

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
December 1, 2015**

(Approved: December 15, 2015)

A record of a legally convened regular meeting of the Council of the Village of Winnetka, which was held in the Village Hall Council Chambers on Tuesday, December 1, 2015 at 7:00 p.m.

- 1) Call to Order. President Greable called the meeting to order at 7:02 p.m. Present: Trustees Andrew Cripe, Carol Fessler, William Krucks, Stuart McCrary, Scott Myers and Marilyn Prodromos. Absent: None. Also present: Village Manager Robert Bahan, Assistant to the Village Manager Megan Pierce, Village Attorney Peter M. Friedman, Finance Director Tim Sloth, Financial Services Coordinator Nick Mostardo, Director of Water & Electric Brian Keys, 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 8, 2015 Study Session. All of the Council members indicated that they expect to attend.
 - b) December 15, 2015 Regular Meeting. All of the Council members indicated that they expect to attend.
 - c) January 5, 2016 Regular Meeting. All of the Council members, except Trustee Krucks, indicated that they expect to attend.
- 4) Approval of the Agenda. Trustee Myers, seconded by Trustee Fessler, moved to approve the Agenda. By voice vote, the motion carried.
- 5) Consent Agenda
 - a) Village Council Minutes.
 - i) November 10, 2015 Study Session.
 - ii) November 17, 2015 Regular Meeting.
 - b) Warrant List. Approving the Warrant List dated November 13-24, 2015 in the amount of \$1,628,995.04.
 - c) Village Council Meeting Schedule for 2016. An item setting the 2016 regular Council meeting schedule.

Trustee Myers, seconded by Trustee McCrary, moved to approve the foregoing items on the Consent Agenda by omnibus vote. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

President Greable asked Manager Bahan to research a reduction in the number of Council meetings from three to two per month.

6) Stormwater Report. None.

7) Ordinances and Resolutions.

a) Budget & Rate Resolutions:

i) Resolution No. R-34-2015: Village Budget for 2016 Fiscal Year – Adoption.

Mr. Sloth said the Village’s operating expenses are funded completely by operating revenues, which allows the Village to hold the line on property taxes. There will be slight rate increases for water, electric and sanitary sewer; all other fees and taxes remain unchanged.

Mr. Sloth added that the budget was thoroughly discussed at four previous meetings. There were no further questions or comments from the Council or audience.

Trustee Fessler, seconded by Trustee Krucks, moved to adopt Resolution R-34-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

ii) Resolution No. R-35-2015: Water Rates – Adoption.

Trustee Myers, seconded by Trustee Prodromos, moved to adopt Resolution R-35-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

iii) Resolution No. R-36-2015: Electric Rates – Adoption.

Trustee Prodromos, seconded by Trustee Cripe, moved to adopt Resolution R-36-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

iv) Resolution No. R-37-2015: Sanitary Sewer Rates – Adoption.

Trustee McCrary, seconded by Trustee Prodromos, moved to adopt Resolution R-37-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

v) Resolution No. R-38-2015: Refuse Rates – Adoption.

Trustee Prodromos, seconded by Trustee Cripe, moved to adopt Resolution R-38-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

vi) Resolution No. R-39-2015: Stormwater Rates – Adoption.

Trustee McCrary, seconded by Trustee Myers, moved to adopt Resolution R-39-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

vii) Resolution No. R-40-2015: General Permit & License Fees – Adoption.

Trustee Myers, seconded by Trustee Prodromos, moved to adopt Resolution R-40-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

viii) Resolution No. R-41-2015: Building, Zoning & Construction Fees – Adoption.

Trustee McCrary, seconded by Trustee Prodromos, moved to adopt Resolution R-41-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

ix) Resolution No. R-42-2015: Fire Service Fees – Adoption.

Trustee Cripe, seconded by Trustee Prodromos, moved to adopt Resolution R-42-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

b) Property Tax Levy and Abatement Ordinances. Mr. Sloth reviewed the tax levy and abatement ordinances, which were discussed and introduced at the November 17 Council Meeting. He explained that property taxes are a major source of revenue for the Village, comprising 50% of funding for the General Fund. The average homeowner will not see an increase in the Village portion of their property tax increase next year.

i) Ordinance No. M-19-2015: 2015 Tax Levy Ordinance – Adoption.

Trustee Myers, seconded by Trustee Prodromos, moved to adopt Ordinance M-19-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

ii) Ordinance No. M-20-2015: SSA #3 Tax Levy Ordinance – Adoption.

Trustee Fessler, seconded by Trustee Prodromos, moved to adopt Ordinance M-20-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

iii) Ordinance No. M-21-2015: SSA #4 Tax Levy Ordinance – Adoption.

Trustee McCrary, seconded by Trustee Prodromos, moved to adopt Ordinance M-21-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

iv) Ordinance No. M-22-2015: SSA #5 Tax Levy Ordinance – Adoption.

Trustee Prodromos, seconded by Trustee Cripe, moved to adopt Ordinance M-22-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

v) Ordinance No. M-23-2015: 2015 Tax Abatement Ordinance (2013 - \$9.0 Million Bond Issue) – Adoption.

