

Winnetka Village Council
Regular Meeting
Village Hall
510 Green Bay Road
Tuesday, May 1, 2012
7:30 p.m.

Emails regarding any agenda item are welcomed. Please email contactcouncil@winnetka.org, and your email will be relayed to the Council. 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 to the Flag
- 3) Quorum
 - a) May 8, 2012, Study Session
 - b) May 15, 2012, Regular Meeting
- 4) Approval of Agenda
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- 7) Ordinances and Resolutions: None.
- 8) Public Comment
- 9) Old Business

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11) Seating of the New Village Council

- a) Village Clerk’s Report: Election Results
 - i) Administration of Oath of Office to Trustees-elect Jack Buck, Patrick Corrigan and Stuart McCrary
- b) Call New Council to Order

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 - i) Annual Sidewalk Sale
 - ii) Banner Request
 - iii) Beer Tent at Sidewalk Sale

14) Reports

- a) Council Reorganization (to be distributed)

15) Appointments

16) Executive Session

17) 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).

Videos of the Village Council meetings are televised on Channel 10 every night at 7 PM and on Channel 18 M-F-Su at 7AM or 7 PM. Videos 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 – Kathie Scanlan, at 510 Green Bay Road, Winnetka, Illinois 60093, 847.716.3540; T.D.D. 847.501.6041.

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
March 20, 2012**

(Approved: xx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Council Chambers at Village Hall on Tuesday, March 20, 2012, at 7:30 p.m.

- 1) Call to Order. President Tucker called the meeting to order at 7:30 p.m. Present: Trustees Arthur Braun, Gene Greable, Bill Johnson, Richard Kates, Chris Rintz and Jennifer Spinney. Absent: None. Also present: Village Manager Robert Bahan, Village Attorney Katherine Janega, Finance Director Ed McKee, Community Development Director Mike D'Onofrio and approximately 12 persons in the audience.
- 2) Pledge of Allegiance. President Tucker led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) April 3, 2012, Regular Meeting. All of the Council members present indicated that they expected to attend.
 - b) April 10, 2012, Study Session. All of the Council members present indicated that they expected to attend.
 - c) April 17, 2012, Regular Meeting. All of the Council members present indicated that they expected to attend.
- 4) Approval of the Agenda. Trustee Greable, seconded by Trustee Johnson, moved to approve the Agenda. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.
- 5) Consent Agenda
 - a) Village Council Minutes. None.
 - b) Warrant Lists Nos. 1741 and 1742. Approving Warrant List No. 1741 in the amount of \$1,474,523.33, and Warrant List No. 1742 in the amount of \$550,188.30.
 - c) Extension of Parkway Tree Trimming, Removal and Maintenance Contracts. Extends the tree trimming and maintenance contracts with Nels Johnson Tree Experts at the unit rates contained in its March 2011 bid proposals.
 - d) Extension of Yard Waste Composting Contract. Authorizes a one-year extension of the current composting contract with Thelen Sand & Gravel for \$7.00 per cubic yard.
 - e) Landscape Maintenance Contract Extension. This item extends the terms of the 2011 Landscape Maintenance Contract with Anthony Scopelliti Landscaping, as modified for 2012 and 2013, for an estimated annual amount not to exceed \$103,280.
 - f) Electrical Line Clearance. This item authorizes the Village Manager to issue a purchase order to Asplundh Tree Expert Co. in an amount not to exceed \$140,000 in accordance with the terms and conditions of Bid #011-009.

- g) Switchgear Bids: S&C Electric. Authorizes the Village Manager to issue a \$58,835 purchase order to S&C Electric Company to purchase three pieces of switchgear and the associated fuse holders in accordance with Bid #12-004.
- h) Annual Outdoor Seating Permits and Sidewalk Restaurant Liquor Riders.
 - i) Approves the 2012 Outdoor Seating Permits for Café Buon Giorno, Caribou Coffee, D’s Haute Dogs, Panera, Starbuck’s Coffee, and Love’s Winnetka, effective immediately, subject to weather-related conditions.
 - ii) Approves the Sidewalk Restaurant Liquor License Riders for Café Aroma, Corner Cooks, Little Ricky’s, Mirani’s and Winnetka Wine Shop, and authorizes the Village President to waive enforcement of the commencement date restrictions, so sidewalk liquor service may begin as soon as outdoor food service begins.
- i) Audit Contract. This item approves a three-year contract with the Auditing firm of Lauterbach and Amen.

Trustee Greable, seconded by Trustee Johnson, moved to approve the foregoing items on the Consent Agenda by omnibus vote. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

6) Stormwater Update. No report.

7) Ordinances and Resolutions.

a) Updated Budget, Fee and Rate Resolutions.

Trustee Greable said he wanted the record to show he had made several comments when the Budget was introduced, which were recorded in the minutes of the March 8, 2012, Council meeting.

Responding to a question President Tucker about how the Budget tracks money that is earmarked for a project, but does not get spent, Mr. McKee explained that the money is saved in the general fund, and is used in the next budget cycle.

The Council asked a few more questions of Mr. McKee, and then President Tucker called for public comment. Ted Wynnychenco, 1215 Elm, asked why the net metering provision credits are set at the wholesale rate and not the retail rate.

Trustee Greable explained that the Council’s philosophy in 2008 was that providing a credit at the retail rate would be to subsidize the individual homeowner’s system with other customers’ money.

Trustee Kates added that the difference between the cost of wholesale and retail electricity supports the Electric Department, which is for the benefit of the Village as a whole.

i) Resolution R-6-2012: Village Budget – Adoption

Trustee Johnson, seconded by Trustee Spinney, moved to adopt Resolution R-6-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

ii) Resolution R-7-2012: Water Rates – Adoption

Trustee Johnson, seconded by Trustee Spinney, moved to adopt Resolution R-7-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

iii) Resolution R-8-2012: Electric Rates – Adoption

Trustee Johnson, seconded by Trustee Braun, moved to adopt Resolution R-8-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

iv) Resolution R-9-2012: Sewer Rates – Adoption

Trustee Johnson, seconded by Trustee Braun, moved to adopt Resolution R-9-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

v) Resolution R-10-2012: Refuse Rates – Adoption

Trustee Johnson, seconded by Trustee Braun, moved to adopt Resolution R-10-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

vi) Resolution R-11-2012: General Permit & License Fees – Adoption

Trustee Braun, seconded by Trustee Kates, moved to adopt Resolution R-11-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

vii) Resolution R-12-2012: Building, Zoning & Construction Fees – Adoption

Trustee Johnson, seconded by Trustee Braun, moved to adopt Resolution R-12-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

viii) Resolution R-13-2012: Fire Service Fees – Adoption

Trustee Braun, seconded by Trustee Spinney, moved to adopt Resolution R-13-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

b) Ordinance MC-1-2012: Coach House Amendments – Adoption. Attorney Janega reviewed amendments to the Ordinance made to address concern raised at the March 8th meeting about the possibility of existing coach houses being converted into multiple units.

Responding to a question from Trustee Greable, Attorney Janega explained that no firm deadline has been set for owners to register for a certificate of occupancy but that no fines will be imposed if owners of unregistered, occupied coach houses come in reasonably quickly.

Trustee Rintz, seconded by Trustee Johnson, moved to amend Ordinance MC-1-2012, as recommended by the Village Attorney. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

Trustee Rintz, seconded by Trustee Johnson, moved to adopt Ordinance MC-1-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

c) Ordinance M-3-2012: Park District Special Use Permit – Introduction. Mr. D’Onofrio reviewed the Park District’s request for an amendment to their special use permit in order to begin Phase 1 of their Master Plan improvements, which include:

- An addition to the AC Nielsen Tennis Center, to provide a larger reception area, lobby, lounge and new office space, and renovation of existing locker rooms and washrooms;
- Parking lot modifications along Hibbard Road to improve internal circulation, and drop-off space, and vehicle stacking space;
- Exterior improvements to the Service Center to provide 17 parking spaces; and interior restroom renovations.

Mr. D’Onofrio reported that the requested improvements comply with the Zoning Ordinance and that the proposed addition and parking lot improvements will add a total of 19,429.91 square feet of impermeable lot coverage. He said the Plan Commission and Zoning Board of Appeals had recommended that the Council approve the request, and the Design Review Board (DRB) had given favorable comment conditioned upon further review of: (i) the brick and stone; (ii) exterior detail of the Service Center; (iii) any new lighting for the Tennis Center; (iv) a detailed landscape plan; (v) review by the Village Engineer of parking movements; and (vi) scrutiny of the impact of impermeable surface in the reconfigured parking lot.

President Tucker commented that it is surprising that the DRB would impose a condition about impermeable surface, as that is something that is routinely inspected by Village staff when construction is being done.

Tom Gullen, Superintendent of Facilities, said the Park District is excited to move forward with Phase 1 of their master plan improvements, and introduced the Park District’s architects who then presented the project details.

- Scott Freres, Lakota Group, addressed the proposed parking lot improvements, including landscaping, and noted that the project meets all of the Village’s stormwater drainage requirements and that the design is sensitive to sustainable standards.
- Gary Frank, H. Gary Frank Architects, presented elevations and interior renovation plans for the Tennis Center improvements.
- Colin Marshall, Gewalt Hamilton Assoc., reviewed the Service Center improvements, noting that the building dates to 1930 and is sorely in need of restoration and renovation.

The architects and Mr. Gullen then answered the Council’s questions.

Trustee Kates expressed concern that the proposed 10-foot sidewalk along Hibbard would funnel traffic to the much smaller sidewalk in the residential area north of Pine Street.

Trustee Rintz said he thought a wider sidewalk would be of benefit to the kids going to school and would improve the area in the winter when snow gets pushed onto the sidewalk by the Village's snow plows, due to its proximity to the street.

Trustee Spinney congratulated the Park District and said she was excited to see the planned improvements coming to fruition.

Trustee Braun said the project is needed, and added that Trustee Kates' concern about the safety of the sidewalk is significant.

Trustee Rintz commended the project team and the Park District Board for their vision and courage to undergo an extensive process, get public input and then moving it forward. He noted that, like public infrastructure in the Village, the infrastructure for the Park District has a great impact on a community's property values.

Trustee Spinney, seconded by Trustee Johnson, moved to introduce Ordinance M-3-2012. By voice vote, the motion carried.

After the Ordinance was introduced, Trustee Kates asked that the safety of the northern end of the proposed new sidewalk be studied, due to the narrowing from 10 feet to 5 feet.

Attorney Janega said a condition could be added to require the transition of the sidewalk to meet engineering standards, and she confirmed that the Council wanted the Ordinance to contain the following conditions: (i) require the final landscape plan to be reviewed by the DRB; (ii) inspection of the use of impermeable surface; and (iii) the 10-foot sidewalk transition to five feet meets sidewalk engineering standards.

- d) Ordinance M-4-2012: 1235 Westmoor Zoning Variation – Introduction. Mr. D'Onofrio reviewed the request for variations from the maximum building size limitations of the Zoning Ordinance r to add a first floor bay window and a second floor dormer to the existing residence. He commented that the request is de minimis, but a variation is required because of the home's current legal, nonconforming gross floor area.

There being no questions or comments, Trustee Braun, seconded by Trustee Johnson, moved to introduce Ordinance M-4-2012. By voice vote, the motion carried.

8) Public Comment and Questions.

9) Old Business. None.

10) New Business.

- a) Trifecta Restaurant Liquor License. Attorney Janega explained that last December, a Class A-1 liquor license was approved for Trifecta Grill, a new restaurant at 501 Chestnut Street. She said the proprietor, Patrick O'Neil, proprietor of the recently opened Trifecta Grill has leased additional space in the same building to create an area in Trifecta Grill called the "21 Club," which will be a part of the full-service restaurant but will be open only to adults. She said Mr. O'Neil proposes to use electronic units to dispense wine in the 21 Club room, which is a concept that does not fall squarely into any one license category of the Village's Liquor Code.

Attorney Janega said if the Council wants to allow the use of wine dispensing units, she recommends a code amendment to create a rider to the Class A or A-1 liquor license. She added that since Trifecta Grill is already open and has a Class A-1 liquor license, if

the Council approves the request, a rider for the wine dispensers could be issued to coincide with a certificate of occupancy for the new “21 Club” space.

Patrick O’Neil related that he first saw the concept while in Florida, and thought it would provide his customers a fresh and fun way to taste wine before pouring a glass. He explained that the room will be monitored by a wine consultant, and he described the measures that are in place to safeguard against customers serving themselves too much wine.

The Council had a lengthy and thorough discussion about the concept of people self-serving alcohol, the issue of serving food with alcoholic beverages, and whether there would be a danger of underage people being able to use the wine dispensers.

President Tucker then requested policy direction from the Trustees.

Trustees Spinney, Rintz and Greable favored approving the request for a liquor license rider to allow the use of wine dispensing machines

Trustees Kates and Johnson said while they wanted to support the new restaurant, they were opposed to the wine dispenser concept as it could lead to a bar-like atmosphere.

Trustee Braun said he would like to see more controls.

President Tucker said she would be in favor of allowing the new technology under a new category of liquor license rider, and directed Attorney Janega to draft an ordinance for the Council’s consideration.

11) Reports

- a) Village President. No report.
- b) Trustees.
 - i) Trustee Greable reported that the Historical Society Gala is scheduled for June 6th.
 - ii) Trustee Kates reported on the last Northwest Municipal Conference meeting, where the subject of transferring school pensions to municipalities is of grave concern.
 - iii) Trustee Braun announced that the next RED Center meeting is on April 3.
- c) Attorney. Attorney Janega announced that she had sent the attorney for new Trier Partners a letter informing him that the deadline for filing their amended plan had passed, and that the Village expects them to make a decision about their original planned development.
- d) Manager. No report.

12) Appointments.

- a) President Tucker announced the appointment of Anne Grubb to the Landmark Preservation Commission for a full term, effective immediately. Trustee Johnson, seconded by Trustee Spinney, moved to approve the appointment. By voice vote, the motion carried.
- b) President Tucker announced the appointment of Chuck Dowding to the Environmental & Forestry Commission for a full term, effective immediately. Trustee Johnson, seconded

by Trustee Spinney, moved to approve the appointment. By voice vote, the motion carried.

