

2 I think that the language is clear but you have to remember that it is always subject to legal interpretation.

3 I do not believe that the cost would be prohibitive. If they could not afford it then the Wilmette baseball association should just go ahead and pay this out of their funds. New Trier is not liable and you should not pay funds.

From: Goers, Donald R [mailto:goersd@newtrier.k12.il.us]
Sent: Thursday, July 14, 2011 08:24 AM
To: Michael McHugh; Tyler LaMantia
Cc: Wideman, Joan E <widemani@newtrier.k12.il.us>
Subject: Insurance Claim

Hi Mike and Tyler,

We had an outside baseball organization rent our baseball field. They executed our rental agreement prior to usage. Recently, a claim was incurred when a foul ball hit a car driving down Willow Road. Damage was \$850.

It is my experience that if this occurred while the New Trier team was playing or sponsoring the event, then the District would be liable and our insurance would pay for the damage. On the other hand, if a foul ball hits a parked car in our lot or a fan watching the game, we would not be liable since we have signs posted that indicate you are parking or viewing the game at your own risk. Do you agree with these statements?

Regarding the specific claim, the driver of the damaged vehicle is seeking reimbursement. The Organization renting the field is indicating that their insurance does not cover this exposure and was refusing to pay. I am attaching a copy of our rental agreement. On page 4, paragraph 17, is the insurance language and on page 8 is the waiver. My questions are as follows:

1. Between our insurance language and the hold harmless language, is it clear the outside organization is liable?
2. Is our insurance language clear enough that appropriate coverage should have been provided to cover this claim?
3. The organization indicated that to add this type of coverage (vehicle damage) that the cost would be prohibitive. (They indicated that their coverage was primarily for the players). I would think that this coverage would not be that expensive. Would you agree that this coverage would be relatively inexpensive?

Let me know what you think. I am also attaching a copy of the Certificate of Insurance we received.

Sincerely,

From: Oberembt, Randall
Sent: Friday, July 15, 2011 8:43 AM
To: Goers, Donald R
Subject: FW: [REDACTED]

I see why it did not get to you.

Randy Oberembt
Athletic Director
New Trier High School District 203
(O) 847/784-2226



From: [REDACTED]
Sent: Thursday, July 14, 2011 1:23 PM
To: dgoers@newtrier.k12.il.us
Cc: Napoleon, Michael S; Oberembt, Randall
Subject: [REDACTED]

Don,

Mike Napoleon posted me on your meeting this morning and asked that I get in touch with you. I understand that you would like the [REDACTED] to pay the \$850 auto damage claim to your office and your office will reimburse the claimant. Please correct my understanding if it is inaccurate.

Re your [REDACTED] pay NT" proposal, while I'd like to see the [REDACTED] continue to play at Duke, I am not willing to commit or expose either the [REDACTED] or myself to reimbursing either your office or a claimant for damages caused by a foul ball onto Willow Road. I'd note that it is normal for several foul balls per game to land on Willow Road (and players cross Willow-a 4 lane roadway- to retrieve them, another potentially dangerous condition).

If [REDACTED] (my [REDACTED] partner of 12 years) wants to continue to play at Duke under your proposed reimbursement terms, I will step down as [REDACTED] GM. Alternatively I will discuss with [REDACTED] upon his return from vacation, our 2012 home games being played at a field other than Duke Childs. If you are aware -I am not- of reasonably priced insurance that would cover the Willow Road condition, I would consider it. Our present insurance, which names NTHS as an additional insured, specifically excludes damage to or liability claims involving motor vehicles.

I'm not sure meeting will change either of our positions, but am willing to do so if you think it would be useful.

[REDACTED]

P.S. We will have no more games at Duke this season.

Wideman, Joan E

From: [REDACTED]
Sent: Friday, July 15, 2011 9:33 AM
To: Goers, Donald R
Cc: Wideman, Joan E; Napoleon, Michael S; Oberembt, Randall
Subject: RE: [REDACTED]

Don,
First off, sorry about the wrong email- give me the error, not Naps.
I just got off the phone with a senior guy at our insurance company. After explaining the Willow Road situation to him (not "In the ballpark"), he agreed that his company would pay this claim. I will file a claim form today. FYI, this answer was not the answer I received in my prior call to the company (but I like this answer better).
Can't tell you how pleased I am to get this issue off the table in a satisfactory manner (as I suspect you and Randy are as well).
On the baseball front, we have had a very successful and busy (33 games in 30 days) season with our all-NT roster. And I assure you we appreciate being able to use Duke.
Don Wallace

[REDACTED]

BAIRD

From: Goers, Donald R [mailto:goersd@newtrier.k12.il.us] ·
Sent: Friday, July 15, 2011 8:53 AM
To: [REDACTED]
Cc: Wideman, Joan E; Napoleon, Michael S; Oberembt, Randall
Subject: FW: [REDACTED]

Hi Don,

Randy forwarded your e-mail to me this morning, as you had an incorrect e-mail address for me. Our insurance specifications always included the requirement of this type of liability coverage for property damage. This claim should fall under your liability coverage listed in your Certificate of Insurance and not under auto coverage. It is similar to a situation in which you were golfing and you broke a window of a resident adjacent to the course. Your individual homeowners policy would cover the damage. In addition, our rental agreement includes a hold harmless provision.

I reviewed this claim with our insurance agent and he indicated this was clearly your liability. He also noted that if your insurance excludes this coverage, that the cost of the coverage would not be substantial. The liability exposure associated with your use of the field is the same exposure we face when our teams use the field, and our insurance has covered similar incidents.

As far as this specific claim is concerned, ideally I would like to see you or your insurance company deal with this claimant directly. However, as a compromise, I indicated to Mike, that if you were willing to pay us, we would then process a payment to the claimant. Let me know what you think.

1

4 OF 9

Date: 6/21/2011 09:48 AM
 Estimate ID: 13438
 Estimate Version: 0
 Preliminary
 Profile ID: Jennings Std Profile

JENNINGS CHEVROLET

341 WAUKEGAN ROAD, GLENVIEW, IL 60025
 (847) 832-2694
 Fax: (847) 832-2599
 Email: starved@jenningschevrolet.com
 Tax ID: 35-2307-876

Damage Assessed By: STEVE PATERNOSTER

Deductible: UNKNOWN

Insured: 
 Address: 
 Telephone: 

Mitchell Service: 910116

Description: 2009 Volkswagen Jetta SE
 Body Style: 4D Sed
 VIN: 
 Mileage: 23,287
 OEM/ALT: 0

