

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
March 1, 2016**

(Approved: March 17, 2016)

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, March 1, 2016, at 7:00 p.m.

- 1) Call to Order. President Greable called the meeting to order at 7:00 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, Community Development Director Mike D'Onofrio, Assistant Public Works Director Jim Bernahl, Village Attorney Peter M. Friedman, and approximately 3 persons in the audience.
- 2) Pledge of Allegiance. President Greable led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) March 8, 2016 Study Session. All of the Council members present indicated that they expect to attend.
 - b) March 17, 2016 Rescheduled Regular Meeting. All of the Council members present indicated that they expect to attend.
 - c) April 5, 2016 Regular Meeting. All of the Council members present indicated that they expect to attend.
- 4) Approval of the Agenda. Trustee Fessler, seconded by Trustee Prodromos, moved to approve the Agenda. By voice vote, the motion carried.
- 5) Consent Agenda
 - a) Village Council Minutes.
 - i) February 9, 2016 Study Session.
 - ii) February 16, 2016 Regular Meeting.
 - b) Warrant List. Approving the Warrant List dated February 12-25, 2016 in the amount of \$1,072,182.17.
 - c) Resolution No. R-5-2016: Landscape Maintenance Services Contract Bid Award (Adoption). A Resolution awarding the 2016-2018 Landscape Maintenance Services contract to Scopelitti Landscaping, Inc. for an estimated annual amount not to exceed \$116,280.
 - d) Resolution No. R-7-2016: Sixth Extension of Landscape Waste Hauling Contract (Adoption). A Resolution waiving bid requirements and authorizing a 6th one-year extension of the current landscape waste hauling contract with Thelen Sand & Gravel for \$7.00 per cubic yard.

- e) Resolution No. R-8-2016: Approving an Agreement with Prescient Solutions (Adoption). A Resolution approving an agreement with Prescient Solutions for networking and IT support.
- f) Resolution No. R-9-2016: Parkway Tree Trimming, Removal, and Maintenance Contract (Adoption). A Resolution awarding contracts to Advanced Tree Care Company for parkway tree and stump removal and parkway tree trimming; and a contract to Nels Johnson Tree Experts for emergency time and material work.

Trustee Myers, seconded by Trustee Fessler, 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.

6) Stormwater. No report.

7) Ordinances and Resolutions.

- a) Ordinance No. MC-3-2016: Code Amendment re: Illumination of Property (Introduction/Adoption). Attorney Friedman explained that a dispute between neighbors about exterior lighting led to one of the parties expressing concern to the Village about this particular section of the Village Code. Close examination of the section revealed that the language is written so broadly as to be unenforceable. He noted that after meetings with Village officials and the property owners, some steps were taken to address concerns about the lighting in question. However, there is still a potential for litigation over the matter, and the Council felt that minor amendments to the Village Code would provide the Village with the ability to enforce the regulation.

The Council asked a few questions, after which Trustee Myers, seconded by Trustee Cripe, moved to waive introduction of Ordinance No. MC-3-2016. Trustee McCrary shared a concern that the two parties directly affected by the amendments were not in attendance. Manager Bahan said they were informed that the Ordinance might be adopted at this meeting. Trustee Cripe explained the action is being taken to clean up the Code; the Council is not taking a side in the homeowner dispute. President Greable noted that Village staff spent a significant amount of time working to help the homeowners resolve their issue. 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 McCrary, moved to adopt Ordinance No. MC-3-2016. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

- b) Ordinance No. M-4-2016: 1009 Green Bay Road, Domino's, Special Use Permit (Introduction/Adoption). Mr. D'Onofrio reviewed this request for a special use permit to allow the Domino's currently located in Glencoe to move to Winnetka's Hubbard Woods business district. He explained that the establishment is viewed as a fast food restaurant under the Village Code, and is permitted as a special use in the C-2 Retail Overlay District. The request was recommended for approval by both the the Plan Commission and Design Review Board.

After a brief discussion of the special use, the Council requested an amendment to require employees to park in the Village parking garage until 10:00 PM. All were also in agreement to waive introduction and proceed to adoption, to further streamline the special use approval process.

Trustee Krucks moved to waive introduction of Ordinance No. M-4-2016, with the amendment that employees are required to park in the parking garage until the hour of 10:00 PM. Trustee Myers seconded the motion. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

Trustee Cripe, seconded by Trustee Krucks, moved to adopt amended Ordinance No. M-4-2016. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

- c) Ordinance No. M-5-2016: 554 Green Bay Road, Verizon Wireless, Special Use Permit (Introduction/Adoption). Mr. D'Onofrio reviewed this request to allow a cell phone antenna on a commercial building at 554 Green Bay Road. The antenna will provide a stronger signal for commuters at the Elm Street Metra station, and to the Elm Street business district. He noted that both the Zoning Board of Appeals and the Plan Commission voted to recommended approval of the request.

After a brief discussion, the Council was in agreement to approve the request and waive introduction of the Ordinance.

Trustee Fessler, seconded by Trustee Krucks, moved to waive introduction of Ordinance No. M-5-2016. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

Trustee Myers, seconded by Trustee Krucks, moved to adopt Ordinance No. M-5-2016. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

- d) Resolution No. R-6-2016: Boal Parkway Pump Station Project Engineering (Adoption). Mr. Bernahl reviewed the request for proposals for design and construction engineering services in connection with a new stormwater pump station in the Boal Parkway neighborhood. After analyzing all of the responses, Staff recommends approving a contract with the lowest bidder, H.R. Green Associates, to complete the design engineering project.

After a brief Council discussion, Trustee Myers, seconded by Trustee Prodromos, moved to adopt Resolution No. R-6-2016 approving a contract with H.R. Green Associates in an amount not to exceed \$48,786. By roll call vote, the motion carried. Ayes: Trustees Cripe, Fessler, Krucks, McCrary, Myers and Prodromos. Nays: None. Absent: None.

- 8) Public Comment. Dean Nelson, 1191 Elm Street. Mr. Nelson suggested that the Village's flood mitigation efforts of recent years should be brought to the attention of the Federal Emergency Management Agency (FEMA), in an effort to reduce flood insurance premiums.

Manager Bahan explained the Village is participating in FEMA's Community Rating System (CRS), which does recognize Winnetka's flood mitigation efforts. Mr. Bernahl said the Village has a CRS rating of 6, which provides residents with a 20% reduction in their flood

insurance. He noted that the elimination of federal subsidies for flood insurance in repetitive loss areas has resulted in rate increases for those areas. The Village is working to improve its CRS rating, which will provide additional cost savings.

9) Old Business. None.

10) New Business. None.

11) Appointments. None.

12) Reports.

a) Village President. President Greable invited the community to the upcoming Stormwater Alternatives Project open houses on Thursday night and Saturday morning.

b) Trustees.

i) Trustee Myers reported on the last Environmental & Forestry Commission meeting.

c) Attorney. None.

d) Manager. None.

13) Executive Session. None.

14) Adjournment. Trustee Cripe, seconded by Trustee Prodromos, moved to adjourn the meeting. By voice vote, the motion carried. The meeting adjourned at 8:18 p.m.

Deputy Clerk