- c) President Tucker announced the re-appointment of Mark Fuller to the Fire Pension Board for a full term, effective immediately. Trustee Kates, seconded by Trustee Johnson, moved to approve the appointment. By voice vote, the motion carried.

- 13) Executive Session. Trustee Braun moved to adjourn into Executive Session to discuss Pending and Probable Litigation and Review of Executive Session Minutes, pursuant to Sections 2(c)(11) and 2(c)(21) respectively, of the Illinois Open Meetings Act. Trustee Johnson seconded the motion. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None. The Council adjourned into Executive Session at 10:15 p.m.

The Council reconvened into Regular Session at 10:54 p.m. Present: President Tucker, Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None. Also present: Village Manager Rob Bahan and Village Attorney Katherine Janega.

- 14) Adjournment. Trustee Johnson, seconded by Trustee Spinney, moved to adjourn the meeting. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None. The meeting adjourned at 10:55 p.m.

Recording Secretary

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
April 3, 2012**

(Approved: xx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Council Chambers in Village Hall on Tuesday, April 3, 2012, at 7:30 p.m.

- 1) Call to Order. President Tucker called the meeting to order at 7:32 p.m. Present: Trustees Arthur Braun, Gene Greable, Bill Johnson, Richard Kates, Chris Rintz and Jennifer Spinney. Absent: None. Also present: Village Manager Robert Bahan, Village Attorney Katherine Janega, Community Development Director Mike D’Onofrio, Public Works Director Steve Saunders, Fire Chief Alan Berkowsky, Director of Water & Electric Brian Keys, and approximately 19 persons in the audience.
- 2) Pledge of Allegiance. President Tucker led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) April 10, 2012, Special Executive Session. All of the Council members present indicated that they expected to attend.
 - b) April 10, 2012, Study Session. All of the Council members present indicated that they expected to attend.
 - c) April 17, 2012, Regular Meeting. All of the Council members present indicated that they expected to attend.
 - d) May 1, 2012, Regular Meeting. All of the Council members present indicated that they expected to attend.
- 4) Approval of the Agenda. President Tucker announced that the agenda has been amended to include Resolution R-15-2012, which was included in the agenda packet. Trustee Braun, seconded by Trustee Spinney, moved to approve the Agenda as amended. By roll call vote the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.
- 5) Consent Agenda
 - a) Village Council Minutes.
 - i) February 16, 2012, Budget Meeting.
 - ii) February 21, 2012, Regular Meeting/Budget Review.
 - b) Warrant Lists Nos. 1743 and 1744. Approving Warrant List No. 1743 in the amount of \$1,099,657.49, and Warrant List No. 1744 in the amount of \$358,519.59.
 - c) Fire Department Staff Car Purchase. Authorizing the Fire Department to purchase a 2013 Ford Taurus from Bredemann Ford for \$17,321, net of trade-in, a little more than half of the budgeted amount.

- d) Ordinance M-4-2012 – Zoning Variation: 1235 Westmoor – Adoption. An Ordinance granting a zoning variation from the maximum permitted building size to allow construction of additions to the residence.
- e) Resolution R-17-2012: Illinois Community Development Block Grant (CDBG) IKE – Disaster Recovery Program Application – Adoption. A Resolution approving the commitment of funds in conjunction with an Illinois Community Development Block Grant application for disaster recovery funds.
- f) Transformer Bid. Authorizing the Village Manager to award Bid #12-003 to Wesco for the purchase of ABB single-phase and 3-phase transformers at the unit prices bid in an amount not to exceed \$48,462.00, subject to all of the conditions stated in the bid.
- g) Cable Bids. Authorizing the Village Manager to award Bid #12-002 to the Okonite Company for the purchase of primary cable in an amount not to exceed \$374,019, and to Wesco for the purchase of secondary cable in an amount not to exceed \$88,327, at the unit prices bid.
- h) Wire Pulling Bid. Authorizing the Village Manager to execute a purchase order to Western Utility Contractors for wire pulling services for the period June 1, 2012, through May 31, 2013, in an amount not to exceed \$189,000 based on the second year unit pricing contained in Bid #011-012.
- i) Directional Boring Purchase Order. Authorizing the Village Manager to execute a purchase order to B-Max, Inc. for directional boring work for the period June 1, 2012, through May 31, 2013, in an amount not to exceed \$530,163, based on the second-year unit pricing contained in Bid #011-011
- j) Directional Boring Change Order for Bid #011-011. Authorizing the Village Manager to award a change order to B-Max, Inc, in the amount of \$50,000 for directional boring work in accordance with the terms and conditions of Bid #011-011.
- k) Dutch Elm Disease Control Program. Awarding a purchase order to Sunrise Tree Care for an amount not to exceed \$30,000 for the 2012 Dutch Elm Disease Control Program, using calendar 2011 pricing, pursuant to Bid #11-021.
- l) Parkway Tree Planting Bids. Awarding the bid for the 2012 Parkway Tree Planting Program jointly to St. Aubin’s, Arthur Weiler, and Land of Lincoln, based on the lower price per tree species as submitted in their respective unit price bid proposals, for an estimated total amount of \$38,311.84
- m) Outdoor Seating – Noah’s Ark Pet Supply. Approving outdoor seating for Noah’s Ark Pet Supply.

Trustee Braun, seconded by Trustee Spinney, moved to approve the foregoing items on the Consent Agenda by omnibus vote. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

6) Stormwater Update. Mr. Saunders reported that:

- Winnetka had taken the lead in applying for a grant with the villages of Glenview, Niles and 3 Chicago neighborhoods, with the funds to be used for mitigating

stormwater runoff from private properties using green infrastructure methods. He noted that no funding from the Village would be required to undertake the proposed project.

- The meters for the sanitary sewers are scheduled to be installed within the next week
- Four responses to RFP's for the stormwater master plan consultant have been received and are being reviewed.

Trustee Kates commented that the lagoon east of Forest Way Drive has sinkholes in it and asked Mr. Saunders to contact the Cook County Forest Preserve District to have them inspect the drainage channel.

Susan Doyle, 251 White Oak, said concern about flooding is still a huge problem in her neighborhood, commented that the stormwater improvement process seems to be taking a long time, and asked how homes with basements get approved in the flood plain.

Mr. Saunders responded that the engineering review process for new homes and renovations requires grading and drainage plans to ensure that runoff water won't be shed onto adjacent properties, and that compensatory storage is required to offset any fill placed in the flood plain.

Bernard Hammer, 1455 Tower Road, asked if there is a requirement to install dry wells.

Mr. Saunders said there is no current requirement to require infiltration of the water into the ground, but that a Cook County stormwater ordinance currently under consideration may impose such a provision.

7) Ordinances and Resolutions.

- a) Ordinance M-3-2012: Park District Special Use Permit – Adoption. Attorney Janega reviewed the amendments that had been made pursuant to the Council's discussion at introduction, including additional provisions to ensure the safety of the new sidewalk along Hibbard Road, signage and stormwater detention.

In public comment, Peter Gelderman, 896 Tower, said he thought a new 10-foot sidewalk was too expensive, and Carol Fessler, 1314 Trapp Lane, suggested examining traffic issues on Hibbard Road and reconsidering the wider sidewalk.

Terry Schwartz, Parks Director, thanked the Council for the opportunity to discuss the plan and work cooperatively to ensure that Phase 1 of the master plan is begun. He explained that the proposal to widen the sidewalk has to do with the volume of traffic on Hibbard Road and a desire to give children walking and biking in front of the park more room, and noted that the school and park form a complete campus. He added that the Park District plans to present the Village with an integrated bicycle/pedestrian plan in the near future.

Trustee Spinney, seconded by Trustee Johnson, moved to amend Ordinance M-3-2012, as recommended by the Village Attorney. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

Trustee Johnson, seconded by Trustee Spinney, moved to adopt Ordinance M-3-2012 as amended. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

- b) Ordinance M-5-2012: Equipment Disposal – Introduction & Adoption. Attorney Janega explained that disposal of Village property requires approval by ordinance and that the subject Ordinance effectuates the trade-in of Fire Department vehicles, as part of the purchase of the new staff vehicle that was approved in the Consent Agenda.

Attorney Janega recommended waiving introduction to expedite the transaction.

Trustee Kates, seconded by Trustee Braun, moved to waive introduction of Ordinance M-5-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

Trustee Johnson, seconded by Trustee Braun, moved to adopt Ordinance M-5-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

- c) Ordinance MC-2-2012: Liquor Code Updates – Introduction & Adoption. Attorney Janega reviewed the Liquor Code amendments that were drafted to implement the Council’s directive to establish a liquor license classification that will be called a Wine Station Rider, and will provide for the self-service of wine under limited circumstances, as described by Patrick O’Neil, proprietor of the Trifecta Grill, at the last Council meeting. She noted that the Certificate of Occupancy permit for the new “21 Club” space has not yet been issued but that final inspections are expected to take place the next day, and that the applicant is therefore asking the Council to consider waiving introduction of the Ordinance in order to begin the new service.

Attorney Janega answered Council inquiries about the definition of “meal” in the context of the Liquor Code, whether any restaurant in the Village would be able to apply for the new rider, and whether a separate area needs to be provided for the wine dispensers, and she explained that any other applications for the new rider would be considered on a case-by-case basis.

President Tucker and Trustees Greable, Spinney and Rintz all expressed support for the new license and business concept.

Trustees Johnson and Kates expressed concern about the new service format, and said they would not vote for it.

Trustee Braun said that although he shared some of Trustee Johnson’s and Kates’ concerns, he supported approving the new license class.

Trustee Spinney, seconded by Trustee Rintz, moved to waive introduction of Ordinance MC-2-2012. By roll call vote, the motion failed. Ayes: Trustees Braun, Greable, Johnson, Rintz and Spinney. Nays: Trustee Kates. Absent: None.

Trustee Spinney, seconded by Trustee Rintz, moved to introduce Ordinance MC-2-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Rintz and Spinney. Nays: Trustees Kates and Johnson. Absent: None.

- d) Resolution R-15-2012: Wine Station Liquor Rider (Trifecta) – Adoption. Attorney Janega explained that the subject Resolution would be considered in tandem with the passage of Ordinance MC-2-2012 to create a license rider for issuance to Trifecta Grill.

She suggested the Council consider what the fee for the rider will be, and Trustee Rintz proposed \$150, in keeping with the cost of the sidewalk liquor rider. The other Council members expressed agreement.

Attorney Janega said she would incorporate the new fee into the Village’s General Permit and License Fee Resolution, and would also bring back Resolution R-15-2012 for adoption at the Council’s next meeting.

- 8) Public Comment and Questions. None.

- 9) Old Business. None.

- 10) New Business. None.

11) Reports

- a) Village President. President Tucker reminded the audience that there would be a special Plan Commission meeting on Wednesday evening for a walking tour of the Elm Street business districts hosted by Trustee Rintz, in his capacity as Council liaison to the Plan Commission. She also announced that on March 26th she participated in a conference call with members of *Protect Local Government* to discuss legislation currently pending in Springfield that is of interest to local governments, including the diversion of the Local Government Distributive Fund. Lastly, she encouraged interested people to attend the Illinois Municipal League’s lobby days on April 24-25.

- b) Trustees.

- i) Trustee Braun said he would not be able to attend the Wednesday tour of the business district, as he had a RED Center meeting.

- c) Attorney. None.

- d) Manager. Manager Bahan announced that Publishers Weekly has named the Book Stall as book store of the year, and congratulated the store’s proprietor, Roberta Rubin.

- 12) Appointments. President Tucker said the following two appointees to the ZBA had initially been appointed to fill vacancies left by departing members before their terms were expired.

- a) President Tucker announced the appointment of Bill Krucks to the Zoning Board of Appeals for a full term, effective immediately. Trustee Braun, seconded by Trustee Johnson, moved to approve the appointment. By voice vote, the motion carried.

- b) President Tucker announced the appointment of Jim McCoy to the Zoning Board of Appeals for a full term, effective immediately. Trustee Johnson, seconded by Trustee Braun, moved to approve the appointment. By voice vote, the motion carried.

- 13) Executive Session. None.

- 14) Adjournment. Trustee Johnson, seconded by Trustee Spinney, moved to adjourn the meeting. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None. The meeting adjourned at 9:10 p.m.

**MINUTES
WINNETKA VILLAGE COUNCIL
SPECIAL MEETING
(Executive Session)
April 10, 2012**

(Approved: xxx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Winnetka Village Hall conference room Tuesday, April 10, 2012, at 5:30 p.m.

- 1) Call to Order. President Tucker called the meeting to order at 5:40 p.m. Present: Trustees Arthur Braun, Gene Greable, Richard Kates, Chris Rintz, and Jennifer Spinney. Absent: Trustee Bill Johnson (arrived late). Also present: Village Attorney Katherine Janega. Village Manager was not present, but was scheduled to join the meeting in progress.

Trustee Kates, seconded by Trustee Spinney, moved to go into Executive Session for the purpose of discussing matters pertaining to Personnel, Collective Bargaining and Pending and Probable Litigation, pursuant to Sections 2(c)(1), 2(c)(2) and 2(c)(11), respectively of the Open Meetings Act. By roll call vote, the motion carried unanimously.

President Tucker announced that the Council would adjourn directly at the close of the Executive Session

The Council adjourned into Executive Session at 5:41 p.m.

- 12) Adjournment. Trustee Rintz, seconded by Trustee Kates, moved to adjourn the meeting. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz, and Spinney. Nays: None. Absent: None. The meeting adjourned at 7:30 p.m.

Recording Secretary

MINUTES
WINNETKA VILLAGE COUNCIL STUDY SESSION

April 10, 2012

(Approved:)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Council Chambers at Winnetka Village Hall, 510 Green Bay Road, on Tuesday, April 10, 2012 at 7:30 p.m.