Drive Train: 3.5L Inj 5 Cyl 6A FWD
 License: PG 98 IL

Search Code: None

Options: POWER LOCK, POWER WINDOW, MANUAL AIR CONDITION, CRUISE CONTROL
 YLT STEERING COLUMN, TELESCOPIC STEERING COLUMN, ANTI-LOCK BRAKE SYS.
 TRACTION CONTROL, ALUM/ALLOY WHEELS, AUXILIARY INPUT, LEATHER STEERING WHEEL
 SATELLITE RADIO, FRONT AIR DAM, TINTED GLASS, VARIABLE ASSISTED STEERING
 ANTI-THEFT SYSTEM, DAYTIME RUNNING LIGHTS
 AM/FM STEREO CD CHANGER WITH PREMIUM SOUND, ELECTRONIC STABILITY CONTROL
 FRONT HEATED BUCKET SEATS, INTERIOR AIR FILTER, KEYLESS ENTRY SYSTEM
 POWER DISC BRAKES, POWER HEATED EXTERIOR MIRRORS, POWER LIFTGATE/TRUNK
 REAR WINDOW DIVERSITY ANTENNA, SUNROOF/MOONROOF (POWER)

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/Part Number	Dollar Amount	Labor Units
1	000610	GLS	REPAIR	W/Shield Glass	Existing		0.3*
2				BACK TAPE MLDG			
3	003216	BDY	REMOVE/INSTALL	Antenna			0.3*
4	001997	BDY	REPAIR	Roof Panel	Existing		1.0*
5	AUTO	REF	REFINISH	Roof Panel			C 2.0*
6	002077	BDY	REMOVE/INSTALL	Roof Headliner			2.0*
7				LOWER REAR TO R & L ANTENNA			
8	000822	GLS	REPAIR	Back Window Glass	Existing		0.3*
9				BACK TAPE MLDG			
10	936012		ADD'L COST	HAZARDOUS WASTE DISPOSAL		4.00*	
11	AUTO	REF	ADD'L OPR	Clear Coat			1.1*
12	933005	REF*	ADD'L OPR	RESTORE CORROSION PROTECTION			0.3*
13	933017	REF*	ADD'L OPR	FINISH SAND AND BUFF			0.5*
14	933018	BDY*	ADD'L OPR	MASK FOR OVERSPRAY		5.00*	0.3*
16	AUTO		ADD'L COST	Paint/Materials		109.20*	

* - Judgment Item
 \$ - Labor Note Applies
 C - Included in Clear Coat Calc

ESTIMATE RECALL NUMBER: 06/20/2011 12:34:01 12438

Mitchell Data Version: OEM: APR_11_V

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UltraMate Version: 7.0.330

Page 1 of 2

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Date: 0/21/2011 09:48 AM
 Estimate ID: 12439
 Estimate Version: 0
 Preliminary
 Profile ID: Jennings Std Profile

Estimate Totals

I. Labor Subtotals						II. Part Replacement Summary		
	Units	Rate	Add Labor Amount	Sublet Amount	Totals		Amount	
Body	5.6	48.00	5.00	0.00	273.80			
Refinish	4.7	48.00	0.00	0.00	225.60	Total Replacement Parts Amount	0.00	
Glass	0.6	48.00	0.00	0.00	28.80			
Non-Taxable Labor					528.20			
Labor Summary					10.9		528.20	
III. Additional Costs						IV. Adjustments		
Taxable Costs						Amount	Amount	
Sales Tax @ 9.750%						113.20	Customer Responsibility	0.00
Total Additional Costs						124.24		
Paint Material Method: Rates Int Rate = 28.00 , Int Max Hours = 89.9, Add Rate = 6.00								
						I. Total Labor:	528.20	
						II. Total Replacement Parts:	0.00	
						III. Total Additional Costs:	124.24	
						Gross Total:		652.44
						IV. Total Adjustments:	0.00	
						Net Total:		652.44

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

THIS IS A VISUAL DAMAGE ESTIMATE. ADDITIONAL DAMAGE MAY BE PRESENT THAT CAN NOT BE SEEN. ADDITIONAL REPAIRS AND/OR PARTS MAY BE NEEDED AFTER TEARDOWN. UNFORSEEN PROBLEMS OFTEN OCCUR DURING THE REPAIR PROCESS. IF ANY DO OCCUR IT MAY BE NECESSARY TO HAVE YOUR VEHICLE LONGER THAN ANTICIPATED.

6 of 9

Wideman, Joan E

From: Oberembt, Randall
Sent: Wednesday, June 22, 2011 8:08 AM
To: Wideman, Joan E
Subject: FW: Pricing for a rental vehicle Doc #2

Joan,
Per previous e-mail
Randy

Randy Oberembt
Athletic Director
New Trier High School District 203
(O) 847/784-2226



From: [REDACTED]
Sent: Tuesday, June 21, 2011 7:48 PM
To: Oberembt, Randall
Subject: Fw: Pricing for a rental vehicle Doc #2

Hello

Letter from Hertz is attached and it is estimated that the car will have to be in the shop @ 3 days for the repair – so about \$180. However, I do not know if tax is included.

Please confirm via email reply that you have now received 3 email in total from me.

Regards

[REDACTED]

7 of 9

Wideman, Joan E

From: Oberembt, Randall
Sent: Wednesday, June 22, 2011 8:10 AM
To: Wideman, Joan E
Subject: FW: Insurance

Weekend Car Damage

#2

Randy Oberembt
Athletic Director
New Trier High School District 203
(O) 847/784-2226



From: [REDACTED]
Sent: Tuesday, June 21, 2011 8:39 AM
To: Oberembt, Randall
Subject: Insurance

Randy

Hello

Thanks for your prompt reply to my phone message.

Damage to my car, as discussed, occurred while driving on Willow Road just west of Hibbard Road, this past Sunday 18TH June 2011 at approximately 3:15 PM.

The damage was to the roof of the car and was the result of a pop fly baseball from the playing field that is closest to Hibbard Road on Willow.

The hit startled me and I pulled to the shoulder of the road. I went over to the playing field, and was unable to find a coach.

However, one of the parent spectators was very kind, [REDACTED] -- had heard the ball strike and had wondered who/what it hit - and offered to be a witness if needed. Her number is [REDACTED] It was on her suggestion that I contact you now for insurance cover from the team. I was on my way to a formal event and thus left the area.

I will forward to you by separate cover the repair and car rental estimate ASAP.

As you kindly suggested, I would be so grateful if you can contact your insurance vendor (or proxy) on my behalf so that the claims process can begin as soon as possible.

Let's try to wrap this up soon!

Kind regards,

[REDACTED]

Spoke to [REDACTED] on 6/22 @ 4:20pm

Saturday @ 3:15pm

8 of 9

Wideman, Joan E

From: Oberembt, Randall
Sent: Wednesday, June 22, 2011 8:10 AM
To: Wideman, Joan E
Subject: FW: Fw:Doc #1 ESTIMATE for car repair
Attachments: 12439_0_0_T.pdf

#3

Randy Oberembt
Athletic Director
New Trier High School District 203
(O) 847/784-2226



From: [REDACTED]
Sent: Tuesday, June 21, 2011 1:01 PM
To: Oberembt, Randall
Subject: Fw:Doc #1 ESTIMATE for car repair

Dear Randy

Please find Doc # 1 attached which covers estimate for car repair.

Doc# 2 to follow upon receipt of estimate for car rental.

Trust you got my earlier email today.

Thanks

[REDACTED]

--- On Tue, 6/21/11, Steve Paternoster

wrote:

From: [REDACTED]
Subject: ESTIMATE
To: [REDACTED]
Date: Tuesday, June 21, 2011, 9:51 AM

[REDACTED]

9 OF 9

K1 Person/Entity Involved

Local Option

Business name (if applicable)

Area Code

Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr., Ms., Mrs. First Name

MI

Last Name

Suffix

Number

Prefix

Street or Highway

Street Type

Suffix

Post Office Box

Apt./Suite/Room

City

State

Zip Code

More people involved? Check this box and attach Supplemental Forms (NFIRS-15) as necessary

K2 Owner

Same as person involved? Then check this box and skip the rest of this section.

Local Option

Business name (if applicable)

Area Code

Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr., Ms., Mrs. First Name

MI

Last Name

Suffix

Number

Prefix

WILLOW RD & HIBBARD

RD

Street Type

Suffix

Post Office Box

Apt./Suite/Room

WINNETKA

City

State

IL 60093

Zip Code

L Remarks

Local Option

B.L.S., transported pt. to Evanston E.R.

BEGIN cccADCOMMENTS

05/18/2009 17:18:06 MATTJ CT SIVER VEHICLE
 05/18/2009 17:18:19 MATTJ HC INCIDENT HOTCALLED.
 05/18/2009 17:18:25 MATTJ IR INCIDENT ROUTED AFTER HOTCALL
 05/18/2009 17:18:57 JIMJ DP Res: E28 Disp
 05/18/2009 17:18:57 JIMJ DP Res: A28 Disp
 05/18/2009 17:19:21 MATTJ DP Res: BAT28 Disp
 05/18/2009 17:19:54 E28 EN Res: E28
 05/18/2009 17:20:25 MATTJ EN Res: BAT28
 05/18/2009 17:20:26 MATTJ EN Res: A28
 05/18/2009 17:23:08 JIMJ AR Res: BAT28
 05/18/2009 17:23:08 JIMJ AR Res: E28
 05/18/2009 17:23:08 JIMJ AR Res: A28
 05/18/2009 17:31:55 MATTJ CL Finish/Clear Resource Number: BAT28
 05/18/2009 17:39:35 E28 CL Finish/Clear Resource Number: E28
 05/18/2009 17:40:07 MATTJ EH Res: A28 Hosp: EVANSTON HOSPITAL
 05/18/2009 17:46:15 A28 EH Res: A28 Hosp: EVANSTON HOSPITAL
 05/18/2009 17:55:41 A28 AH Res: A28 Hosp: EVANSTON HOSPITAL
 05/18/2009 18:44:40 MARKS CL Finish/Clear Resource Number: A28

END cccAD COMMENT

L Authorization

0258

Officer in charge ID

Roeder, Michael J

Signature

CAPT

Position or rank

Assignment

05

18

2009

Month Day Year

Check Box if 0678

Same as Officer/Member making report ID in charge.

Minogue, James L

Signature

FM

Position or rank

Assignment

05

18

2009

Month Day Year

A CW532 IL 05 18 2009 28 09-0013133 000 Delete Change No Activity **MFIRS -1 Basic**

B Location* Check this box to indicate that the address for this incident is provided on the Wildland Fire Census Tract 8005 - 00
 Street address
 Intersection WILLOW RD
 In front of
 Rear of
 Adjacent to
 Directions
WILLOW RD
WINNETKA IL 60093
HIBBARD RD
Cross street or directions, as applicable

C Incident Type * 321 EMS call, excluding vehicle
D Aid Given or Received*
 1 Mutual aid received
 2 Automatic aid recv.
 3 Mutual aid given
 4 Automatic aid given
 5 Other aid given
 N None
 Their **FDID** **State**
 Their **Incident Number**

E1 Date & Times Midnight is 0000
 Check boxes if dates are the same as Alarm ALARM always required
 Alarm * 05 18 2009 17:18:57
 ARRIVAL required, unless canceled or did not arrive
 Arrival * 05 18 2009 17:23:08
 CONTROLLED Optional, except for wildland fires
 Controlled
 LAST UNIT CLEARED, required except for wildland fires
 Last Unit
 Cleared 05 18 2009 18:44:40

E2 Shift & Alarms
 Local Option
A 01 2803
 Shift or Alarms District
 Platoon

E3 Special Studies
 Local Option
 Special Study ID# Special Study Value

F Actions Taken *
32 Provide basic life
 Primary Action Taken (1)
 Additional Action Taken (2)
 Additional Action Taken (3)

G1 Resources *
 Check this box and skip this section if an Apparatus or Personnel form is used.
 Apparatus Personnel
 Suppression
 EMS 0003 0005
 Other
 Check box if resource counts include aid received resources.

G2 Estimated Dollar Losses & Values
 LOSSES: Required for all fires if known. Optional for non fires.
 Property \$ 000 000
 Contents \$ 000 000
 PRE-INCIDENT VALUE: Optional
 Property \$ 000 000
 Contents \$ 000 000

Completed Modules
 Fire-2
 Structure-3
 Civil Fire Cas.-4
 Fire Serv. Cas.-5
 EMS-6
 HazMat-7
 Wildland Fire-8
 Apparatus-9
 Personnel-10
 Arson-11

H1* Casualties None
 Deaths Injuries
 Fire
 Service
 Civilian

H2 Detector
 Required for Confined Fires.
 1 Detector alerted occupants
 2 Detector did not alert them
 U Unknown

H3 Hazardous Materials Release
 N None
 1 Natural Gas: slow leak, no evacuation or HazMat actions
 2 Propane gas: <75 lb. tank (as in home use grill)
 3 Gasoline: vehicle fuel tank or portable container
 4 Kerosene: fuel burning equipment or portable storage
 5 Diesel fuel/fuel oil: vehicle fuel tank or portable
 6 Household solvents: home/office spill, cleanup only
 7 Motor oil: farm engine or portable container
 8 Paint: trim paint cans totaling < 15 gallons
 0 Other: Special Hazmat actions required or spill > 15gal., Please complete the Hazmat form

I Mixed Use Property
 NN Not Mixed
 10 Assembly use
 20 Education use
 33 Medical use
 40 Residential use
 51 Row of stores
 53 Enclosed mall
 58 Bus. & Residential
 59 Office use
 60 Industrial use
 63 Military use
 65 Farm use
 00 Other mixed use

