

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE MEETING
May 19, 2015**

The regularly scheduled meeting of the Hinsdale Village Board of Trustees was called to order by President Tom Cauley in Memorial Hall of the Memorial Building on Tuesday, May 19, 2015 at 7:33 p.m.

Present: President Tom Cauley, Trustees Christopher Elder, J. Kimberley Angelo, Luke Stifflear, and Bob Saigh

Absent: Trustees Gerald J. Hughes and Laura LaPlaca

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Finance Director Darrell Langlois, Police Chief Brad Bloom, Fire Chief Rick Ronovsky, Director of Community Development/Building Commissioner Robb McGinnis, Director of Public Services George Peluso, Assistant Director of Public Services Eric Oscarson, Director of Economic Development & Urban Design Tim Scott, Village Engineer Dan Deeter, Management Analyst Suzanne Ostrovsky and Village Clerk Christine Bruton

PLEDGE OF ALLEGIANCE

President Cauley led those in attendance in the Pledge of Allegiance

PROCLAMATION – VILLAGE PROSECUTOR

President Cauley read the proclamation for Village Prosecutor Linda Pieczynski. Ms. Pieczynski addressed the Board and thanked the Village and the staff she has worked with over the years for their professionalism and friendship.

APPROVAL OF MINUTES

Trustee Saigh suggested a change to the language of the minutes. Trustee Elder moved to **approve the draft minutes of the regularly scheduled meeting of May 5, 2015, as amended.** Trustee Angelo seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

CITIZENS' PETITIONS

None.

VILLAGE PRESIDENT'S REPORT

President Cauley announced that Tim Scott, Director of Economic Development & Urban Design, is leaving the Village to take a Community Development Director position in West Dundee. He mentioned Mr. Scott's accomplishments in the 10 years he has been working in Hinsdale. Mr. Scott thanked the Board.

APPOINTMENTS TO BOARDS OR COMMISSIONS

President Cauley asked the Board for a motion to approve the re-appointment of Mr. Craig Chapello to a 3-year term on the Economic Development Commission, the re-appointment of Mr. Larry Emmons to a 3-year term on the Firefighter's Pension Board and the re-appointments of Mr. Adam Waldo to Chair of and Mr. Ed Tobia to the Finance Commission for 3-year terms..

Trustee Elder moved **to approve the appointments as recommended by the Village President**. Trustee Saigh seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

FIRST READINGS

Administration & Community Affairs (Chair Hughes)

Approve an Ordinance Amending Title 13 (Telecommunications) Chapter 5 (Cable Communications) Section 53 (Consumer Protection and Customer Service Provisions) of the Village Code of Hinsdale Relative to Cable and Video Customer Service Obligations

President Cauley explained that this and the next item before the Board relate to cable service. This ordinance updates the Village code to mirror State law.

The Board agreed to move this item to the Consent Agenda of their next meeting.

Approve a Resolution Approving a Cable Television Franchise Agreement by and between the Village of Hinsdale and Comcast of Illinois VI, LLC

Assistant Village Manager/Finance Director Darrell Langlois explained the Village has an existing franchise agreement with Comcast that expires in 2015. Since this was negotiated fifteen years ago, much of the local authority has been replaced by State and Federal rules and regulations. The revenue rate included in this agreement is 5%, telephone service is covered by a separate State agreement at 6%, and internet cannot be taxed.

The Board agreed to move this item to the Consent Agenda of their next meeting.

Environment & Public Services (Chair LaPlaca)

Approve Entering into a State-Local Hazard Mitigation Grant Program (HMGP) Assistance Agreement between the Illinois Emergency Management Agency and the Village of Hinsdale for the Graue Mill Flood Control Project

Village Engineer Dan Deeter said this is the final agreement relative to the Graue Mill project; this is the agreement that gets the money from FEMA and IEMA. President Cauley noted the agreement requires a number of quarterly reports and audits. Assistant Village Manager/Finance Director Darrell Langlois informed the Board that he is responsible the compliance paperwork.

The Board agreed to move this item forward for a Second Reading, with the final draft agreement.

Zoning & Public Safety (Chair Saigh)

Approve an Amended Lease Agreement with School District 181 for use of the Parking Lot located at 100 S. Garfield Street

President Cauley introduced the item and explained it addresses the fact that District 181 needs more space for a mobile classroom on the west side of the building. The Village currently uses this space for shopper and restaurant parking. A total of 17 parking spots would be removed, however, the school will relinquish some of their existing parking resulting in 18 spaces for Village use.

The Board agreed to move this item to the Consent Agenda of their next meeting.