Trustee McCrary, seconded by Trustee Fessler, moved to adopt Ordinance M-23-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

vi) Ordinance No. M-24-2015: 2015 Tax Abatement Ordinance (2014 - \$7.5 Million Bond Issue) – Adoption.

Trustee Myers, seconded by Trustee Fessler, moved to adopt Ordinance M-24-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

- c) Ordinance No. M-25-2015: Special Use Permit for Architectural Office in C-2 Retail Overlay District, 523 Chestnut Street – Introduction / Adoption. Mr. D’Onofrio reviewed this request to locate an architectural office in vacant ground floor space previously occupied by a retail store. He explained that professional offices are permitted only as a special use in the C-2 Retail Overlay District; and the request was reviewed and approved by the Plan Commission. He noted that recent amendments to the special use application process reduced approval time for the request by approximately three to five weeks. He said the Council could waive introduction if it votes unanimously to do so.

Trustee McCrary requested clarification that the change of use from a salon to an office would not trigger the Village’s fire sprinkler requirement for commercial buildings.

Arthur Braun, the owner of the building, explained the building is fully outfitted with fire sprinklers, and is therefore in compliance with Fire Codes.

During a brief discussion about parking requirements, Mr. D’Onofrio noted that the applicant received a waiver from the parking study requirement from the Plan Commission. During testimony before the Plan Commission, the applicant said clients park in the Village lot across the street from the Subject Property.

Trustee Fessler, seconded by Trustee Prodromos, moved to waive introduction of Ordinance M-25-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

Trustee Krucks, seconded by Trustee Cripe, moved to adopt Ordinance M-25-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

- d) Resolution No. R-43-2015: Approving an Agreement with Burns & McDonnell Engineering Company, Inc. for Professional Services – Adoption. Mr. Keys noted that during the 2016 Budget meetings in October, the water distribution system was discussed. With 72 miles of water main in Winnetka, the Village needs to identify a replacement program, as well as sources of funding. Staff issued a Request for Proposals (RFP) for a contractor to develop a water main replacement plan, including prioritization; complete a rate study; and a recommended fee structure to fund the replacement program.

Mr. Keys explained that although three other firms bid lower, staff selected Burns & McDonnell based on the talent they displayed, along with positive references from previous employers. He added that a similar project completed for the City of DeKalb garnered very positive feedback.

Trustee Cripe expressed concern that so many mains will be recommended for replacement that field studies will also need to be undertaken to get an extra layer of data for prioritization purposes.

Mr. Keys cautioned that a water main replacement program should not be thought of as a short-term fix; rather, it is a decades-long initiative. The study will give a level or priority and the Council will be asked to provide direction on how to fund the program.

Responding to a question about what qualifications made Burns & McDonnell stand out, Mr. Keys explained they have more technical experience than any of the other responding firms, and they have extensive experience doing rate studies.

Trustee Myers said he was concerned about the uncertainty factor when it comes to the quality of the water mains and which ones should be replaced first.

Mr. Keys said there will be some level of uncertainty about which pipes may fail first. He explained the replacement program will set a framework to work with; then each year it can be evaluated and re-prioritized based on new conditions. He added that the Council's decision on funding will determine the plan that is ultimately put in place.

Mr. Keys noted that after the recommendations are heard in the spring, there will be follow-up required and the consultants may be brought back for further discussion. He said he would like to wrap up discussions before the next budget cycle, in order to develop the plan and implementation strategy in 2017. It was noted that community discussions will also be required in 2017, prior to plan development.

Trustee Fessler asked what sources Burns & McDonnell will use for costing the implementation plan. Mr. Keys said previous projects will be used, along with benchmarks gained from similar projects the Village has completed. Manager Bahan explained that cost uncertainty was far greater for the tabled Willow Road Tunnel project, as it was so unique. Costing of water mains is readily available, as it is a typical core capital project.

Responding to a question about the Water Plant, Mr. Keys explained an assessment of the Plant has been completed, and the Plant will be included in the rate study. He noted that technical aspects of the Water Plant assessment will not be re-done by Burns & McDonnell. He added that other rate classes may be proposed, as the Village currently only has classes for "residential" and "commercial."

There being no audience comment or further discussion, Trustee Fessler, seconded by Trustee McCrary, moved to adopt Resolution R-43-2015. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

8) Public Comment. None.

9) Old Business. None.

10) New Business. None.

11) Appointments. None.

12) Reports.

a) Village President. President Greable invited the community to the Holiday Tree lighting on Friday as well as the annual "Red Invitation" holiday sale on Sunday. He also invited the public to the lighting of a Menorah on Saturday, December 12, at Station Park. Finally, he reported on the last meeting of the Downtown Master Plan Steering Committee.

b) Trustees. None.

c) Attorney. None.

d) Manager. None.

- 13) Executive Session. Trustee Myers, seconded by Trustee McCrary, moved to adjourn into Executive Session to discuss pending litigation and probable or imminent litigation, pursuant to Section 2(c)(11) of the Illinois Open Meeting Act.

President Greable announced that the Council would adjourn immediately following the Executive Session. The Council adjourned into Executive Session at 8:34 p.m.

- 14) Adjournment. Trustee Myers, seconded by Trustee Prodromos, moved to adjourn the meeting. By voice vote, the motion carried. The meeting adjourned at 9:30 p.m.

Deputy Clerk