J Property Use* Structures
 131 Church, place of worship
 161 Restaurant or cafeteria
 162 Bar/Tavern or nightclub
 213 Elementary school or kindergarten
 215 High school or junior high
 241 College, adult education
 311 Care facility for the aged
 331 Hospital
 Outside
 124 Playground or park.
 655 Crops or orchard
 669 Forest (timberland)
 807 Outdoor storage area
 919 Dump or sanitary landfill
 931 Open land or field
 341 Clinic, clinic type infirmary
 342 Doctor/dentist office
 361 Prison or jail, not juvenile
 419 1-or 2-family dwelling
 429 Multi-family dwelling
 439 Rooming/boarding house
 449 Commercial hotel or motel
 459 Residential, board and care
 464 Dormitory/barracks
 519 Food and beverage sales
 539 Household goods, sales, repairs
 579 Motor vehicle/boat sales/repair
 571 Gas or service station
 599 Business office
 615 Electric generating plant
 629 Laboratory/science lab
 700 Manufacturing plant
 819 Livestock/poultry storage (barn)
 882 Non-residential parking garage
 891 Warehouse
 936 Vacant lot
 938 Graded/care for plot of land
 946 Lake, river, stream
 951 Railroad right of way
 960 Other street
 961 Highway/divided highway
 962 Residential street/driveway
 981 Construction site
 984 Industrial plant yard
 Lookup and enter a Property Use code only if you have NOT checked a Property Use box.
 Property Use 962
Residential street, road or
 MFIRS-1 Revision 03/11/99

1201001231000 3550

Return check
John

[Redacted]

OK to pay Fund 12

10/8/03

Mr. Goers,

Thank you for your attention to this matter.

As we spoke about on the phone, I am enclosing the invoice we paid for repair of our windshield. I have also enclosed the police report.

Please send a check for \$244⁶⁹ to me at my home:

[Redacted]

Thanks,

[Redacted]

1 of 3



Auto Glass Masters/Trim

4520 N. Elston Avenue, Chicago, IL 60630
Tel. (630) 527-0670 • (773) 286-8390

WORK ORDER
No 2999

Customer	Agent
Address	Insurance Co.
City	Billing Address
State	City State Zip
Home Phone #	Phone #
Work Phone #	Cause of Loss
	Date of Loss
Year 2002 Make GMC	Policy #
Model Yukon XL	Claim #
Body Style 4 door	Deductible
Vin	Auth. By EA
Lic #	Auth. Code
State Mileage	Date 5-14-03
Off of Willow Road	Purchase Order #
	Repair Order #

DW 1341 G04 1st stop Mobile do of Louise 9:35 AM WIC		225 00
	015297	
*MEMO Deposit Non Refundable		
Customer Signature		
*White Copy : Customer *Yellow Copy : Insurance *Pink Copy : File		
	SUB TOTAL	225 00
	TAX	19 69
	LABOR	
	TOTAL	244 69
	DEPOSIT	
	BALANCE	

2 OF 3



**NEW TRIER TOWNSHIP
HIGH SCHOOL DISTRICT 203**
301 Winoka Ave., Winoka, Illinois 60093-4195

ACCOUNTS PAYABLE

HARRIS BANK WINNETKA ILL.
630 GREEN BAY ROAD
WINNETKA, IL 60093
70-804718
VOID AFTER 180 DAYS

042272

CHECK DATE 10/15/03 CHECK NO. 42272

AMOUNT \$*****244.69*

PAY THE SUM OF TWO HUNDRED FORTY FOUR DOLLARS & 69 CENTS

TO THE ORDER OF

[REDACTED]

James R. [Signature]

PRESIDENT

TOWNSHIP NO. 42 NORTH
RANGE 14 EAST
COOK COUNTY, ILLINOIS
TOWNSHIP
TREASURER

⑆042272⑆ ⑆071905040⑆ 623⑆922⑆6⑆

NEW TRIER TOWNSHIP / HIGH SCHOOL DISTRICT 203 / ACCOUNTS PAYABLE

VENDOR NO. 9168

CHECK NO. 42272

ACCOUNT	PURCH. ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
		101403	244.69	

3 of 3

ATTACHMENT T
Duke Childs Field and Sports Field Related Calls since 2001

<u>Incident Number</u>	<u>Alarm Date</u>	<u>Alarm Time</u>	<u>Number</u>	<u>Street</u>	<u>Street Type</u>	<u>Cross Street</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	<u>Incident Type</u>	<u>Description</u>	<u>Further Detail</u>
01-0000749	08-May-01	17:17:21	390	Hibbard	RD		Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Sports
05-0012186	18-Jun-05	10:30:27		Willow	RD	Hibbard	Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Baseball
05-0014773	19-Jul-05	08:53:27		Willow	RD	Hibbard	Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Bicycle
05-0014826	19-Jul-05	17:55:17	390	Hibbard	RD		Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Softball
06-0009930	18-May-06	18:09:24		Willow	RD	Hibbard	Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Baseball
07-0014160	27-Jun-07	18:38:50	390	Hibbard	RD		Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Soccer related
09-0013133	18-May-09	17:18:57		Willow	RD	Hibbard	Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Baseball Struck Vehicle
10-0008790	10-Apr-10	13:31:24		Hibbard	RD	Willow	Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Baseball Spectator
10-0012590	19-May-10	18:00:51	390	Hibbard	RD		Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Lacrosse
11-0008257	24-Mar-11	18:50:22	390	Hibbard	RD		Winnetka	IL	60093	321	EMS call, excluding vehicle accident with injury	Baseball Parking Area Vehicle Accident
11-0031406	14-Oct-11	07:27:19		Willow	RD	Hibbard	Winnetka	IL	60093	323	Motor vehicle/pedestrian accident (MV Ped)	Vehicle Struck Minor on Bicycle

ATTACHMENT T

Detail Call For Service Report

Login ID: aboba

Print Date/Time: 06/14/2013 09:54

From CFS: 581	From Date: 03/29/2012 16:06	CFS Type: All
To CFS: 581	To Date: 03/29/2012 16:06	Agency Type:
Layer: All	Areas: All	

CFS Number: 581	Call Date/Time: 03/29/2012 16:06:08	Primary Incident: 2012-00001726
------------------------	--	--

Location: HIBBARD RD / WILLOW RD Winnetka, IL 60093 , Winnetka	Dispatch Time: 03/29/2012 16:06:08
Additnl Loc Info:	Arrive Time: 03/29/2012 16:06:08
Common Name:	Clear Date/Time: 03/29/2012 16:06:22
Phone:	Nature Of Call:
Call Type: Accident - Set. @ Scene	Report Required: No
Status: Not In Progress	Priority: Routine
Police ORI: IL0163C00	EMS ORI:
	Created By: BRUNO ALVAREZ
	Canceled: No
	Source: Officer
	Fire ORI:

Vehicle Information

Vehicle Type:	Make:	Model:	Year:
Style:	VIN:	Condition:	Color:
Plate Type: Amateur Radio	Plate: N9JIG	Plate State:	Reg.Year:
Description:			

Narrative, Questionnaire Responses, TDD Text

Create Time	Created By	Narrative
03/29/2012 16:06:08	BRUNO ALVAREZ	PER #430 AND #405 CALL CREATED FOR A FOUL BALL FROM A BASBALL GAME STRIKING THE HOOD OF THE CAR/ #430 WILL FOLLOW UP WITH ATHLETIC DIRECTOR THE FOLLOWING DAY

Dispositions

Disposition	Disposition Count
Assign Complete - No Report	1

Associated Areas

Area Type Code	Description
Quadrant	
Station	
Beat	8 South
District	
Police ORI	IL0163C00
EMS ORI	
Fire ORI	

Incident Number(s)

Incident Number	ORI Number	Primary Unit	Department Name	Agency Type
2012-00001726	IL0163C00	Yes	WINNETKA POLICE DEPT	Police

Unit(s)

Unit	Primary Unit	Radio Number	Personnel
430	Yes	430	0490 CARLSON
405	No	405	0922 OCONNELL

ATTACHMENT T

Detail Call For Service Report

Login ID: aboba

Print Date/Time: 06/14/2013 09:54

From CFS: 581 From Date: 03/29/2012 16:06 CFS Type: All
 To CFS: 581 To Date: 03/29/2012 16:06 Agency Type:
 Layer: All Areas: All

CFS Number: 581 Call Date/Time: 03/29/2012 16:06:08 Primary Incident: 2012-00001728

Call Log

Log Date/Time	Entered By	Action	Description
03/29/2012 16:06:08	BRUNO ALVAREZ	Call Created	New call created. Call Type: Accident - Set. @ Scene, Location: HIBBARD RD / WILLOW RD, Phone Number: , Name:
03/29/2012 16:06:08	BRUNO ALVAREZ	Narrative Added	PER #430 AND #405 CALL CREATED FOR A FOUL BALL FROM A BASBALL GAME STRIKING THE HOOD OF THE CAR/ #430 WILL FOLLOW UP WITH ATHLETIC DIRECTOR THE FOLLOWING DAY
03/29/2012 16:06:08	BRUNO ALVAREZ	Call Updated	Dispositions Changed
03/29/2012 16:06:08	BRUNO ALVAREZ	Vehicle Added	Quick Call
03/29/2012 16:06:08	BRUNO ALVAREZ	Incident Created	Added Incident Number, ORI: IL0163C00, Number: 2012-00001726
03/29/2012 16:06:08	BRUNO ALVAREZ	Unit Status Action	Unit 430 Arrived
03/29/2012 16:06:12	BRUNO ALVAREZ	Unit Status Action	Unit 405 Arrived
03/29/2012 16:06:21	BRUNO ALVAREZ	Call Updated	Dispositions Changed
03/29/2012 16:06:22	BRUNO ALVAREZ	Unit Status Action	Unit 430 cleared from call
03/29/2012 16:06:22	BRUNO ALVAREZ	Unit Status Action	Unit 405 cleared from call
03/29/2012 16:06:22	BRUNO ALVAREZ	Call Cleared	

Unit Log

Log Date/Time	Entered By	Unit	Status	Action	Description	Location
03/29/2012 16:06:08	BRUNO ALVAREZ	430	Dispatched	Unit Status Change		HIBBARD RD / WILLOW RD, Winnetka
03/29/2012 16:06:08	BRUNO ALVAREZ	430	Arrived	Unit Status Change		HIBBARD RD / WILLOW RD, Winnetka
03/29/2012 16:06:12	BRUNO ALVAREZ	405	Dispatched	Unit Status Change		HIBBARD RD / WILLOW RD, Winnetka
03/29/2012 16:06:12	BRUNO ALVAREZ	405	Arrived	Unit Status Change		HIBBARD RD / WILLOW RD, Winnetka
03/29/2012 16:06:22	BRUNO ALVAREZ	405	Available	Unit Cleared	Unit cleared from call	
03/29/2012 16:06:22	BRUNO ALVAREZ	430	Available	Unit Status Change		
03/29/2012 16:06:22	BRUNO ALVAREZ	430	Available	Unit Cleared	Unit cleared from call	
03/29/2012 16:06:22	BRUNO ALVAREZ	405	Available	Unit Status Change		

ATTACHMENT T

Detail Call For Service Report

Login ID: aboba

Print Date/Time: 06/14/2013 09:49

From CFS: 152	From Date: 05/18/2009 17:19	CFS Type: All
To CFS: 152	To Date: 05/18/2009 17:19	Agency Type:
Layer: All	Areas: All	

CFS Number: 152 **Call Date/Time:** 05/18/2009 17:19:17 **Primary Incident:** 2009-00002882

Location: 1300 WILLOW RD Winnetka, IL 60093 , Winnetka	Dispatch Time: 05/18/2009 17:22:01
Additnl Loc Info:	Arrive Time: 05/18/2009 17:26:16
Common Name:	Clear Date/Time: 05/18/2009 18:53:46
Phone: [REDACTED]	Created By: STEVEN HASSENAUER
Call Type: Accident - PI	Report Required: No
Status: In Progress	Canceled: No
Police ORI: IL0163C00	Priority: High
	Source: 911
	Fire ORI:

Person Information

Name	Person Type	Address	Phone	Race	Sex	DOB	Age	SSN
	Driver	, ,						
	Passenger	, ,						
[REDACTED]	Witness	, ,			F	[REDACTED]	56	

Verizon Wireless E911 Caller Winnetka, IL , Winnetka [REDACTED]

Vehicle Information

Vehicle Type: Automobile	Make:	Model:	Year:
Style:	VIN:	Condition:	Color: Silver
Plate Type: Passenger Car	Plate: [REDACTED]	Plate State: IL	Reg. Year:
Description:			
Vehicle Type:	Make:	Model:	Year:
Style:	VIN:	Condition:	Color:
Plate Type:	Plate: [REDACTED]	Plate State: IL	Reg. Year:
Description:			

Narrative, Questionnaire Responses, TDD Text

Create Time	Created By	Narrative
05/18/2009 17:19:17	STEVEN HASSENAUER	E911 Info - Class of Service: WRLS Special Response Info: WIRELESS:WINNETKA REQUEST CALLER LOCATION REQUEST CALLER NUMBER
05/18/2009 17:22:11	STEVEN HASSENAUER	42.11611~-87.731109=CALLBK [REDACTED]
05/18/2009 18:53:00	PATRICK COLLERAN	DRIVER STRUCK IN FACE BY ERRANT FOUL BALL WHILE TRAVELLING E/B WILLOW RD. WINNETKA FD TRANSPORTED DRIVER TO HOSPITAL.
05/18/2009 18:53:46	PATRICK COLLERAN	TRAFFIC CRASH REPORT COMPLETED.

Dispositions

Disposition	Disposition Count
Assign Complete - REPORT	1

ATTACHMENT T

Detail Call For Service Report

Login ID: aboba

Print Date/Time: 06/14/2013 09:49

From CFS:	152	From Date:	05/18/2009 17:19	CFS Type:	All
To CFS:	152	To Date:	05/18/2009 17:19	Agency Type:	
Layer:	All	Areas:	All		

CFS Number:	152	Call Date/Time:	05/18/2009 17:19:17	Primary Incident:	2009-00002882
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Associated Areas

Area Type Code	Description
Quadrant	
Station	
Beat	8 South
District	
Police ORI	IL0163C00
EMS ORI	
Fire ORI	

Incident Number(s)

Incident Number	ORI Number	Primary Unit	Department Name	Agency Type
2009-00002882	IL0163C00	Yes	WINNETKA POLICE DEPT	Police

Unit(s)

Unit	Primary Unit	Radio Number	Personnel
422	Yes	422	0615 COLLERAN

ATTACHMENT T

Detail Call For Service Report

Login ID: aboba

Print Date/Time: 06/14/2013 09:49

From CFS: 152	From Date: 05/18/2009 17:19	CFS Type: All
To CFS: 152	To Date: 05/18/2009 17:19	Agency Type:
Layer: All	Areas: All	

CFS Number: 152 **Call Date/Time:** 05/18/2009 17:19:17 **Primary Incident:** 2009-00002882

Call Log

Log Date/Time	Entered By	Action	Description
05/18/2009 17:19:17	STEVEN HASSENAUER	Call Created	New call created. Call Type: <New Call>, Location: 42.11611~-87.731109, Phone Number [REDACTED] Name: Verizon Wireless
05/18/2009 17:19:17	STEVEN HASSENAUER	Narrative Added	E911 Info - Class of Service: WRLS Special Response Info: WIRELESS:WINNETKA REQUEST CALLER LOCATION REQUEST CALLER NUMBER
05/18/2009 17:19:17	STEVEN HASSENAUER	Person Added	Name: Verizon Wireless
05/18/2009 17:19:17	STEVEN HASSENAUER	Location	Location: 42.11611~-87.731109=CALLBK [REDACTED] Venue:
05/18/2009 17:19:35	STEVEN HASSENAUER	Location	Location: 1300 WILLOW RD, Venue: Winnetka
05/18/2009 17:19:35	STEVEN HASSENAUER	Location	Areas changed. Current areas: Beat = 8, Police ORI = IL0163C00
05/18/2009 17:20:23	STEVEN HASSENAUER	Call Type	NewCallType: Accident - PI, Status: In Progress, Priority: High
05/18/2009 17:20:23	STEVEN HASSENAUER	Unit Recommendation	Recommended Unit(s): 422, 413.
05/18/2009 17:21:24	STEVEN HASSENAUER	Call Stack	Call placed on unit 422's stack
05/18/2009 17:22:01	STEVEN HASSENAUER	Incident Created	Added Incident Number, ORI: IL0163C00, Number: 2009-00002882
05/18/2009 17:22:01	STEVEN HASSENAUER	Unit Status Action	Unit 422 Dispatched
05/18/2009 17:22:11	STEVEN HASSENAUER	Narrative Added	42.11611~-87.731109=CALLBK [REDACTED]
05/18/2009 17:26:16	STEVEN HASSENAUER	Unit Status Action	Unit 422 Arrived
05/18/2009 17:27:08	STEVEN HASSENAUER	Vehicle Added	Role: Involved in Incident, Type: Automobile, Plate No [REDACTED] State: IL
05/18/2009 18:50:33	PATRICK COLLERAN	Vehicle Added	Role: Involved In Accident, Plate [REDACTED] State: IL
05/18/2009 18:50:33	PATRICK COLLERAN	Person Added	Name: DLN [REDACTED] State: IL, Type: Driver
05/18/2009 18:50:33	PATRICK COLLERAN	Person Added	Name: DLN [REDACTED] State: IL, Type: Passenger
05/18/2009 18:51:15	PATRICK COLLERAN	Person Added	Name: [REDACTED] Type: Witness
05/18/2009 18:53:00	PATRICK COLLERAN	Narrative Added	DRIVER STRUCK IN FACE BY ERRANT FOUL BALL WHILE TRAVELLING E/B WILLOW RD. WINNETKA FD TRANSPORTED DRIVER TO HOSPITAL.
05/18/2009 18:53:46	PATRICK COLLERAN	Narrative Added	TRAFFIC CRASH REPORT COMPLETED.
05/18/2009 18:53:46	PATRICK COLLERAN	Call Updated	Dispositions Changed
05/18/2009 18:53:46	PATRICK COLLERAN	Unit Status Action	Unit 422 cleared from call
05/18/2009 18:53:46	PATRICK COLLERAN	Call Cleared	

ATTACHMENT T

Detail Call For Service Report

Login ID: aboba

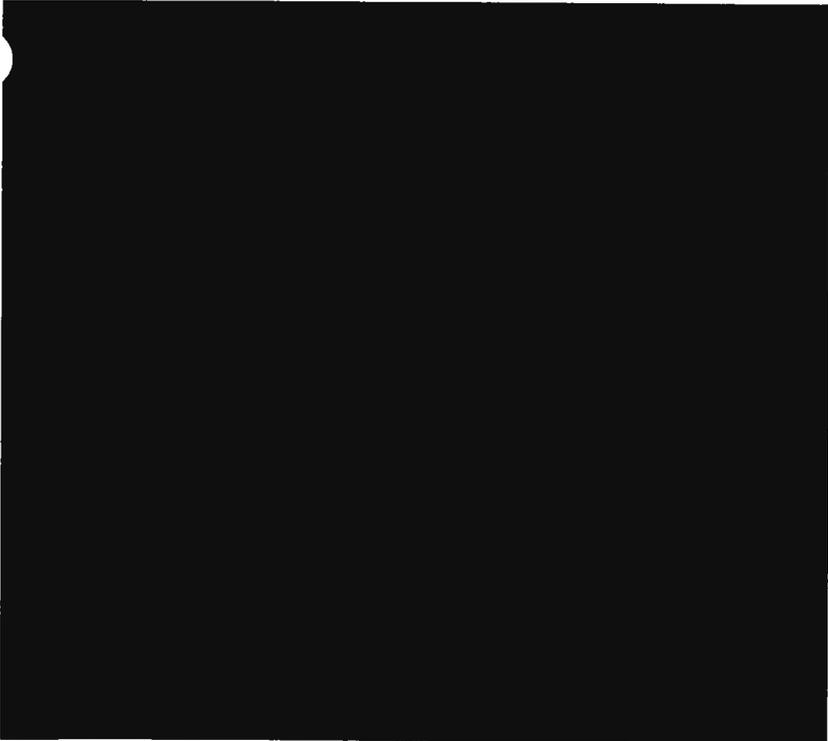
Print Date/Time: 06/14/2013 09:49

From CFS: 152 From Date: 05/18/2009 17:19 CFS Type: All
 To CFS: 152 To Date: 05/18/2009 17:19 Agency Type:
 Layer: All Areas: All

CFS Number: 152 Call Date/Time: 05/18/2009 17:19:17 Primary Incident: 2009-00002882

Unit Log

Log Date/Time	Entered By	Unit	Status	Action	Description	Location
05/18/2009 17:21:24	STEVEN HASSENAUER	422	Dispatched	Call Stack	Call number 152 placed on stack	
05/18/2009 17:22:01	STEVEN HASSENAUER	422	Dispatched	Unit Status Change		1300 WILLOW RD, Winnetka
05/18/2009 17:26:16	STEVEN HASSENAUER	422	Arrived	Unit Status Change		
05/18/2009 18:53:46	PATRICK COLLERAN	422	Available	Unit Status Change		
05/18/2009 18:53:46	PATRICK COLLERAN	422	Arrived	Disposition Added	Assignment Complete - Report	1300 WILLOW RD, Winnetka
05/18/2009 18:53:46	PATRICK COLLERAN	422	Available	Unit Cleared	Unit cleared from call	



ILLINOIS TRAFFIC CRASH REPORT

Sheet 1 of 1 Sheets



DRAC	PEOV	TRFD	TRFC	WEAT	DRVA	VIS	VEHD	LIGHT	COLL	MANV	PRR	PPL
U1	X	X	1	1	1	U1	X	1	8	U1	X	999

INVESTIGATING AGENCY WINNETKA	DAMAGE TO ANY ONE PERSON'S VEHICLE / PROPERTY <input checked="" type="checkbox"/> \$500 OR LESS <input type="checkbox"/> \$501 - \$1,500 <input type="checkbox"/> OVER \$1,500	TYPE OF REPORT <input checked="" type="checkbox"/> ON SCENE <input type="checkbox"/> NOT ON SCENE (DESK REPORT) <input type="checkbox"/> AMENDED	<input type="checkbox"/> A No Injury / Drive Away <input checked="" type="checkbox"/> B Injury and / or Tow Due To Crash	AGENCY CRASH REPORT NO. 09 02882	TRFW 1
ADDRESS NO. 1300	HIGHWAY OR STREET NAME WILLOW	CITY WINNETKA	TOWNSHIP	DATE OF CRASH 05/18/09	TIME 5:19
<input checked="" type="checkbox"/> AT INTERSECTION WITH MINES	(NAME OF INTERSECTION OR ROAD FEATURE) HEBBARD	COUNTY COOK	INTERSECTION RELATED <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DATE OF CRASH 05/18/09	TIME 5:19
			PRIVATE PROPERTY <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	CIRCLE DAY OF WEEK SU	NUMBER MOTOR VEHICLES INVOLVED 1
			HIT & RUN <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	TH FR SA	LARS CODE

NAME [REDACTED]	DATE OF BIRTH [REDACTED]	MAKE BMW	MODEL 528I	YEAR 2008	CIRCLE NUMBER(S) FOR DAMAGED AREA(S) 00 - NONE 10 - UNDER CARRIAGE 11 - TOTAL (ALL AREAS) 12 - OTHER 89 - UNKNOWN POINT OF FIRST CONTACT 00	FRONT 8 1 2 7 9 3 6 5 4 REAR	TOWED DUE TO CRASH <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	FIRE <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	HAZMAT SPILL COM VEH <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	* IF YES SEE SIDEBAR	NO. LANES 4
PLATE NO. F24	STATE IL	YEAR 09	VEHICLE OWNER (LAST, FIRST MI.) FIELDS, BMW	INSURANCE CO. [REDACTED]							ALGN 1

TAKEN TO EVANSTON/NORTHWESTERN HOSP.	EMS AGENCY WINNETKA F.I.D.	OWNER ADDRESS (STREET, CITY, STATE, ZIP) 700 FRONTAGE RD. WILLOW, IL 60933	PHONE 821-7803	POLICY NO. [REDACTED]	VEHU 2
NAME [REDACTED]	DATE OF BIRTH [REDACTED]	MAKE [REDACTED]	MODEL [REDACTED]	YEAR [REDACTED]	CIRCLE NUMBER(S) FOR DAMAGED AREA(S) 00 - NONE 10 - UNDER CARRIAGE 11 - TOTAL (ALL AREAS) 12 - OTHER 89 - UNKNOWN POINT OF FIRST CONTACT
PLATE NO. [REDACTED]	STATE [REDACTED]	YEAR [REDACTED]	VEHICLE OWNER (LAST, FIRST MI.) [REDACTED]	INSURANCE CO. [REDACTED]	FRONT 8 1 2 7 9 3 6 5 4 REAR
					TOWED DUE TO CRASH <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
					FIRE <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
					HAZMAT SPILL COM VEH <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
					* IF YES SEE SIDEBAR

UNIT	SEAT	DOOR	INJURY	CLASS	VEHICLE OWNER (LAST, FIRST MI.)	INSURANCE CO.	PHONE	POLICY NO.
1	3		F	2401	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
X	-		F	-	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

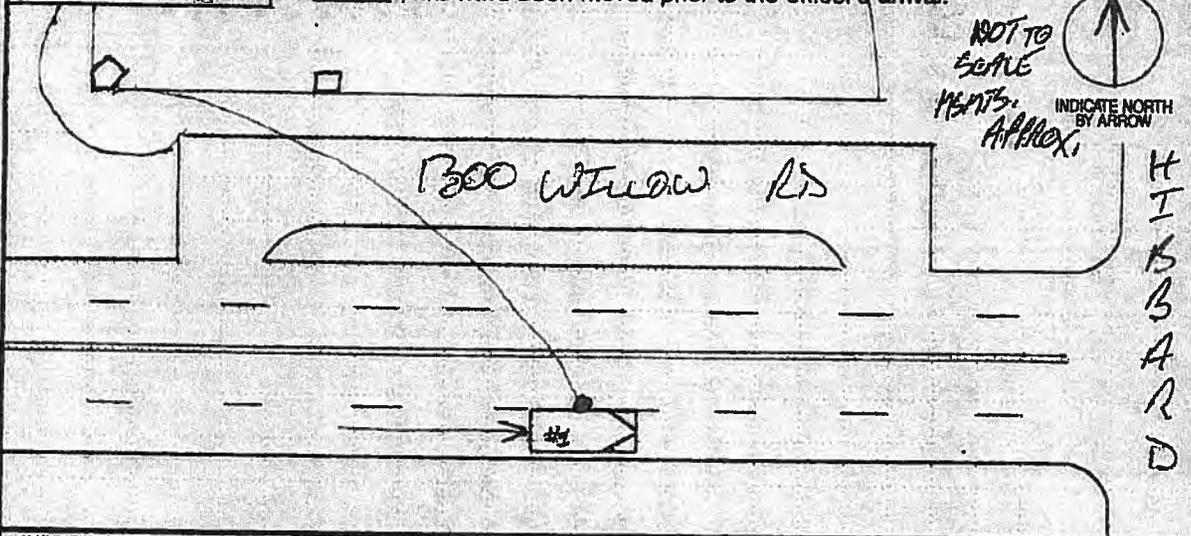
1	191	DAMAGED PROPERTY OWNER NAME	DAMAGED PROPERTY	CONTRIBUTORY CAUSE(S)	POSTED SPEED LIMIT
2		PROPERTY OWNER ADDRESS	CITY STATE ZIP	PRIMARY 40	35
3		ARREST NAME	SECTION CITATION NO.	SECONDARY 99	
1		ARREST NAME	SECTION CITATION NO.	DATE POLICE NOTIFIED	TIME NOTIFIED
2		OFFICER ID	BEAT / DIST	05/18/09	5:19 AM
3			SUP	COURT DATE	COURT TIME
				D.N.A.	

REMEMBER TO USE BLACK INK, PRESS HARD, PRINT LEGIBLY AND COMPLETE ALL REQUIRED FIELDS!

*IF YES TO HAZMAT SPILL OR COM VEH, COMPLETE COMMERCIAL MOTOR VEHICLE AREA ON BACK.

5762491

A Diagram and Narrative are required on all Type B crashes, even if units have been moved prior to the officer's arrival.



NARRATIVE (Refer to vehicle by Unit No.)

DRIVER #2 SAID SHE WAS HIT IN THE FACE BY AN UNKNOWN OBJECT AS SHE TRAVELED E/B 1300 WILLOW RD. PASSENGER #1 HEARD DRIVER 1 SUDDENLY SCREAM AND THEN SAW A BASEBALL ROLL ACROSS THE WINDSHIELD. WITNESS STATED SHE SAW AN ILLUMINANT FOUL BALL LEAVE THE BASEBALL DIAMOND SOUTHBOUND AND BOUNCE ONCE IN THE ROADWAY BEFORE STRIKING DRIVER #1 ON THE SIDE OF HER FACE.

COMMERCIAL MOTOR VEHICLE (CMV)

IF MORE THAN ONE CMV IS INVOLVED, USE SR 1060A ADDITIONAL UNITS FORMS.

A CMV is defined as any motor vehicle used to transport passengers or property and:

1. Has a weight rating of more than 10,000 pounds (example: truck or truck/trailer combination); or
2. Is used or designed to transport more than 15 passengers, including the driver (example: shuttle or charter bus); or
3. Is designed to carry 15 or fewer passengers and operated by a contract carrier transporting employees in the course of their employment (example: employee transporter - usually a van-type vehicle or passenger car); or
4. Is used or designed to transport between 9 and 15 passengers, including the driver, for direct compensation beyond 75 air miles from the driver's work reporting location (example: large van used for specific purpose); or
5. Is any vehicle used to transport any hazardous material (HAZMAT) that requires placarding (example: placards will be displayed on the vehicle).

CARRIER NAME _____
 ADDRESS _____

CITY/STATE/ZIP _____

USDOT NO. _____ ILCG NO. _____

Source of above info: Side of Truck Papers Driver Log Book

Gross Vehicle Weight Rating (GVWR) _____

Were HAZMAT placards displayed on the vehicle? Yes No

If yes, name on placard _____

4-digit UN no. _____ 1-digit Hazard Class no. _____

Did HAZMAT spill from the vehicle (do not consider fuel from the vehicle's own tank)? Yes No Unknown

Did HAZMAT Regulations violation contribute to the crash? Yes No Unknown

Did Motor Carrier Safety Regulations (MCS) violation contribute to the crash? Yes No Unknown

Was a Driver/Vehicle Examination Report form completed?
 HAZMAT Yes No Unk Out of Service? Yes No
 MCS Yes No Unk Out of Service? Yes No
 Form No. _____

IDOT PERMIT NO. _____ WIDE LOAD? Yes No

TRAILER WIDTH(S): 0-96" 97-102" >102"

TRAILER 1
 TRAILER 2

TRAILER LENGTH(S): 1 _____ ft TRAILER 2 _____ ft

TOTAL VEHICLE LENGTH _____ ft NO. OF AXLES _____

CRASH LOCATION: CITY OF OR NEAREST CITY
 MILES N E S W OR _____
 CIRCLE ONE CITY NAME

SELECT CODES FROM BACK COVER OF CRASH BOOKLET:
 VEHICLE CONFIGURATION _____
 CARGO BODY TYPE _____ LOAD TYPE _____

LOCAL USE ONLY

U1 Color YELLOW U2 Color _____

U1 towed by / to _____ U2 towed by / to _____

ATTACHMENT T

ATTACHMENT U

RECEIVED
JUN - 3 2013

Monday
June 3, 2013

To: Honorable Gene Greable
Winnetka Village President
The Winnetka Village Hall
510 Green Bay Road
Winnetka, Illinois 60093

Police Chief Mr. Pat Kreis
Village of Winnetka Police Dept
510 Green Bay Road
Winnetka, Illinois 60093

Mrs. Brian (Joni) Johnson
President
Winnetka Zoning Bnd of Appeals
510 Green Bay Road
Winnetka, Illinois 60093

Mr. Robert Bahan
Winnetka Village Manager
Winnetka Village Hall
510 Green Bay Road
Winnetka, Illinois 60093

Mr. Richard Pierce
President of Winn.Park Dist.
and
Trustee John Thomas et al.,
Winn Park District Office
540 Hibbard Road
Winnetka, Illinois 60093

Mr. Tom Gullen
Supt of Winnetka Park Dist. Facilit
Winnetka Park District
540 Hibbard Road
Winnetka, Illinois 60093

Re: A BLACK NETTING SYSTEM ON 50 FOOT HIGH POLES
ON THE SOUTH END OF DUKE CHILDS FIELD ON WILLOW ROAD
At the "Gateway to Winnetka"

Gentlemen: (And Mrs. Johnson)

There is now (at present) a very practical half hut
~~metal half hut metal~~ backstop in place behind Home Plate on
the Westernmost Baseball New Trier Diamond (near the par 3
Golf Course on Duke Childs Field just off of Willow Road, which
prevents batted foul baseballs from going into the Parking Lot
and/or going onto Willow Road (Blvd) in Winnetka.

A Similar half hut metal baseball backstop for the Home-Plate
Diamond Area for the 2nd New Trier Baseball Diamond just east
of the Baseball Diamond on Duke Childs Field, just off of
Willow Road (Blvd) would be less expensive, practical, and
prevent an unsightly blemish on the Area known as the
"GATEWAY TO WINNETKA."



Pete Gelderman Age 77
Lifelong Winnetka Resident

Winnetka, Illinois 60093-1943