Approval of an Ordinance Amending Section 9-4-2 of the Village Code of Hinsdale Relative to Property Maintenance

President Cauley said this item will limit the height of grass and weeds to eight inches. Director of Community Development Robb McGinnis explained that historically the code specified a height, the property maintenance code changed in 2008 to allow municipalities to insert a number of their choosing. It was an oversight that we did not include a number at that time. It was noted that Hinsdale does not have an ordinance regarding maintenance of parkways; Mr. McGinnis said residents voluntarily take ownership of this area.

The Board agreed to move this item to the Consent Agenda of their next meeting.

CONSENT AGENDA

Accounts Payable

Trustee Saigh moved **Approval and Payment of the Accounts Payable for the period of May 6, 2015 through May 19, 2015 in the aggregate amount of \$2,520,776.89 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

The following items were approved by omnibus vote:

Administration & Community Affairs (Chair Hughes)

- a) Approve an Amended Lease Agreement with School District 86 (*First Reading – May 5, 2015*)

Environment & Public Services (Chair LaPlaca)

- b) Award Bid #1584 for 2016, 36,220 G.V.W.R. Dump Truck, Plow, Salt Spreader with Pre-wetting System to Rush Truck Centers in the amount not to exceed \$159,885 (*First Reading – May 5, 2015*)
- c) Award Bid #1582 for Tree Pruning to Trees R' Us in the amount not to exceed \$64,000 (*First Reading – May 5, 2015*)
- d) Approve a Resolution for the Woodlands Phase 2 Project Construction Contract Change Order Number 1 in the Amount of \$41,882 Deduction to John Neri Construction Company (R2015-12) (*First Reading – May 5, 2015*)
- e) Approve a Three-year Agreement with Allied Waste for the Collection and Disposal of Solid Waste, Landscape Waste and Recyclable Materials (*First Reading – May 5, 2015*)
- f) Approve Entering into a Multi-County Municipality Intergovernmental Agreement between the Village of Hinsdale and Metropolitan Water Reclamation District of Greater Chicago (*First Reading – May 5, 2015*)

Zoning & Public Safety (Chair Saigh)

- g) Appoint Tressler LLP as Village Prosecutor and to direct the Village Manager to enter into an agreement with Tressler LLP to provide legal services (*First Reading – May 5, 2015*)

Trustee Elder moved to **approve the Consent Agenda, as presented.** Trustee Angelo seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA

Zoning & Public Safety (Chair Saigh)

Ordinance Approving a Site Plan and Approving and Accepting a Plat of Subdivision to Re-subdivide the Properties Commonly Known as 950-954 S. Madison Street (O2015-17)

(First Reading – April 21, 2015, Board Consensus)

President Cauley introduced the item and stated this issue has been before the Board once before and the Plan Commission once. He noted there are no new issues on the Plan Commission recommended site plan, there will be no sidewalk, Chief Bloom will handle fencing site lines, the developer will work with existing trees and all agree to the price of the vacated alley.

President Cauley noted the high fees for failure to properly protect trees during construction. Village Clerk Bruton confirmed that previous minutes of the Village Board memorialize Board discussion that if the builder takes all necessary precautions to preserve the existing trees, additional fines would not be levied.

Trustee Saigh moved to approve an **Ordinance Approving a Site Plan and Approving and Accepting a Plat of Subdivision to Re-subdivide the Properties Commonly Known as 950-954 S. Madison Street.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

Ordinance Amending Section 9-1-4 (Permit Fees) of the Village Code of Hinsdale Relative to Various Building Permit Fees (O2015-18)

(First Reading – May 5, 2015)

President Cauley introduced the item regarding fees for various permits and explained that staff had proposed an increase of fees as part of the budgeting process. These increases are anticipated in the budget; if we postpone implementing new fees, we

would not realize necessary revenues. He outlined the proposed increases, but most notable is the increase in the demolition fee from \$3,000 to \$7,150, which is more in line with surrounding and similar communities.

President Cauley asked for a motion to approve, but noted that this is an interim step; the Board can meet on this in the future at a Committee of the Whole.

Mr. Langlois stated the additional time will allow staff to better prepare, provide a benchmarking analysis and review of other fees.

Trustee Saigh suggested the demo fee might be considered on a sliding scale, if for example, a demolition required Village staff to be on site.

President Cauley cautioned the Board that if we wait to approve, we will forgo revenue during this busy construction season. Mr. Langlois added that such items as ambulance fees and vehicle stickers will require survey data, so good information can be provided to the Board. Village Manager Gargano pointed out that more than one meeting may be required to thoroughly vet these issues.

Trustee Elder moved to **approve an Ordinance Amending Section 9-1-4 (Permit Fees) of the Village Code of Hinsdale Relative to Various Building Permit Fees.** Trustee Angelo seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

DISCUSSION ITEMS

Oak Street Bridge Update – Engineering

Village Engineer Dan Deeter reported that the bridge was closed today and detour plans are in effect. ComEd is about 10 days behind burying the lines, but this will not affect the contractor's schedule. Utility work will continue; Nicor will work on Chicago Avenue after Memorial Day. ComEd will remove overhead lines south of the bridge beginning on June 8th. The bridge will be removed in one piece; a structural engineer will address this first, and BNSF will need to approve the plan. He anticipated the actual removal of the bridge is at least 30 days out; the Board will be apprised of the date when it is confirmed.