- 1) Call to Order. President Tucker called the meeting to order at 7:39 p.m. Present: Trustees Arthur Braun, Gene Greable, Bill Johnson, Richard Kates, Chris Rintz and Jennifer Spinney. Absent: None. Also in attendance: Village Manager Robert Bahan, Village Attorney Katherine Janega, Michael D’Onofrio Director of Community Development, Assistant Director of Community Development Brian Norkus, Director of Public Works Steven Saunders and approximately 10 persons in the audience.

- 2) Commercial District Infrastructure Repairs. Public Works Director Steve Saunders reviewed the current conditions and maintenance needs of the public infrastructure in the business districts. He described the proposed work for paver, crosswalk, concrete and tree grate repairs and estimated cost of the work at \$169,000 in the East Elm business district, \$172,000 in West Elm, \$110,000 in Hubbard Woods and \$37,000 in Indian Hill. He explained that he expected the repair program to be spread over two years, with funds budgeted for this year in the Business District Revitalization Fund and General Fund, and the remaining funds coming from the timing of capital projects and the general fund reserves. He explained the differences in the various materials and requested the Council to provide policy direction for the immediate repair needs and for the paver material to be used. He also asked the Council to advise what staff work should be done in preparation for future Council discussions.

President Tucker invited comments from the audience.

In answer to a question from Ann Wilder about the status of the Business District Revitalization Fund, Mr. Saunders stated that there was \$391,000 in that fund.

Debbie Ross, Chair of the Environmental and Forestry Commission, asked the Council to consider using permeable cement, which allows water to pass through and does not freeze. Plan Commission Chair Becky Hurley, 1027 Spruce, noted that the current Comprehensive Plan and the 1921 Plan called for the use of high quality design materials for public improvements and proper maintenance of public properties that reflect the high standards of private property owners.

Former Village Trustee Ken Behles, who had also served on the Ad Hoc Streetscape Committee, urged the Council to have the political will to spend funds with a vision for the future in order to build to the highest standard, and suggested reducing the scope and doing smaller pieces of work at a time rather than watered down materials for repairs.

Terry Dason, Executive Director of the Chamber of Commerce, stressed the need for downtown investment to keep it beautiful and draw businesses to Winnetka. She added that

better lighting is needed in the commercial districts because businesses need to stay open later to survive.

In Council discussion, Trustee Kates stated that concrete repairs are needed and the focus should be on safety and making repairs at corners. He suggested thinking about using permeable concrete rather than pavers for sidewalks and mulch rather than grates around trees.

Trustee Spinney urged the Council to move forward with the streetscape plan and to spend money on the improvements.

Trustee Rintz said he can't justify spending more money on what he characterized as band-aid solutions.

Trustee Greable stated he supports basic improvements in the Village's downtown, and urged consensus and alignment among the caucus, Village Council, businesses and community. He stressed the need for improvements to sidewalks, lighting and signage, and favored extending the decorative lighting on the Elm Street bridge to Elm Street. He also referred to the proposition of the advisory referendum on the streetscape plan, which stated that the Council needs to explore less costly options.

Trustee Braun stated that potential tenants see downtown Winnetka as old, not quaint, and added that Winnetka needs a facelift. He urged the Council to stop studying things and to start spending on improvements, even if initial steps are small.

After further discussion, President Tucker stated that there was a consensus among the Council to proceed with Mr. Saunders' proposal, and that the Streetscape Plan needs further discussion.

Mr. Saunders confirmed with the Village President that the direction from the Council was to fix the concrete curbs, to fix the banding bricks as needed, to solicit bids to replace the pavers on corners both in a piecemeal manner and all at once. The decision about tree grates was delayed until bids and prices are obtained and the staff was asked to study other options for permeable materials at crosswalks and intersections

- 3) ULI Technical Assistance Panel. Village Manager Bahan reported that, as directed at the February 21, 2012, Council meeting, staff had met with representatives of the Urban Land Institute (ULI) to discuss a Technical Assistance Panel (TAP) program in Winnetka. Mr. Bahan stated that the proposal for a downtown planning study would probably not be ready for the Council's April 17th meeting, but added that several issues could be discussed regarding how to structure the internal management of the TAP process.

Trustees Rintz and Greable expressed their support of the proposal but were unsure about deciding this issue since the new Council would be responsible for its implementation.

President Tucker wanted the topic introduced to the community in order to get feedback and to get the thoughts of the outgoing trustees.

Manager Bahan asked that consideration be given to a multi-district TAP process, with two TAPs being done by the same team, about a month apart, with a single report. One TAP would combine the two Elm Street Districts and a second TAP would combine the Hubbard Woods and Indian Hill business districts, since they are of similar design and function as gateways to the Village. He asked for policy direction regarding this approach for the evaluation of the three business districts, for feedback to the problem statement and questions attached to the agenda materials, a determination of who should work with the TAP panel and which stakeholders are to be interviewed by the panel.

Community Development Director Mike D'Onofrio explained that the ULI TAP is a much broader look than prior studies, but that the panel would be forwarded the post office study, the streetscape plan and parking studies completed during the past 10 years.

Trustee Kates commented that an outside opinion of an organization would bring collective professional experience to the Village for the community to consider, but he felt that prior studies and input from committees should not be provided, so that there would be a detached view that would bring something that the Village hasn't seen before.

Plan Commission Chair Becky Hurley commented on the Plan Commission's recommendation to the Council, stating that a fresh look with professional eyes could be the first step in the master plan. She noted the Village's achievements in the early 1900's, known as the Progressive Era, when the caucus was created, the Community House opened, the first comprehensive plan was created, the Village was a leader in the Council/Manager form of government, the Bennett Plan was adopted, and projects such as Moffatt Mall, the depressed train tracks and Village Hall were undertaken. She said all were accomplished with optimism and aspiration, and suggested the need for a similar vision by the Council.

Anne Wilder agreed that vision is needed, agreed with Trustee Kates about not providing prior studies and asked the Council to make the panel aware of opposition to the prior plans. She questioned the Council's use of ULI, maintained that Winnetka is not an urban area, questioned not using a bidding process, and questioned the largest property owner's role in the process.

Trustee Spinney expressed her support of the ULI study because it is the Plan Commission's recommendation to the Council, but asked why it was necessary to give them prior studies.

Manager Bahan answered that the purpose of giving them prior studies is for baseline data collection, especially the Zoning Ordinance and how it compares to the outside world. He explained that recommendations are tailored to the community; that elements contained in the data are given consideration, and that information is also gathered from the stakeholder interviews. He added that once the proposal is received, the Council will consider the cost of undertaking the study, and noted that while other consultants operate for a profit, ULI is a professional organization.

Trustee Rintz asked that the Council remember that the group has a process that they've used in municipalities all over the country that includes a list of stakeholders and documents that will be synthesized for the recommendation process.

President Tucker suggested that the report may provide new and creative thoughts for the Village to use.

Trustee Braun commented that the Village must have something to start with to develop a vision and that the study will help to educate the Council in order to move to the second step.

- 4) Public Comment. None.
- 5) Executive Session. None.
- 6) Adjournment. Trustee Braun moved to adjourn the Study Session. The motion was seconded by Trustee Spinney. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None. The meeting adjourned at 9:50 p.m.

Deputy Village Clerk

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
April 17, 2012**

(Approved: xx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Council Chambers at Village Hall on Tuesday, April 17, 2012, at 7:30 p.m.

- 1) Call to Order. President Tucker called the meeting to order at 7:35 p.m. Present: Trustees Arthur Braun, Gene Greable, Bill Johnson, Richard Kates, Chris Rintz and Jennifer Spinney. Absent: None. Also present: Village Manager Robert Bahan, Village Attorney Katherine Janega, Fire Chief Alan Berkowsky, Police Chief Patrick Kreis, Finance Director Ed McKee, Assistant Director of Community Development Brian Norkus, and approximately 13 persons in the audience.
- 2) Pledge of Allegiance. President Tucker led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) May 1, 2012, Regular Meeting. All of the Council members present indicated that they expected to attend.
 - b) May 8, 2012, Study Session. All of the Council members present indicated that they expected to attend.
- 4) Approval of the Agenda. Trustee Braun, seconded by Trustee Johnson, moved to approve the Agenda. By roll call vote the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.
- 5) Consent Agenda
 - a) Village Council Minutes.
 - i) March 8, 2012, Rescheduled Regular Meeting.
 - ii) March 13, 2012, Study Session.
 - b) Warrant Lists Nos. 1745 and 1746. Approving Warrant List No. 1745 in the amount of \$673,284.02, and Warrant List No. 1746 in the amount of \$436,261.54.
 - c) Police Department Xerox Machines. Authorizing the Village Manager to execute two contracts with Xerox to upgrade copy machines at the Police Department.
 - d) Resolution R-14-2012: Authorization for the Destruction of Verbatim Audio Recordings – Adoption. A Resolution authorizing the destruction of verbatim audio recordings of Executive Sessions held through June 29, 2010, pursuant to Section 2.06 of the Open Meetings Act.

Trustee Braun, seconded by Trustee Johnson, moved to approve the foregoing items on the Consent Agenda by omnibus vote. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

- 6) Stormwater Update. Village Engineer Saunders reported that: (i) the sanitary sewer survey is underway, with the aim of recording at least three significant rain events in order to garner the necessary data; (ii) engineering proposals for the development of a stormwater master plan are being reviewed and Village staff hopes to bring recommendations to the Council in the near future; (iii) engineering is underway for the proposed Tower Road relief sewer and the new Lloyd Place outlet sewer, and once preliminary plans are complete, information will be provided to the community for its comment; (iv) the northwest portion of the Village is being studied further in order to refine the proposals for the area formerly referred to as the Greenwood study area; and (v) the Village's coastal engineer has developed four proposals that are scheduled to be reviewed by staff next week.

Trustee Greable asked where the process of hiring a project manager stands.

Mr. Saunders said a few candidates have been identified and interviews will commence in the next week or two. He explained that the individual may be contracted through a firm, or hired on a part-time basis, and that a commitment of several years will be necessary because of the magnitude of the work involved.

- 7) Community House Proclamation. President Tucker explained that the Council has been requested to proclaim May 19th as Community House Day in honor of their centennial anniversary. She noted that the Community House is privately funded, serves the whole North Shore and beyond, and is a much-loved and valuable asset to Winnetka.

Trustee Greable, seconded by Trustee Johnson, moved to proclaim May 19, 2012, as Community House Day. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

- 8) Telecommunications Audit. Finance Director Ed McKee explained that the aim of a telecommunications audit is to ensure that all customers within the Village are captured by utility companies that remit revenue to the Village. He said the proposed contract with Azavar is on a contingency fee basis, and would be done in conjunction with an intergovernmental contract to achieve economies of scale.

There being no questions or comments, Trustee Braun, seconded by Trustee Johnson, moved to authorize the Village Manager to execute a contingent fee agreement with Azavar Audit Solutions to conduct a tax and revenue audit, substantially in the form presented in the agenda materials. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None.

- 9) Ordinances and Resolutions.

- a) Ordinance MC-3-2012: Arson Investigator -- Introduction. Attorney Janega reported that the State Fire Marshall Act allows local governments to classify firefighters who are assigned as fire investigators and who are specially trained, to be classified as law enforcement officers while conducting an arson investigation. She explained that doing so gives the firefighter more authority in conducting an arson investigation, and noted that the classification is only made at the designation of the Fire Chief, acting under the Village Manager.

Chief Kreis explained that the new approach would not mean a combining of police and fire duties, but rather would allow the two departments to work closely together in conducting a criminal arson investigation.

After a brief discussion, Trustee Braun, seconded by Trustee Johnson, moved to introduce Ordinance MC-3-2012. By voice vote, the motion carried.

- b) Ordinance M-6-2012: Disposal of Surplus Electrical Equipment – Introduction. Attorney Janega said from time to time, the Electric Department needs to dispose of equipment that is beyond its useful life or has been slated for replacement. She explained that the subject Ordinance gives a blanket authorization, following statutory requirements, so that to retire equipment during the fiscal year. She noted that the Ordinance also provides for cleaning up PCBs where necessary, when equipment is decommissioned.

There being no questions or comments, Trustee Johnson, seconded by Trustee Greable, moved to introduce Ordinance M-6-2012. By voice vote, the motion carried.

- c) Ordinance MC-2-2012: Liquor Code – Wine Station Rider Amendment – Adoption. Attorney Janega reviewed and updated draft of the subject ordinance, described the new provisions and conditions for issuance of the wine station rider, and explained provisions added to address dram shop insurance. She noted that Village staff has confirmed that the 21 Club space is covered under Trifecta Grill’s dram shop insurance.

There was a short discussion wherein Trustees Kates and Johnson said they could not support the new license rider, as they were concerned about unintended consequences of allowing the automatic wine dispensers. The rest of the Council was in support of the new concept.

Trustee Braun, seconded by Trustee Spinney, moved to amend Ordinance MC-2-2012 as recommended by the Village Attorney. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Rintz and Spinney. Nays: Johnson, Kates. Absent: None.

Trustee Spinney, seconded by Trustee Braun, moved to adopt Ordinance MC-2-2012, as amended. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Rintz and Spinney. Nays: Trustees Kates, Johnson. Absent: None.

- d) Resolution R-15-2012: Wine Station Rider (Trifecta) – Adoption. Attorney Janega explained that the subject Resolution creates the rider license for subsequent issuance to Trifecta Grill to allow the self-service wine stations in the restaurant.

There being no questions or comments, Trustee Spinney, seconded by Trustee Braun, moved to adopt Resolution R-15-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Rintz and Spinney. Nays: Trustees Kates, Johnson. Absent: None.

- e) Resolution R-16-2012: Fee Amendment – Wine Station Rider Fee – Adoption. Attorney Janega said pursuant to Council policy direction, the subject Resolution establishes the fee for the wine station rider at \$150 fee and adds it to the Village’s general permit and license fees.

There being no questions for comments, Trustee Braun, seconded by Trustee Spinney, moved to adopt Resolution R-16-2012. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Johnson, Rintz and Spinney. Nays: Trustee Kates. Absent: None.

10) Public Comment and Questions.

11) Old Business. None.

12) New Business.

- a) Policy Direction: 769-777 Locust Consolidation. Mr. Norkus reported that on May 3, 2011, the Village Council passed Resolution R-16-2011, granting preliminary approval of the consolidation of 769 and 777 Locust, subject to certain conditions. He explained that the applicants are now requesting an increase in the amount of impermeable surface after discovering that the approved preliminary plan does not provide adequate turnaround space for the driveway.

Mr. Norkus added that the applicants also proposed modifications to add an additional 66 square feet of roofed lot coverage to enlarge the enclosed screened porch and an additional 1,581 square feet of impermeable surface area to permit an expanded driveway and patio. He explained that the plan still complies with zoning requirements for the area, but that the request deviates from the resolution passed by the Council in May of 2011, and staff is therefore requesting policy direction.

Trustee Kates asked if permeable materials could be used for the patio and driveway expansions.

Sara Furlan of Mariana Landscape, the applicant's landscape architect, explained that the driveway is already a paver driveway, and the patio is a combination of brick and bluestone, which is slightly more permeable than concrete.

Trustee Greable expressed concern with storm runoff from the lot.

Ms. Furlan explained that they are working with a site engineer and Village staff to ensure that adequate compensatory storage is used.

President Tucker commented that the Zoning Ordinance and the Public Works Department work to ensure compliance with drainage regulations.

Trustee Rintz said given the fact that an existing home and garage are being removed from the site, he was not troubled by the request and he added that engineers should design a drainage system that would then be inspected to ensure that it meets Village requirements.

The rest of the Council agreed to support the request as proposed, and President Tucker directed the Village Attorney to prepare a Resolution granting final approval with the amended provisions as proposed by the applicant.

Attorney Janega confirmed that the Resolution would retain all the conditions that are currently in Resolution R-16-2011, with the appropriate modification in Section 2(C) to incorporate the revised conceptual landscape plans, with the numbers shown in the table on p. 67 of the agenda packet.

11) Reports

- a) Village President. President Tucker announced that the Winnetka-Northfield Chamber is having its annual recognition luncheon next Wednesday at the Community House, and that Village employees Steve Saunders and Randy Fromm will be honored. She also invited all residents to attend the Winnetka Caucus' Annual Town Meeting on May 16th at 7:30 pm at Washburne School.

b) Trustees.

- i) Trustee Greable reported that the Historical Society opened a new exhibit last Sunday and will be holding its annual Gala on June 9th.
- ii) Trustee Johnson reported on the last EFC meeting, and he also reported that he had met with State Rep. Robyn Gabel, along with Manager Bahan and Trustee-Elect McCrary, to discuss the Village's concerns and to urge frugality from the State.
- iii) Trustee Kates announced that the Police Pension Board would meet the following Thursday at 9:15 am, and he reported that at the last NWMC meeting, the discussion centered on the transfer of school pension liabilities to local school boards, which is a real threat to property tax bills.

c) Attorney. Attorney Janega reported that last Friday she attended the IML Attorney's Conference in Bloomington, where she presented a one-hour program on the 12 things municipal attorneys need to know about Professional Rules of Conduct.

d) Manager. None.

12) Appointments.

- a) President Tucker announced the re-appointment of Chuck Dowding as the Environmental & Forestry's liaison to the Plan Commission for a full term, effective immediately. Trustee Greable, seconded by Trustee Braun, moved to approve the appointment. By voice vote, the motion carried.
- b) President Tucker announced the appointment of Mike Leonard to the Business Community Development Commission for a full term, effective immediately. Trustee Braun, seconded by Trustee Spinney, moved to approve the appointment. By voice vote, the motion carried.

13) Executive Session. None.

14) Adjournment. Trustee Johnson, seconded by Trustee Braun, moved to adjourn the meeting. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz and Spinney. Nays: None. Absent: None. The meeting adjourned at 9:12 p.m.

Recording Secretary

**MINUTES
WINNETKA VILLAGE COUNCIL
SPECIAL MEETING
(Executive Session)
April 24, 2012**

(Approved: xxx)

A record of a legally convened meeting of the Council of the Village of Winnetka, which was held in the Winnetka Village Hall conference room Tuesday, April 24, 2012, at 6:30 p.m.

- 1) Call to Order. President Tucker called the meeting to order at 6:38 p.m. Present: Trustees Arthur Braun, Gene Greable, Bill Johnson, Richard Kates, Chris Rintz, and Jennifer Spinney. Absent: None. Also present: Village Manager Robert M. Bahan.

Trustee Spinney, seconded by Trustee Johnson, moved to go into Executive Session for the purpose of discussing matters pertaining to Personnel, Collective Bargaining and the Review of Executive Session minutes, pursuant to Sections 2(c)(1), 2(c)(2) and 2(c)(21), respectively of the Open Meetings Act. By roll call vote, the motion carried unanimously.

President Tucker announced that the Council would adjourn directly at the close of the Executive Session

The Council adjourned into Executive Session at 6:39 p.m.

- 12) Adjournment. Trustee Greable, seconded by Trustee Kates, moved to adjourn the meeting. By roll call vote, the motion carried. Ayes: Trustees Braun, Greable, Kates, Johnson, Rintz, and Spinney. Nays: None. Absent: None. The meeting adjourned at 9:09 p.m.

Recording Secretary

AGENDA REPORT

TO: Village Council
FROM: Robert M. Bahan, Village Manager
DATE: April 27, 2012
SUBJECT: Warrant Lists Nos. 1747 and 1748

Warrants Lists Nos. 1747 and 1748 are enclosed in each Council member's packet.

Recommendation: Consider approving Warrants Lists Nos. 1747 and 1748.

AGENDA REPORT

SUBJECT: **Ordinance MC-3-2012**
 Fire Investigator Classified as Peace Officer

PREPARED BY: Katherine S. Janega, Village Attorney

REF: April 17, 2012 Council Agenda, pp.35 – 39

DATE: April 26, 2012

Ordinance MC-3-2012, which was introduced at the April 17, 2012, Council meeting, amends the Fire Department chapter of the Village Code, Chapter 2.52, by adding a provision that allows sworn members of the Winnetka Fire Department who have completed fire investigation and law enforcement training to be classified as peace officers.

The amendment was requested by both the Fire Chief and Police Chief. It is authorized by Section 1(a) of the Peace Officer Fire Investigation Act, which imposes stringent training requirements under both the Illinois Police Training Act and the Illinois Fire Protection Training Act. It also limits the exercise of the police powers to within the political subdivision's corporate limits, and "only during the actual investigation of the cause, origin and circumstances of such fires or explosions that are suspected to be arson or arson-related causes." 20 ILCS 2910/1(a).

Currently, the Fire Department and Police Department each have a sworn member who has been trained and assigned to investigate the cause and origin of fires and explosions. The training for both has been done under the auspices of the Office of the State Fire Marshal, who establishes course requirements pursuant to the Illinois Fire Protection Training Act. However, unlike the police fire investigator, who is first a trained and sworn peace officer, the sworn firefighter who is certified as a fire cause and origin investigator does not automatically obtain any law enforcement powers and therefore has no authority to conduct an investigation into the crime of arson.

Enacting MC-3-2012 would enable the Fire Chief to assign a firefighter to be trained to investigate fires and explosions, and to be trained and classified as a peace officer, as provided in the Peace Officer Fire Investigation Act. A Winnetka firefighter who successfully completes that dual training would thereby possess the same powers of arrest, search and seizure, and the securing and service of warrants that Winnetka's police officers have. Although the instances in which a firefighter classified as a police officer would exercise those powers are likely to be relatively few, the Fire Chief and Police Chief are of the opinion that, in addition to enhancing the Village's arson investigation capabilities, the dual certification of a firefighter would also provide access to programs, equipment and other resources that are available only to law enforcement officers.

Recommendation:

Consider passing Ordinance MC-3-2012, amending the Village Code to allow certain fire investigators to be classified as peace officers.

ORDINANCE NO. MC-3-2012

**AN ORDINANCE
AMENDING CHAPTER 2.52 OF THE WINNETKA VILLAGE CODE
TO ALLOW SWORN FIRE INVESTIGATORS
TO BE CLASSIFIED AS PEACE OFFICERS**

WHEREAS, Chapter 2.52 of the Winnetka Village Code creates the Winnetka Fire Department, defines the functions and authority of the Fire Department, and creates and defines the powers and duties of the offices of Fire Chief and Deputy Fire Chief; and

WHEREAS, Chapter 2.60 of the Winnetka Village Code creates the Winnetka Police Department, defines the functions and authority of the Police Department, and creates and defines the powers and duties of the offices of Chief of Police and Deputy Chief of Police; and

WHEREAS, pursuant to Section 1(a) of the Peace Officer Fire Investigation Act, 20 ILCS 2910/1(a), the Village of Winnetka may classify sworn members of the Winnetka Fire Department who are trained and authorized to investigate fires and explosions to be classified as a peace officer; and

WHEREAS, Section 1(a) of the Peace Officer Fire Investigation Act also enumerates the powers and authority of fire investigators who are classified as peace officers, establishes certain training requirements for such classification, and provides that the powers and authority granted under Section 1(a) may be exercised only during the actual investigation of the cause, origin and circumstances of fires or explosions that are suspected to be arson or arson-related crimes; and

WHEREAS, pursuant to the authority granted in Chapter 2.52, the Fire Chief has assigned a sworn member of the Winnetka Fire Department to be trained to investigate and determine the cause and origin of fires and explosions, and that sworn member has completed the training required by Section 1(a) and the Office of the State Fire Marshal to qualify as a peace officer; and

WHEREAS, pursuant to the authority granted in Chapter 2.60, the Chief of Police has also assigned a sworn member of the Winnetka Police Department to be trained to investigate and determine the cause and origin of fires and explosions, and that sworn member has completed the fire and arson investigation training required by the Office of the State Fire Marshal to qualify as an arson investigator; and

WHEREAS, the Chief of Police and the Fire Chief have requested that the Village Code be amended to authorize the Fire Chief to designate a sworn member of the Fire Department as a

peace officer, provided such sworn member has been assigned to take, and who has successfully completed all required training and obtained all required certifications to be classified as a peace officer pursuant to Section 1(a) of the Peace Officer Fire Investigation Act; and

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 adopt ordinances, to promulgate rules and regulations and to exercise any power and perform any function pertaining to the government and affairs of the Village and that protect the public health, safety and welfare of its citizens; and

WHEREAS, the Council of the Village of Winnetka (“Village Council”) have determined that allowing a sworn member of the Fire Department to be certified as a peace officer under the Peace Office Fire Investigation Act will promote the health, safety and welfare of the Village, in that it will enhance the fire and arson investigation capabilities of the Winnetka Fire Department by providing increased training and by providing access to equipment, programs and other government assets that are available only to law enforcement; and

WHEREAS, the designation of a member of the Fire Department as a peace officer under the Peace Officer Fire Investigation Act will enhance the public health, safety and welfare of the Village and its citizens without increasing the cost of operating the Winnetka Fire Department.

NOW, THEREFORE, the Council of the Village of Winnetka do ordain 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: Chapter 2.52, “Fire Department,” of Title 2, “Administration and Personnel,” of the Winnetka Village Code, is hereby amended by adding a new Section 2.52.050, which shall provide as follows:

Section 2.52.050 Fire Investigators Classified as Peace Officers

A. Classification as Peace Officer. Pursuant to Section 1 of the Peace Officer Fire Investigation Act (“Act”), 20 ILCS 2910/1, any sworn member of the Fire Department who has been assigned by the Fire Chief to be trained to investigate fires or explosions, and who, pursuant to such assignment, has completed all training required by said Act, and obtained all required certifications, shall be classified as a peace officer, as provided in said Act.

B. Scope of Authority. The authority of any sworn member of the Fire Department who is classified as a peace officer pursuant to the Act, shall be subject to all limitations expressly stated in Section 1(a) of the Act and any applicable rules and regulations of the State Fire Marshal, as such Section 1(a) and rule may be amended from time to time.

SECTION 3: 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.

SECTION 4: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 1st day of May, 2012, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 1st day of May, 2012.

Signed:

Village President

Countersigned:

Village Clerk

Introduced: April 17, 2012

Posted: April 18, 2012

Passed and Approved: May 1, 2012

Posted:

AGENDA REPORT

SUBJECT: **Ordinance M-6-2012**
 Disposition of Surplus Electrical Equipment

PREPARED BY: Brian Keys, Director Water & Electric
 Katherine S. Janega, Village Attorney

REFERENCE: April 17, 2012 Council Meeting, pp. 39-44

DATE: April 23, 2012

Ordinance M-6-2012, which was introduced at the Village Council's April 17, 2012, meeting, authorizes the Water & Electric Department to dispose of certain equipment that is no longer useful in the Department's operation or that is scheduled for replacement.

The specific equipment is described in a table in the Ordinance, which also sets the minimum price for each item, using information from available sources, such as equipment vendors, on-line used equipment sites, and the fleet services supervisor. The air compressor will be traded toward a new air compressor as provided in the FYE 2013 budget, and the other itemized equipment would be disposed of through Northwest Municipal Conference auction services.

The Ordinance also follows the Village's established practice of authorizing the disposition of other Water & Electric Department equipment as it is retired in the course of the fiscal year. This practice allows such equipment as transformers, meters or switchgear to be disposed of and replaced without a further ordinance when their deteriorated material condition, size, mechanical damage, or electrical failure, make them unsuitable for further use.

There are two other significant components to the Village's procedures for disposing of electrical equipment. First, prior to disposal, the Village tests each of its surplus transformers for PCB content to insure that the appropriate method of disposition is followed and documented. Second, it has become customary for the Village to explore transferring surplus equipment that still has a useful life to other municipal electric utilities in the State. Sections 5 and 6 define the methods of disposition, including intergovernmental transfers and requirements for disposing of transformers with PCBs.

Recommendation:

Consider adopting Ordinance M-6-2012, authorizing the Village Manager to dispose of surplus electrical equipment as provided in the ordinance.

ORDINANCE NO. M-6-2012

**AN ORDINANCE
AUTHORIZING THE SALE OR OTHER DISPOSITION
OF SURPLUS VEHICLES, TRANSFORMERS
AND OTHER ELECTRICAL EQUIPMENT
OWNED BY THE VILLAGE OF WINNETKA**

WHEREAS, the Village of Winnetka Water and Electric Department (“Department”) has requested authorization to dispose of the following vehicles and equipment (“Retired Equipment”), which are no longer useful in the Department’s operations and/or have been scheduled for replacement:

Serial Number	Village ID	Year	Make / Model	Comments	Minimum Price
F75FVA87256	W&E-81	1976	Ford F750	Line Truck – New line truck scheduled to arrive in May 2012.	\$2,000
None Identified	Formerly W&E-88	1988	Pierce Body	Pole Trailer under carriage needs repair. Replacement pole trailer purchased in FYE2012.	\$75
906563	W&E-168	1984	Atlas	Air compressor -New air compressor to be purchased in FYE2013. Old unit to be traded toward purchase of new unit.	\$1,500
2265115	None	Unknown	Homelite Diaphragm Pump, Model 44DP3-1	Gasoline powered trash pump, inoperable	\$35
3218393	None	Unknown	Homelite Diaphragm Pump, Model 111DP3-1	Gasoline powered trash pump, inoperable	\$35
48203313	None	Unknown	Homelite Diaphragm Pump, Model 111DP3-1	Gasoline powered trash pump, inoperable, engine partially disassembled	\$25
115198	None	Unknown	Marlow Pumps	Gasoline powered trash pump, inoperable	\$20
Not legible	None	Unknown	Marlow Pumps	1-1/2hp Gasoline powered trash pump, inoperable	\$20

and

WHEREAS, the Department has also reported to the Village Council that from time to time in the course of the year, certain electrical transformers and other equipment are also expected to be retired from service and will no longer be necessary or useful to the Village of Winnetka (the “Additional Retired Equipment”); and

WHEREAS, the Director of Water and Electric has requested that the Council of the Village of Winnetka (“Village Council”) (i) determine that the “Retired Property” is no longer

necessary or useful to the Village of Winnetka, and (ii) authorize the Water and Electric Department to dispose of the Retired Equipment and Additional Retired Equipment (collectively, the “Surplus Property”); and

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 and 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, but not limited to, the powers to regulate for the protection of the public health, safety, morals and welfare; and

WHEREAS, the Village Council finds that the disposal of surplus property owned by the Village, such as the Surplus Property described in this Ordinance, is a matter pertaining to the affairs of the Village and to the public health, safety and general welfare; and

WHEREAS, the Village Council has determined that disposal of the Surplus Property as provided in this Ordinance is necessary and proper so as to avoid incurring unnecessary additional costs and unnecessary exposure to liability related to storing or disposing of the Surplus Property; and

WHEREAS, 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, have determined that it is in the best interests of the Village and its citizens to dispose of the Surplus Property in a manner consistent with the provisions of Section 11-76-4 of the Illinois Municipal Code (65 ILCS 5/11-76-4), as more fully set forth in this Ordinance.

NOW THEREFORE, the Council of the Village of Winnetka do ordain as follows:

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

SECTION 2: The Village Council finds: (a) that the Retired Property described above in this Ordinance is no longer necessary or useful to the Village of Winnetka; (b) that, in the event the Water and Electric Department retires or replaces any other electrical transformers or other equipment between the date this Ordinance is passed and the end of the 2012-13 fiscal year (“Additional Retired Equipment”), such Additional Retired Equipment shall be determined to no longer be necessary or useful to the Village, provided that the Director of Water and Electric, with the approval of the Village Manager, determines that the Additional Retired Equipment cannot reasonably be reused in the Village's electric distribution system or by another operating

department of the Village; and (c) the best interests of the Village of Winnetka will be served by the sale or other disposition of the Retired Equipment and the Additional Retired Equipment (collectively, the “Surplus Property”) as provided in this Ordinance.

SECTION 3: The Village Council further finds that, based on prior experience in disposing of similar items of property, the cost of conducting a public sale of such property, which includes the costs of advertising and publishing, as well as personnel costs for maintaining security and conducting the public sale, exceed the value of such items.

SECTION 4: The Village Manager is hereby authorized and directed to determine the value and to dispose of the Surplus Property in the manner provided in Sections 5 and 6 of this Ordinance.

SECTION 5: If the Surplus Property does not contain PCBs, the Village Manager, in the exercise of his discretion, may dispose of the Surplus Property in one of the following ways:

- A. by selling the Surplus Property to the highest bidder, with or without advertising; or
- B. in furtherance of intergovernmental cooperation as provided in Article VII, Section 10 of the Illinois Constitution of 1970, and in the Intergovernmental Cooperation Act, 5 ILCS 220/1, *et seq.*, by transferring title to any Illinois municipal electric utility, with or without competitive bidding; provided, that: (i) competitive bids may be obtained with or without advertising, and (ii) the terms and conditions of any transfer of title without competitive bidding shall be established by the Village Manager on a case by case basis, after considering such factors as the estimated value of the Surplus Property and the technical needs and financial capabilities of the transferee municipal electric utility.

SECTION 6: All Surplus Property that contains or is contaminated by PCBs shall be disposed of at the lowest cost to the Village, which cost may be determined with or without advertising; provided, that any person or entity that disposes of or destroys any part of such Surplus Property shall provide a sworn statement to the Village certifying that such disposal or destruction complies with all applicable environmental laws and regulations.

[Remainder of this page intentionally left blank.]

SECTION 7: 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

SECTION 8: This Ordinance shall take effect immediately upon its passage, approval and posting as provided by law.

PASSED this 1st day of May, 2012, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this 1st day of May, 2012.

Signed:

Village President

Countersigned:

Village Clerk

Introduced: April 17, 2012

Posted: April 18, 2012

Passed and Approved: May 1, 2012

Posted:

AGENDA REPORT

SUBJECT: Proposed *Odle's Consolidation* of 769 Locust and 777 Locust into a single lot

PREPARED BY: Brian Norkus, Assistant Director of Community Development

DATE: April 26, 2012

REF: May 3, 2011 Council Agenda packet, pp. 46 – 119
April 17, 2012 Council Agenda packet, pp. 65 - 85

Background

The homeowners at 777 Locust Street entered into a contract to purchase the adjacent parcel to the south at 769 Locust Street, for the purpose of consolidating it with their existing lot. Both lots are currently improved with single family dwellings, and plans call for demolition of the adjacent 769 Locust residence (built in 1907) in order to allow for a proposed addition to the 777 Locust residence.

The Village Council granted preliminary approval of the proposed consolidation plan on May 3, 2011, and adopted Resolution R-16-2011, which imposed several conditions. The following three conditions are to be stated as restrictive covenants on the plat, in a form acceptable to the Village Attorney:

1. A minimum front yard setback of at least 40 feet for all development on the subject property;
2. A minimum south side yard setback of at least 31 ½ feet;
3. A prohibition against additional impermeable surfaces, as defined in the Winnetka Zoning Ordinance (including buildings and expansions thereto, other roofed areas, pavements or other impermeable surfaces), except as depicted in the August 2012 proposed concept plans prepared by the owners' architect, FGH. This condition limited improvements to those depicted in the original architectural plans, including the site plan included as *Attachment C*.

The preliminary approval also required the declaration of utility easements and “any other corrections or modifications required by the Plan Commission.”

Final Plat approval and requested modifications

The proposed final *Odle's Subdivision* plat was reviewed and approved by the Plan Commission on July 27, 2011. Following that approval, the Applicants engaged a landscape architect to further development the landscape and site plan. That process led to a request for more impermeable surface and roofed lot coverage, to add more space for a driveway turnaround, and a new patio and other outdoor living space behind the house. The proposed changes added 1,581 square feet of additional impermeable area, and another 65.63 square feet of additional enclosed building area.

On April 17, 2012, the Village Council reviewed the applicant's request to modify the terms of the original preliminary approval, and directed staff to prepare a resolution granting final approval of the modified plan, which would increase the amount of impermeable surfaces by 1,581 square feet, and which would increase the amount of building area by 66 square feet.

Resolution R- 18 -2012 grants final approval of Odle’s Subdivision, incorporates the original conditions, reflects the additional impermeable surface, roofed lot coverage and gross floor area, and incorporates the Plat of *Odle’s Subdivision*, the original architectural plans and the subsequent landscape concept plan as Exhibits A, B and C, respectively.

The following table, which was included in the April 17th agenda materials, shows the lot areas of the two original lots and the new, consolidated lot, as well as the calculations that have been translated into the conditions that will become the restrictive covenants on the final plat.

Table 1 – Comparison of requested modified plan to underlying zoning standards

	(a)	(b)	(c)	(d)	(e)
	Standard Zoning requirements as applied to consolidated lot	Proposed development of ORIGINAL plan by FGH Architects, Jan. 2010	Proposed development of MODIFIED plan, based on plans by Mariani Landscape, Nov. 2011	Proposed increase in development represented by modified plan (c – b)	Extent to which modified plan complies with standard zoning regulations (a – c)
		(Attachment C)	(Attachment D)		
Allowable Gross Floor Area	6,115 s.f.	5,193 s.f.	5,259 s.f.	+ 66 s.f.	(856 s.f.)
Allowable Roofed Lot Coverage	4,922 s.f.	3,772 s.f.	3,838 s.f.	+ 66 s.f.	(1,084 s.f.)
Allowable Total Impermeable Surfaces	9,844 s.f.	5,513 s.f.	7,094 s.f.	+1,581 s.f.	(2,750 s.f.)

Recommendation:

Consider adopting Resolution R-18-2012, granting final approval of the proposed Odle’s Subdivision, consolidated 769 and 777 Locust, subject to the conditions stated in the Resolution.

RESOLUTION NO. R-18-2012

**A RESOLUTION
APPROVING A PLAT OF CONSOLIDATION
FOR ODLE'S SUBDIVISION
(769 and 777 Locust Street)**

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; and

WHEREAS, the property commonly known as 769 Locust Street, Winnetka, Illinois (hereinafter referred to as Parcel 1), is legally described as follows:

The North 56.25 feet of the South 156.25 feet, North of the North line of Fig Street, of Lot 6 in Block 19 in County Clerk's Division of the Southwest ¼ of Section 17, Township 42 North, Range 13, East of the Third Principal Meridian, described as follows: Beginning at a point in the West line of said Lot 6, 100 feet North of the Northeast corner of Fig Street and Linden Avenue; Thence East 150 feet; Thence North on the East line of said Lot 6, 56 feet 3 inches; Thence West 150 feet; and Thence South on the West line of Lot 6, 56 feet 3 inches to the place of beginning, situated in the Village of Winnetka, in Cook County, Illinois; and

WHEREAS, the property commonly known as 777 Locust Street, Winnetka, Illinois (hereinafter referred to as Parcel 2), is legally described as follows:

The North 75 feet of the South 231 feet 3 inches, lying North of the North line of Fig Street of Lot 6 in Block 19 in the County Clerk's Division of the Southwest ¼ of Section 17, Township 42 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois; and

WHEREAS, Parcels 1 and 2 (hereinafter referred to collectively as the "Subject Property") are located adjacent to each other on the east side of Locust Street between Westmoor Road and Vine Street; and

WHEREAS, Parcel 1 is improved with a single family residence that was built in 1907; and

WHEREAS, Parcel 2, which is located north of Parcel 1, is improved with a single family residence that was built in 2007; and

WHEREAS, Parcel 1 has a detached garage in the northeast corner of the property, and Parcel 2 has a detached garage in the southeast corner of the property; and

WHEREAS, Parcels 1 and 2 are located in the R-4 Zoning District, in which the minimum lot area is 12,600 square feet and the minimum average lot width is 60 feet; and

WHEREAS, Parcel 1 is a rectangular lot that is 56.25 feet wide and 150 feet deep and has a legally nonconforming lot area of 8,437 square feet; and

WHEREAS, Parcel 2 is a rectangular lot that is 75.0 feet wide and 150 feet deep and has a legally nonconforming lot area of 11,250 square feet; and

WHEREAS, the Owners of the Subject Property have applied for approval of a plat of subdivision titled "Odele's Subdivision," which would consolidate Parcels 1 and 2 into a single lot of record; and

WHEREAS, the proposed consolidation of Parcels 1 and 2 would create a lot that would be 131.25 feet wide and 150 feet deep; and

WHEREAS, the proposed consolidation of Parcels 1 and 2 would result in a lot of record that has a lot area of 19,687 square feet; and

WHEREAS, the increased lot width resulting from the proposed consolidation would increase the side yard set back requirements and require a minimum side yard of 12 feet, and a total side yard requirement of at least 39.38 feet; and

WHEREAS, because the existing building on Parcel 2 currently observes a north side yard of 7.5 feet, the existing building would encroach 4.5 feet into the 12-foot north side yard that would be required due to the additional lot width that would be added by the proposed consolidation; and

WHEREAS, because the proposed subdivision creates the nonconforming 4.5 foot side yard, a nonconformity of 37.5%, the proposed consolidation does not comply with all requirements of the Subdivision Ordinance; and

WHEREAS, on February 23, 2011, pursuant to notice, the Applicants' conceptual development plan for the consolidated Subject Property was considered by the Plan Commission, which expressed concerns that the proposed consolidation would result in a larger lot that is closer in size to a lot in the R-2 district, and that the consolidated lot could be developed with the bulk and density of the larger lot, R-2 zoning district, while having the smaller front and side yard setbacks that correspond to the smaller lot, R-5 and R-4 zoning districts; and

WHEREAS, by the favorable vote of the 8 members then present, the Plan Commission voted to recommend that the proposed consolidation be approved, subject to the condition that the following restrictive covenants be imposed on the consolidated lot: (i) a restrictive covenant requiring a front yard setback of at least 40 feet for all future development; and (ii) a restrictive

covenant that would increase the south side yard setback by 4.5 feet to a required 31.5 foot south side yard setback, to offset the 4.5-foot encroachment into the north side yard; and

WHEREAS, Village staff has recommended that, in addition to the restrictive covenants proposed by the Plan Commission, the proposed consolidation should also be subject to the following conditions: (i) a restrictive covenant prohibiting the construction of additional impermeable surfaces, as defined in the Winnetka Zoning Ordinance, which includes new buildings, building expansions, other roofed areas, pavements and any other impermeable surfaces; (ii) the Applicants must submit a complete application for final approval of the proposed consolidation, as provided in Title 16 of the Village Code; (iii) all restrictive covenants should be stated on the final plat of consolidation, in language that is acceptable to the Village Attorney; (iv) the final plat must show the dedication of utility easements in locations to be determined by the Department of Water & Electric and/or Department of Public Works; (v) the final plat should contain any other corrections or modifications required by the Plan Commission; and (vi) the final plat approval should prohibit the issuance of permits for the demolition of the house and garage currently located on Parcel 1 unless and until the Council has given its final approval of the plat of consolidation, the final plat of consolidation has been recorded with the Cook County Recorder of Deeds, and complete permit applications for the proposed construction and demolition work have been submitted, reviewed and found to be in conformity with all applicable ordinances and development regulations of the Village; and

WHEREAS, on May 3, 2011, the Village Council adopted Resolution R-16-2011, granting preliminary approval of the proposed consolidation, subject to the conditions recommended by the Plan Commission and Village staff; and

WHEREAS, the application for final approval includes the Owners' request that the Council modify the conditions for consolidation to allow an additional 65.63 square feet of gross floor area and 65.63 square feet of roofed lot coverage to increase the size of a proposed screened porch, and to allow an additional 1,581 square feet of impermeable surface to permit an expanded driveway and the construction of new patio areas at the rear of the house at 777 Locust Street, as depicted in the November 2011 Conceptual Landscape Plan prepared by Mariani Landscape Architects, which was presented to the Village Council for consideration at the April 17, 2012, Council meeting; and

WHEREAS, the Village Council find and determine that the modifications being requested by the Applicants do not alter the character of the Subject Property, as consolidated, in that (i) the total amount of the roofed lot coverage, gross floor area and impermeable surface of the proposed consolidated property, will remain well below the applicable limits for a lot of that size, and (ii) nearly all of the additional roofed lot coverage, gross floor area and impermeable surface will be located at the rear of the Subject Property, out of view from the street; and

WHEREAS, upon the effectuation of the consolidation of Parcels 1 and 2 as provided in this Resolution, the Parcels 1 and 2 shall be consolidated into a single lot of record, and the Subject Property shall thereafter be legally described as “Lot 1 of Odle’s Subdivision, being a Subdivision of Part of the West ½ of the Southwest ¼ of Section 17, Township 42 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois,” and shall be commonly known as 777 Locust Street, Winnetka, Illinois.

NOW, THEREFORE, be it resolved by the Council of the Village of Winnetka as follows:

SECTION 1: The Village Council adopts the foregoing recitals as its findings of facts, as if fully set forth herein.

SECTION 2: Subject to the conditions set forth in Sections 4 through 8 of this Resolution, final approval is hereby given to that certain plat of subdivision titled “Odle’s Subdivision,” dated August 19, 2011 (“Plat of Consolidation”), a copy of which is attached hereto as Exhibit A.

SECTION 3: Upon the completion of all of the conditions set forth in Sections 4 through 8 of this Resolution, the properties commonly known as 769 Locust Street and 777 Locust Street in the Village of Winnetka shall be consolidated into a single lot of record, which shall be legally described as “Lot 1 of Odle’s Subdivision, being a Subdivision of Part of the West ½ of the Southwest ¼ of Section 17, Township 42 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois,” and shall be commonly known as 777 Locust Street, Winnetka, Illinois.

SECTION 4: The consolidation shall be subject to the following restrictive covenants, which shall be stated in the final Plat of Consolidation in language acceptable to the Village Attorney:

A. The front yard setback requirement for all development on the Subject Property shall be at least 40 feet.

B. The south side yard setback shall be at least 31.5 feet.

C. The total gross floor area shall not exceed 5,259 square feet.

D. The total roofed lot coverage shall not exceed 3,838 square feet.

E. The total impermeable surface shall not exceed 7,094 square feet.

F. No additional impermeable surfaces, as defined in the Winnetka Zoning Ordinance (including buildings and expansions thereto, other roofed areas, pavements or other impermeable surfaces), shall be constructed or installed on the consolidated lot other than the improvements depicted in the January 2010 Conceptual Development Plan by FGH Architects, as modified by the November 2011 Conceptual Landscape Plan prepared by Mariani Landscape, copies of which are attached hereto, respectively, as Exhibits B and C and are incorporated herein by reference.

SECTION 5: The final Plat of Consolidation shall include the dedication of utility easements in locations to be determined by the Department of Water & Electric and/or Department of Public Works.

SECTION 6: The final Plat of Consolidation shall include all required signature blocks and signatures, and any other technical corrections or modifications as determined by the Director of Community Development.

SECTION 7: No permits shall be issued to Applicants for the demolition of the house and garage currently located on 769 Locust Street unless and until (i) the final Plat of Consolidation has been duly executed and recorded with the Cook County Recorder of Deeds, and (ii) complete permit applications for the proposed construction and demolition work have been submitted, reviewed and found to be in conformity with all applicable ordinances and development regulations of the Village.

SECTION 8: The approval of the Plat of Consolidation granted herein shall automatically be null and void and of no force or effect if, within 12 months after the adoption of this Resolution, the Owners have not met all of the conditions of this Resolution and have not fully executed and recorded the final Plat of Consolidation with the Cook County Recorder of Deeds.

SECTION 9: This resolution 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 10: This Resolution shall be in full force and effect immediately upon its adoption.

ADOPTED this 1st day of May, 2012, by the following roll call vote of the Council of the Village of Winnetka.

AYES: _____

NAYS: _____

ABSENT: _____

Signed:

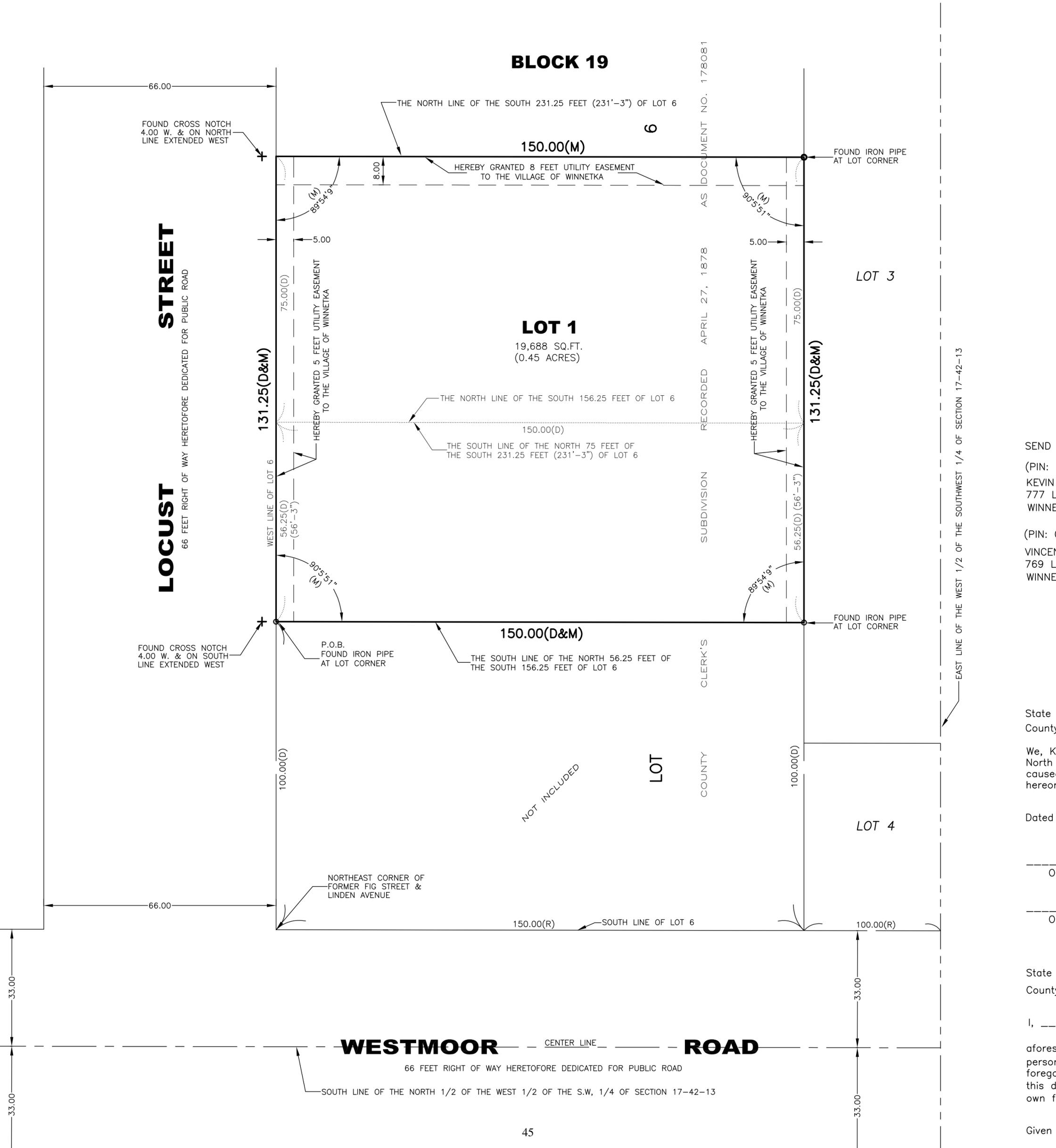
Village President

Attest:

Village Clerk

FINAL PLAT OF ODLE'S SUBDIVISION

BEING A SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 17, TOWN 42 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.



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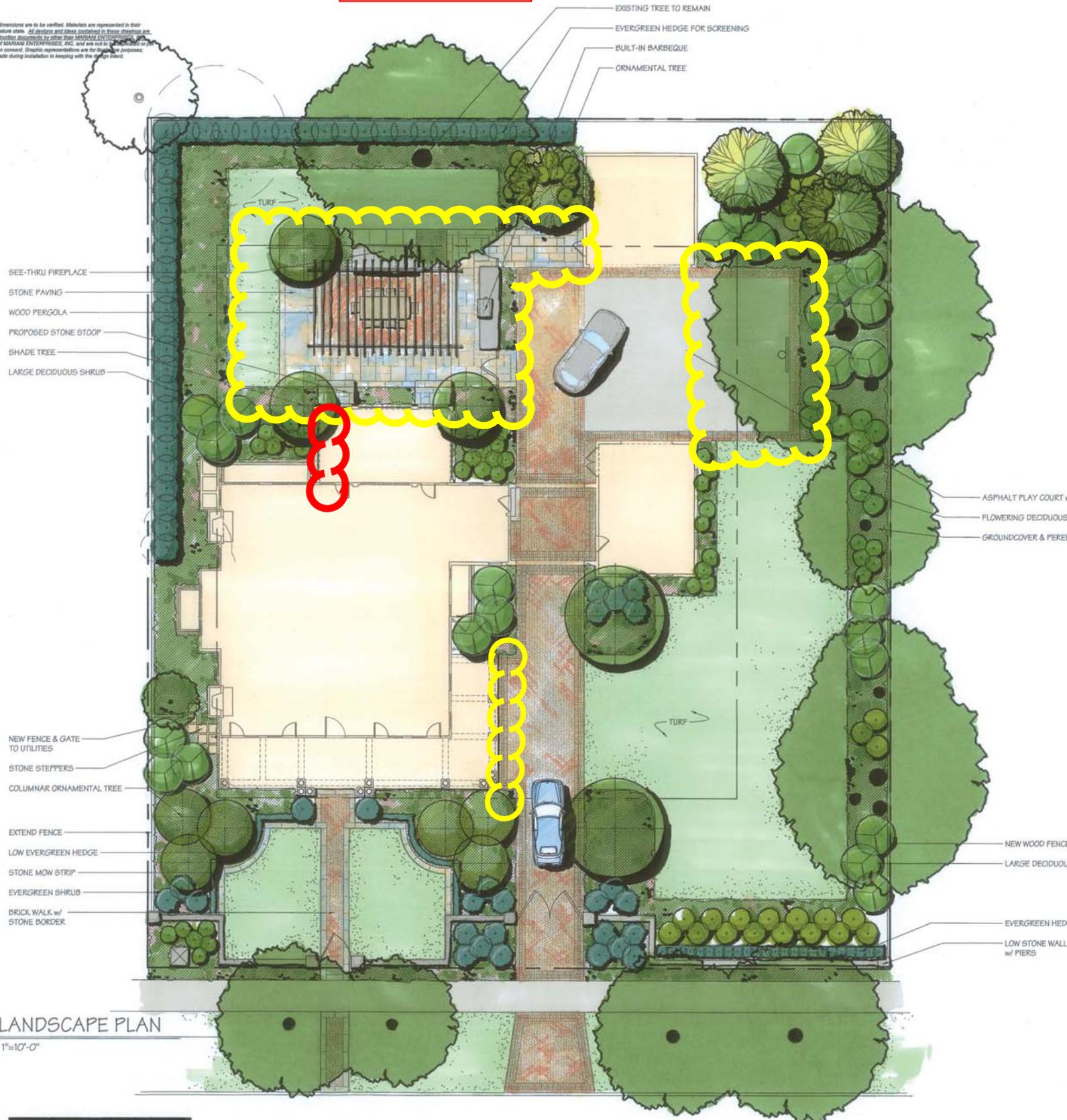
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ATTACHMENT C

all dimensions are to be verified. Materials are represented in their true colors. All plants and trees shown in this plan are to be installed by the contractor. All plants and trees shown in this plan are to be installed by the contractor. All plants and trees shown in this plan are to be installed by the contractor.



LANDSCAPE PLAN
1"=10'-0"

mariani
landscape
300 rockland road lake bluff, illinois 60044
tel: 847.234.2172 fax: 847.234.2754
www.marianilandscape.com

conceptual landscape plan
1"=10'-0" November, 2011

Odle Residence
Winnetka, IL

Agenda Report

Subject: **Bid 12-006: Business District Paver Replacement**

Prepared By: Stephen Auth, Assistant Director of Public Works

Date: April 26, 2012

During preparation of the FY 2012-13 Budget, Public Works staff was directed to perform prompt repair or replacement of deteriorated paver areas in the commercial areas, and particularly in the West Elm Street Business District. Staff has a targeted project focusing primarily on larger continuous areas of sidewalk pavers where a program of individual brick replacements would not be feasible. It is very modest in scope addressing approximately 2900 square feet. Much of the work, approximately 2,490 square feet, is proposed for the West Elm Street Business District and in the general area of Chestnut St. & Elm St. The chart below identifies the general location and approximate area of the project locations as proposed.

<i>Location</i>	<i>Area (Sq. Ft.)</i>
NE Elm St. & Chestnut	810
NW Elm St. & Chestnut	400
SE Elm St. & Chestnut	484
837-847 Elm	224
791 Elm	20
736 Elm	60
740 Elm	72
805-819 Elm	252
806-814 Elm	300
1010 Tower	138
<i>TOTAL</i>	<i>2760</i>

In late February, Bid #012-006 was issued, requesting labor costs to replace these paver areas. Vendors were required to attend a mandatory pre-bid. At the meeting, each vendor was allowed to inspect and evaluate the project areas, existing conditions and ask questions. At the bid opening five bidders responded with price proposals as follows:

Vendor	Price Proposal
Midwest Brick Paver	\$18,000.00
Hirsch Brick & Stone	\$20,981.00
Perez Landscaping	\$26,100.00
A-I Construction	\$28,000.00
Elanar Construction	No Bid

Based on the evaluation of the proposals received staff recommends that **Midwest Brick Paver** be awarded the brick paver replacement project as identified in Bid #012-006. The Village will procure replacement concrete pavers separately, for an estimated cost of \$7,800, for a project kickoff in early June.

This program will promptly address the areas most in need of attention, and a separate set of bid specifications is currently under development for replacement of individual or small areas of pavers throughout the remainder of the business areas, and these bids will be brought before the Council shortly.

Budget Impact.

The FY 2012-13 proposed budget includes \$250,000 in the downtown revitalization fund (tab 15 page 42) budgeted for deferred maintenance and study. A portion of this funding is proposed for this phased replacement of deteriorated pavers.

Recommendation:

Consider awarding Bid #012-006 Paver brick replacement project, to **Midwest Brick Paver** for a project installation cost of \$18,000.00

AGENDA REPORT

Subject: 2012 Concrete Repair Program – Municipal Partnering Bid

Prepared By: Steven M. Saunders, Dir. of Public Works/Village Engineer

Date: April 16, 2012

Last year, the Village of Winnetka partnered with the City of Highland Park, Lake Forest, the Village of Glencoe, Glenview, Lincolnwood, Northfield and Wilmette in jointly purchasing materials and services, to take advantage of economies of scale and reduce costs for concrete curb and sidewalk repairs. As the bid results were notably beneficial to all, the Village partnered again with the Village of Wilmette (lead agency), the City of Highland Park, the City of Lake Forest, the Village of Lincolnwood, and the Village of Northfield in this program, and bids were recently opened and read aloud by the Village of Wilmette for this project. Five bidders responded, and their bids are summarized below:

Bidders	Bid Amount As Read (Consortium)	Adjusted Bid As Calculated (Consortium)	Bid Amount As Calculated (Winnetka Only)
Schroeder & Schroeder 7306 Central Park Skokie, IL 60076	\$943,175.50	No Change	\$145,307.00
D'Land Construction 600 County Line Road, #1N Bensenville, IL 60106	\$999,922.00	No Change	
Suburban Concrete 21227 W. Commercial Dr. Mundelein, IL 60060	\$1,021,116.50	No Change	
A Lamp Concrete Contractors, Inc. 800 W. Irving Park Road Schaumburg, IL 60193	\$1,041,226.00	No Change	
Globe Construction 1781 Armitage Court Addison, IL	\$1,172,196.40	No Change	

All bids were reviewed for completeness and accuracy, and the bid tabulation is attached. The two lowest bids were below the Consortium-wide Engineer's Estimate of \$999,959.00, and the low bid of \$943,175.50 was submitted by Schroeder and Schroeder. Using Schroeder and Schroeder's unit prices for Winnetka's quantity of work, the Village's portion of the bid totaled \$145,307.00 which was above the Engineer's Estimate for the Village of Winnetka of \$125,031.00. The Village of Winnetka has allocated \$125,000 for sidewalk replacement in the FY 2012-2013 budget. The Village of Winnetka will reduce the quantities, as necessary, to conform to our budget, with a "Not to Exceed" contract value of \$125,000. Schroeder and Schroeder has performed the Village's Concrete Repair Program on numerous occasions to the Village's satisfaction, and staff recommends awarding a contract for Winnetka's portion of the jointly-bid 2012 Concrete Repair Program to Schroeder and Schroeder for a "Not to Exceed" amount of \$125,000.00. The Village's FY 2012-13 budget contains \$125,000 from the Sidewalk Replacement Program, Account Number 10-30-640-142.

Staff is also proposing that this jointly-bid program be extended to include repairs identified in the Village's business areas, as discussed at the April 10, 2012 Village Council Study Session. This would consist of an additional 12,500 square feet of sidewalk repair, and an additional 2,800 feet of curb repair, for an additional cost of \$113,000.

Recommendation:

Consider awarding a contract to Schroeder and Schroeder, of Skokie, IL, for the 2012 Concrete Repair Program, in the amount not to exceed \$125,000.00, and for repairs in the Village's business areas, for an estimated \$113,000.

2012 Concrete Maintenance Repairs - 12-M-0006

Bid Tabs				Engineer's Estimate		Schroeder & Schroeder		D'Land Contraction		Suburban Concrete		Alamp Concrete Contractors		Globe Construction	
NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	P.C.C. Pavement Removal	6134	SY	13	\$ 79,742.00	15	\$ 92,010.00	12	\$ 73,608.00	15	\$ 92,010.00	11	\$ 67,474.00	18	\$ 110,412.00
2	P.C.C. Pavement Replacement – Class PV (7")	5134	SY	55	\$ 282,370.00	52.5	\$ 269,535.00	54	\$ 277,236.00	60	\$ 308,040.00	50	\$ 256,700.00	79	\$ 405,586.00
3	P.C.C. Pavement Patch CL C (9")	350	SY	70	\$ 24,500.00	58	\$ 20,300.00	56	\$ 19,600.00	60	\$ 21,000.00	65	\$ 22,750.00	90	\$ 31,500.00
4	P.C.C. Pavement Replacement Class PV (10")	1000	SY	65	\$ 65,000.00	60.75	\$ 60,750.00	60	\$ 60,000.00	60	\$ 60,000.00	70	\$ 70,000.00	94	\$ 94,000.00
5	VV, MH, Inlet, CB to be Adjusted	14	EA	600	\$ 8,400.00	300	\$ 4,200.00	1000	\$ 14,000.00	400	\$ 5,600.00	350	\$ 4,900.00	300	\$ 4,200.00
6	VV, MH, Inlet, CB to be Adjusted (SPECIAL)	10	EA	700	\$ 7,000.00	475	\$ 4,750.00	550	\$ 5,500.00	500	\$ 5,000.00	550	\$ 5,500.00	450	\$ 4,500.00
7	VV, MH, Inlet, CB to be Reconstructed (SPECIAL)	1	EA	1200	\$ 1,200.00	1250	\$ 1,250.00	1250	\$ 1,250.00	2500	\$ 2,500.00	1000	\$ 1,000.00	2900	\$ 2,900.00
8	Raised Reflective Pavement Marker	8	EA	100	\$ 800.00	150	\$ 1,200.00	530	\$ 4,240.00	400	\$ 3,200.00	650	\$ 5,200.00	199	\$ 1,592.00
9	HMA Driveway Pavement Removal	345	SY	10	\$ 3,450.00	10	\$ 3,450.00	12	\$ 4,140.00	15	\$ 5,175.00	10	\$ 3,450.00	10	\$ 3,450.00
10	HMA Driveway Pavement Replacement	345	SY	35	\$ 12,075.00	37	\$ 12,765.00	45	\$ 15,525.00	40	\$ 13,800.00	40	\$ 13,800.00	45	\$ 15,525.00
11	P.C.C. Driveway Pavement Removal (6")	217	SY	10	\$ 2,170.00	10	\$ 2,170.00	12	\$ 2,604.00	15	\$ 3,255.00	12	\$ 2,604.00	10	\$ 2,170.00
12	P.C.C. Driveway Pavement Replacement (6")	217	SY	40	\$ 8,680.00	46	\$ 9,982.00	48	\$ 10,416.00	40	\$ 8,680.00	45	\$ 9,765.00	49	\$ 10,633.00
13	P.C.C. Sidewalk Removal (5-6")	56400	SF	0.5	\$ 28,200.00	1	\$ 56,400.00	1.15	\$ 64,860.00	2	\$ 112,800.00	1	\$ 56,400.00	1	\$ 56,400.00
14	P.C.C. Sidewalk Replacement (5-6")	56400	SF	4.5	\$ 253,800.00	3.95	\$ 223,800.00	4.1	\$ 231,240.00	3.25	\$ 183,300.00	5.5	\$ 310,200.00	4.2	\$ 236,880.00
15	P.C.C. Sidewalks and Ramps New (5-6")	6750	SF	6	\$ 40,500.00	5.75	\$ 38,812.50	7	\$ 47,250.00	5.25	\$ 35,437.50	6.5	\$ 43,875.00	5.9	\$ 39,825.00
16	P.C.C. Sidewalk Removal and Replacement (7-9")	150	SF	7	\$ 1,050.00	6	\$ 900.00	10	\$ 1,500.00	6.5	\$ 975.00	8	\$ 1,200.00	4.75	\$ 712.50
17	Combination Curb and Gutter Removal and Replacement (M3.12, B6.12, B6.18)	6532	LF	21	\$ 137,172.00	18	\$ 117,576.00	21.5	\$ 140,438.00	22	\$ 143,704.00	19	\$ 124,108.00	19.95	\$ 130,313.40
18	Combination Curb and Gutter Removal and Replacement (B6.24)	50	LF	35	\$ 1,750.00	38	\$ 1,900.00	40	\$ 2,000.00	22	\$ 1,100.00	50	\$ 2,500.00	29.95	\$ 1,497.50
19	ADA Panels - Wilmette	5	EA	300	\$ 1,500.00	300	\$ 1,500.00	265	\$ 1,325.00	250	\$ 1,250.00	450	\$ 2,250.00	300	\$ 1,500.00
20	Detectable Warnings - Northfield / Lincolnwood / Highland	20	EA	300	\$ 6,000.00	275	\$ 5,500.00	265	\$ 5,300.00	200	\$ 4,000.00	450	\$ 9,000.00	275	\$ 5,500.00
21	Detectable Warnings - Lake Forest	72	SF	50	\$ 3,600.00	30	\$ 2,160.00	20	\$ 1,440.00	20	\$ 1,440.00	25	\$ 1,800.00	25	\$ 1,800.00
22	Detectable Warnings - Winnetka	120	SF	50	\$ 6,000.00	38	\$ 4,560.00	50	\$ 6,000.00	20	\$ 2,400.00	25	\$ 3,000.00	30	\$ 3,600.00
23	Tree Grate Installation	10	EA	750	\$ 7,500.00	575	\$ 5,750.00	695	\$ 6,950.00	400	\$ 4,000.00	1500	\$ 15,000.00	350	\$ 3,500.00
24	PCC Sidewalk, 5", New Installation (French Gray-LF)	350	SF	50	\$ 17,500.00	8.5	\$ 2,975.00	10	\$ 3,500.00	7	\$ 2,450.00	25	\$ 8,750.00	12	\$ 4,200.00
					\$ 999,959.00		\$ 943,175.50		\$ 999,922.00		\$ 1,021,116.50		\$ 1,041,226.00		\$ 1,172,196.40

Alternate Bid Items				Engineer's Estimate		Schroeder & Schroeder		D'Land Contraction		Suburban Concrete		Alamp Concrete Contractors		Globe Construction	
Item No.	Item Description			Total		Total		Total		Total		Total		Total	
A25	Traffic Control and Protection for Temporary Detour	As Needed	EA			\$ 4,750.00		\$ 2,000.00		\$ 500.00		\$ 6,500.00		\$ 20,000.00	
A26	Temporary Information Signing	As Needed	SF			\$ 35.00		\$ 500.00		\$ 50.00		\$ 50.00		\$ 10,000.00	
A27	Arrow Board	As Needed	CAL DAY			\$ 750.00		\$ 1,500.00		\$ 300.00		\$ 250.00		\$ 450.00	

AGENDA REPORT

TO: Village Council
FROM: Robert M. Bahan, Village Manager
DATE: April 27, 2012
SUBJECT: Commendation Resolutions

Resolutions R-21-2012, R-22-2012 and R-23-2012 recognize some of the many contributions and accomplishments of outgoing Trustees Greable, Johnson and Rintz and express gratitude for their service to the Village.

Recommendation: Adopt Resolutions R-21-2012, R-22-2012 and R-23-2012 acknowledging and appreciating the accomplishments of the outgoing Council members.

RESOLUTION NO. R-21-2012

**THE VILLAGE COUNCIL OF WINNETKA, ILLINOIS
May 1, 2012**

WHEREAS, E. Gene Greable has faithfully served the Village of Winnetka as Village Trustee for two terms, from 2008 to 2012, and

WHEREAS, prior to being elected Trustee, he served on the Zoning Board of Appeals from 2006 to 2008; and

WHEREAS, during his tenure on the Village Council, he served two years as a representative to the Northwest Municipal Conference, four years as Liaison to the Historical Society, three years as Liaison to the Chamber of Commerce, one year as Liaison to the Plan Commission, and three years as Finance Liaison and member of the Ad Hoc Compensation Committee; and

WHEREAS, his professional discipline and prior public service experience brought increased insight and understanding to Village Council deliberations, particularly on pension, budgeting and financial issues; and

WHEREAS, with his accounting and business acumen, he relentlessly guarded the Village's finances, serving as a faithful steward of Village resources to ensure that Village taxpayers received absolute value for their dollars; and

WHEREAS, while maintaining the Village's long-held approach to investing in infrastructure, he also was a strong advocate for the measured use of the Village's fiscal resources to assure the Village's budgets continued to be fiscally sound and balanced; and

WHEREAS, his broad experience, thorough research, and understanding of Winnetka's history helped the Council to resolve the issues brought before it in the best interests of all Winnetkans.

NOW THEREFORE, BE IT RESOLVED that the Village Council, on behalf of the Village of Winnetka and Village staff, commends E. Gene Greable for his unselfish dedication and donation of time, effort, and expertise to serving our community and extends to him sincere appreciation for his contributions to this Village; and

BE IT FURTHER RESOLVED that E. Gene Greable transmits this Village greater and more beautiful than it was transmitted to him.

Jessica Tucker
Village President

Attest:

Robert M. Bahan
Village Clerk

RESOLUTION NO. R-22-2012

**THE VILLAGE COUNCIL OF WINNETKA, ILLINOIS
May 1, 2012**

WHEREAS, William Johnson has faithfully served the Village of Winnetka as Village Trustee for two terms, from 2008 to 2012; and

WHEREAS, prior to being elected Trustee, he served on the Plan Commission from 2005 to 2008; and

WHEREAS, during his tenure on the Village Council he served three years as Liaison to the Business Community Development Commission, one year as Finance Liaison and Warrants Review Officer, one year as Liaison to the Chamber of Commerce, one year as alternate representative to RED Center, and one year as Liaison to the Environmental and Forestry Commission; and

WHEREAS, he carefully deliberated all matters of public policy brought before the Village Council, listening attentively to public input, and thoughtfully considering the reports and studies prepared by advisory committees, consultants and Village staff; and

WHEREAS, he was a thoughtful and active participant in the Village Council's discussions and deliberations on such significant policy issues as a comprehensive review of the C-2 Overlay District, affordable housing, a commercial and mixed use property maintenance code, zoning amendments regarding the use of coach houses, and strategies for stormwater mitigation and management; and

WHEREAS, as a strong advocate for pension reform, he traveled to Springfield repeatedly to urge legislators to enact meaningful and sustainable pension reform; and

WHEREAS, his prior experience in public service, coupled with his unfailing courtesy, innate kindness and respect for both people and the public process, have been of great value in helping the Village Council to resolve the issues before it in the best interests of all Winnetkans.

NOW THEREFORE, BE IT RESOLVED that the Village Council, on behalf of the Village of Winnetka and Village staff, commends William Johnson for his unselfish dedication and donation of time, effort, and expertise to serving our community and extends to him sincere appreciation for his contributions to this Village; and

BE IT FURTHER RESOLVED that William Johnson transmits this Village greater and more beautiful than it was transmitted to him.

Jessica Tucker
Village President

Attest:

Robert M. Bahan
Village Clerk

RESOLUTION NO. R-23-2012

THE VILLAGE COUNCIL OF WINNETKA, ILLINOIS

May 1, 2012

WHEREAS, Christopher Rintz has faithfully served the Village of Winnetka as Village Trustee for two terms, from 2008 to 2012, serving as President Pro Tem from 2011 to 2012; and

WHEREAS, prior to being elected Trustee, he served on the Ad Hoc Post Office Committee and the Building Review Committee; and

WHEREAS, during his tenure on the Village Council, he served three years as Liaison to the Plan Commission, two years as Chair of the Ad Hoc Residential Design Guidelines Committee, and two years as Stormwater Management Liaison; and

WHEREAS, he also served as Liaison to the Village Hall Technical Committee throughout his time in office, shepherding the Village through the extensive restoration, renovation and rehabilitation of Winnetka's historic Village Hall; and

WHEREAS, he has used his unique combination of professional building and development expertise, understanding of the relationship between zoning and design, and sensitivity to the technical, economic, aesthetic and environmental aspects of development, for the benefit of all Winnetkans as the Village Council considered such diverse issues as zoning, stormwater management, downtown streetscape and economic development; and

WHEREAS, he has helped to craft thoughtful solutions to complex zoning requests, while consistently advocating for the preservation and enhancement of the character of our residential neighborhoods and for the promotion of business activities and downtown beautification; and

WHEREAS, he has brought an innate sense of fairness, an understanding of the art of compromise and an unwavering respect for people, diverse opinions, and the public process, to all deliberations.

NOW THEREFORE, BE IT RESOLVED that the Village Council, on behalf of the Village of Winnetka and Village staff, commends Christopher Rintz for his unselfish dedication and donation of time, effort, and expertise to serving our community and extends to him sincere appreciation for his contributions to this Village; and

BE IT FURTHER RESOLVED that Christopher Rintz transmits this Village greater and more beautiful than it was transmitted to him.

Jessica Tucker
Village President

Attest:

Robert M. Bahan
Village Clerk

AGENDA REPORT

TO: Village Council
FROM: Robert M. Bahan, Village Manager
DATE: April 27, 2012
SUBJECT: **Resolution R-24-2012: SWANCC Board Appointments**

The Village is a member of the Solid Waste Agency of Northern Cook County and is entitled to appoint a director and alternate director to SWANCC's Board of Directors. The terms for the Village's representatives to SWANCC expire on April 30, 2012. Traditionally, the Village President and Village Manager have been appointed to fill these positions. Therefore, attached hereto is Resolution R-24-2012 appointing Jessica Tucker as Director and Rob Bahan as Alternate Director to SWANCC's Board of Directors for a one-year term.

Recommendation: Consider adoption of Resolution R-24-2012.

**RESOLUTION APPOINTING A DIRECTOR
AND ALTERNATE DIRECTOR TO THE
SOLID WASTE AGENCY OF NORTHERN COOK COUNTY**

BE IT RESOLVED by the Council of the Village of Winnetka, Cook County, Illinois, as follows:

SECTION 1: The Village of Winnetka is a member of the Solid Waste Agency of Northern Cook County (“the Agency”) and, pursuant to the Agency Agreement establishing the Agency, is entitled to appoint a director and one or more Alternate Directors to the Board of Directors of the Agency.

SECTION 2: The Village Council appoints Village President, Jessica B. Tucker, as the Village’s Director on the Board of Directors of the Agency and appoints Village Manager, Robert M. Bahan, as its Alternate Director, in each case for a term expiring April 30, 2013, or until his or her successor is appointed.

SECTION 3: This Resolution shall be in full force and effect upon passage and approval.

ADOPTED this 1st day of May, 2012, by the following roll call vote of the Council of the Village of Winnetka.

AYES: _____

NAYS: _____

ABSENT _____

Signed:

Village President

Countersigned:

Village Clerk

AGENDA REPORT

SUBJECT: **Winnetka-Northfield Chamber of Commerce Requests**
i) Annual Sidewalk Sale
ii) Banner Request
iii) Beer Tent at Sidewalk Sale

PREPARED BY: Katherine S. Janega, Village Attorney

DATE: April 27, 2012

The Winnetka-Northfield Chamber of Commerce has scheduled its annual Sidewalk Sale for Friday and Saturday, July 20th and 21st. Although the event is specifically exempt from the Village's Special Events ordinance, the use of the sidewalks for this purpose requires Village Council approval. As indicated in the attached two pieces of correspondence, the Chamber wishes to expand some of the activities at the event, which in turn requires additional Council approvals. A general description of each item for Council consideration follows. A representative of the Chamber of Commerce will be at the Council meeting to explain the specifics of the request and to answer questions from the Council.

Enhanced Sidewalk Sale

In addition to the use of the sidewalks in the commercial districts, the Chamber wishes to close off the south end of Lincoln beginning at Elm to host a vintage and classic car show. It also wishes to provide a venue for a series of bands to play near the intersection of Elm and Lincoln, and to create a temporary streetscape garden for vending soft drinks and beer (subject to licensing approval, see below).

As has been done in recent years, when the Chamber has closed Lincoln from Elm to the south end of the Fell property, staff suggests that the Chamber work with the Chief of Police and Village Engineer to determine the specific layout, so as to keep Elm Street and the Elm Street Bridge open for vehicular traffic and to minimize the impact on commuter parking and traffic on that stretch of Lincoln. As is required each year, the Chamber has provided a certificate of insurance for the event, naming the Village as an additional insured.

Overhead Banner

The Chamber also proposes to hang a banner over Green Bay Road in Hubbard Woods as part of the pre-event advertising. The Banner, which is described in the attached correspondence, would be displayed for two weeks prior to the event and would be hung and removed by the Village's Water and Electric Department, as is done for the banners that are hung to promote holiday shopping and blood drives.

Section 15.60.090 of the Village Code requires Council approval of the banner. Village staff suggests that the Council consider approving the annual display of the banner, as was done in

2009, when the Council approved the annual display of banners for a three week period in November and December to promote local shopping during the holiday season.

Streetscape Beverage Garden

As indicated in the attached letter from the Chamber of Commerce, the Chamber also wishes to vend beer and wine to the adults and soft drinks to youngsters in a temporary streetscape garden, with adult beverage vending taking place from 2:00 p.m. to 8:00 p.m. on Saturday, July 21.

The proposed service of beer and wine would require a Class C special event liquor license, which would be issued by the Village President in her role as Local Liquor Control Commissioner. Because this is a first-time request from the Chamber, Village staff is seeking policy guidance from the Council, in its role as Liquor Advisory Board, to determine whether the concept proposed by the Chamber is acceptable and, if so, whether certain special conditions should be attached to the license.

Recommendation:

- i) Consider approving the Chamber of Commerce's request to use the streets and sidewalks for the enhanced Sidewalk Sale, including the closure of Lincoln Avenue south of Elm Street, subject to final review and approval of the layout, parking and traffic plans by the Village Engineer and Chief of Police.
- ii) Consider approving the Chamber of Commerce's request for the annual display of a single banner across the Green Bay Road right of way, north of Tower Road, during and for two weeks prior to the annual Sidewalk Sale.
- iii) Provide policy direction on the Chamber of Commerce's request to serve beer and wine in a streetscape beverage garden.

Winnetka-Northfield Chamber of Commerce
Sidewalk Sale, Friday, July 20 and Saturday, July 21, 2012

The Winnetka-Northfield Chamber of Commerce would like to increase awareness and develop new energy behind the Winnetka Sidewalk Sale scheduled to take place on Friday, July 20 and Saturday, July 21. This program has taken place over the last 30 plus years with a purpose of increasing awareness and encouraging commerce in our multiple business districts. Recently, the enthusiasm for the activity has waned.

The Winnetka-Northfield Chamber of Commerce has partnered with the Winnetka-Northfield Rotary and the Winnetka Park District to increase traffic and “liven up” the weekend in an effort to attract more patronage. Customarily, we have offered sidewalk sales by vendors in the Hubbard Woods business district, the East Elm Street Business District and the West Elm Street Business District. Rotary has provided food sales to attendees in the West Elm District.

This year we want to increase the activities through a variety of program enhancements. While continuing the sidewalk and food vending element of the experience, we want to incorporate three new features to help increase pedestrian traffic. To provide you with a little background of the activities we would like to introduce we offer the following thoughts:

1. Close off the south end of Lincoln from Elm to host a vintage and classic car show called the “Cars of Winnetka”. We think there are a number of residents who have antique and classic vehicles they would like to display. We anticipate 20-25 cars of varying types to be displayed.
2. Music has been a wonderful drawing card for many activities sponsored by the Winnetka Park District over the years. Music continues to be a consistent staple in the Winnetka Park District Concerts in the Park program sponsored by BMO Harris Bank. The Winnetka Park District Foundation fundraisers (Party on the Pier and Golf Tournament) also feature music to the enjoyment of the participants. We would like to have series of bands play on the street near the intersection of (Elm and Lincoln).
3. Lastly, we would like to request the opportunity to vend beer and wine to the adults and soft drinks to youngsters in a temporary streetscape garden. Adult beverage vending would take place from 2:00 p.m. to 8:00 p.m. on Saturday, July 21.

This is a service that is readily available at most every public streetscape event in the area except Winnetka. We believe that this is a service that participants anticipate when visiting a similar program. We do not expect this service will be abused. Quite simply, many people want to have a beer while enjoying a sunny day in the business district while listening to music, looking at streetscape sales and looking at interesting vehicles.

Please let me know how we may pursue these requests. The staff and Board of the Chamber of Commerce appreciate your consideration.

Sincerely,

Terry Dason
Executive Director
Winnetka-Northfield
Chamber of Commerce



business and community growing together

Chamber of Commerce
841 Spruce Street Winnetka, Illinois 60093 Phone: 847.446.4451 Fax: 847.446.4452 winnetkanorthfieldchamber.com

To: Village Council Trustees

From: Winnetka-Northfield Chamber of Commerce Board of Directors – Terry Dason Executive Director

Dates: July 9 – July 23, 2012 (2 weeks each year)

CC: Brian Norkus, Assistant Director, Community Development

Re: Proposal for banner to be hung over Greey Bay Road in Hubbard Woods Business District for Sidewalk Sale

History: The Winnetka Chamber of Commerce displays a holiday banner during the last two weeks of November each year promoting and informing residents of the Holiday Sale that encourages shopping in Winnetka’s business districts.

It was suggested that to assist the current business community, the chamber should prepare a Sidewalk Sale Banner that would be displayed two weeks prior to Sidewalk Sale, always the third weekend in July.

The dimensions of the banner are 20 ft. long x 3 ft. tall. The banner is secured by ropes attached in each corner. The banner is made of heavy duty vinyl material. The message would be 2 lines on each side. There will be red letter against a white background.

The banner would be installed by the Village of Winnetka Public Works Department.

Sample layout:

<p style="text-align: center;">PREMIER SIDEWALK SALE</p> <p style="text-align: center;">FRIDAY, JULY 21 AND SATURDAY JULY 22 – 9:00 A.M. – 5:00 P.M.</p>
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