Capital Improvement Plan (CIP) Items – Public Services

President Cauley suggested the Board review those Public Services items they may have issues with rather than review all proposed items, as Public Services items are less discretionary than those of some other departments.

Water Department: President Cauley noted this department does not cover its own costs, and the CIP includes expenses of \$200,000 in the next couple of years relating to the wells, which are the backup water source for residents. He commented this may be money well spent, but there are alternatives we can look to, for example interconnecting

water systems with other Villages that get water from a different source. Communities that could be considered, for example, would be Burr Ridge, Western Springs or Oak Brook. Director of Public Services George Peluso said the professional services of an engineering firm would be required to make sure the Village water supply is safe, but agreed there are opportunities here. However, he recommends the rehab of Well #2, so Hinsdale is covered and in the meantime investigate other opportunities. He would like to move forward with this item independently of anything that may happen in Springfield with the Local Government Distributive fund (LGDF) in July.

Washington Street Safety Bollards: Police Chief Brad Bloom confirmed there have been ten traffic incidents on the west side of the 100 block of Washington. President Cauley commented that \$60,000 sounds like a lot of money to allocate to bollards. Director of Economic Development & Urban Design Tim Scott explained the expense is due to the requirement of a specific level of performance and meeting the standard developed for these incidences; other solutions could be less costly but would only provide the illusion of safety. He further explained the costs come from what you don't see; the removal of a lot of existing concrete, deep excavation, extensive foundation work and the appropriate bollards. Chief Bloom said we are fortunate no one has been injured, and this is a way to prevent a tragedy. He confirmed that this type of incident and the frequency occurs nowhere else in the CBD and he knows of nothing else that provides the same measure of safety as the proposed solution. Trustee Saigh suggested the curb be raised and reconstructed with reinforced concrete. Mr. Deeter explained that would result in a challenge tied to the sidewalks and the entrance to buildings because of ADA standards and the creation of trip hazards. President Cauley stated he is persuaded that this is something that should be taken care of in light of the fact that there could have been a fatality. Mr. Scott noted that \$60,000 is a preliminary number, and could actually be less. He also stated that the sidewalk may be pinched down during construction, which could have a short term effect on businesses. Trustee Stifflear expressed concern that businesses might need to be closed during construction; Chief Bloom said we would do our best to mitigate this.

Brush Hill: Village Manager Gargano explained there are anticipated maintenance expenses, but we have an agreement with our new tenant in the space, Casa Margarita. They might contract for the repairs and the Village could make concessions on rent.

Roof Study: Mr. Peluso explained there are over 35 roofs on Village facilities, and some are in various stages of disrepair. He stated this is a good time for a consultant to conduct a comprehensive study, provide information about prolonging the life of the roofs, prioritize repairs and provide cost estimates.

NEW BUSINESS

President Cauley noted that Fuller House and Casa Margarita are expected to open in the near future. The Village code specifies the number of allowable businesses for each designated class. In order to accommodate these businesses, an ordinance will need to be adopted to increase the number of Class B Full Service restaurants from 8 to 10. Due to the time frame of the opening of Fuller House, this item will appear for a second reading at the next meeting of the Board.

Discussion followed regarding Fuller House. President Cauley noted that the property has changed hands and that a request for extended liquor service hours would need to

be requested by the new owner. It was noted that the Board had mixed feelings on the request when it first came forward.

DEPARTMENT AND STAFF REPORTS

Police Department, Fire Department, Public Services and Engineering reports were provided to the Board. There were no further comments on the staff reports.

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

OTHER BUSINESS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

Trustee Saigh complimented Mr. Deeter and Mr. Peluso and their staffs for their work on the Lincoln Street project. This was a large undertaking, the paving is completed and it looks great.

President Cauley noted the Memorial Day parade which starts at 10:00 a.m. followed by a ceremony on the lawn in front of the Memorial Building.

ADJOURNMENT

There being no further business before the Board, President Cauley asked for a motion to adjourn into closed session. Trustee Stifflear **moved to adjourn the meeting of the Hinsdale Village Board of Trustees of May 19, 2015 into closed session under 5 ILCS 120/2(c)(11) Litigation, filed or pending before a court or administrative tribunal or when an action is probable or imminent, and not to reconvene.** Trustee Elder seconded the motion.

AYES: Trustees Elder, Angelo, Stifflear and Saigh

NAYS: None

ABSTAIN: None

ABSENT: Trustees Hughes and LaPlaca

Motion carried.

Meeting adjourned at 8:28 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk