



MINUTES
President and Board of Trustees
Village of Arlington Heights
Board Room
Arlington Heights Village Hall
33 S. Arlington Heights Road
Arlington Heights, IL 60005
May 19 2014
8:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE



- A. Presentation of the Colors by Cub Scout Pack #268 Webelos
from Greenbrier School

III. ROLL CALL OF MEMBERS

The Village Clerk called the roll with President Hayes and the following Trustees responding: Blackwood, Sidor, Tinaglia, LaBedz, Farwell, Rosenberg, and Glasgow.

Trustee Scaletta was absent.

Also present were Village Manager Bill Dixon, Assistant to the Village Manager Diana Mikula, Assistant Village Attorney Robin Ward, Public Works Director Scott Shirley and Village Clerk Becky Hume.

IV. APPROVAL OF MINUTES



- A. Committee of the Whole 04/21/2014 Approved

Trustee Joe Farwell moved to approve. Trustee Bert Rosenberg Seconded the Motion.
The Motion: Passed
Ayes: Blackwood , Farwell , Glasgow , LaBedz , Rosenberg , Sidor , Tinaglia .

Abstain: Hayes .
Absent: Scaletta .



- B. Committee of the Whole 05/05/2014 Approved

Trustee Carol Blackwood moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



C. Village Board 05/05/2014

Approved

Trustee Carol Blackwood moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

V. APPROVAL OF ACCOUNTS PAYABLE



A. Warrant Register of 05/15/2014

Approved

Trustee Joe Farwell moved to approve the Warrant Register dated 5/15/2014 in the amount of \$2,939,076.30. Trustee Thomas Glasgow Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

VI. RECOGNITIONS AND PRESENTATIONS

VII. PUBLIC HEARINGS

VIII. CITIZENS TO BE HEARD

IX. OLD BUSINESS

Trustee Thomas Glasgow moved to alter the sequence of the agenda and move the interviews for Commissions to the beginning of Old Business. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- A. Report of the Committee-of-the-Whole Meeting of May 19, Approved 2014

Interview of Trevor Glasgow for Appointment as
Youth Member to the Environmental Commission

President Hayes administered the Oath of Office to Mr. Glasgow.

Trustee Joe Farwell moved to concur with the Mayor's appointment of Trevor Glasgow to the Environmental Commission as a Youth Member with a term ending 4/30/15.

Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Abstain: Glasgow .

Absent: Scaletta .



- B. Report of the Committee-of-the-Whole Meeting of May 19, Approved 2014

Interview of Jay Cherwin for Appointment to the Plan
Commission

President Hayes administered the Oath of Office to Mr. Cherwin.

Trustee Mike Sidor moved to concur with the Mayor's appointment of Jay Cherwin to the Plan & Redevelopment Commissions with a term ending 4/30/17. Trustee Joe Farwell Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- C. Report of the Committee-of-the-Whole Meeting of May 19, Approved 2014

Interview of Karen Conway for Appointment to the Housing
Commission

President Hayes administered the Oath of Office to Ms. Conway

Trustee Thomas Glasgow moved to concur with the Mayor's appointment of Karen Conway to the Housing Commission with a term ending 4/30/17. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- D. Report of the Committee-of-the-Whole Meeting of May 19, 2014 Approved

Interview of Alex Hageli for Appointment to the Housing Commission

President Hayes administered the Oath of Office to Mr. Hageli.

Trustee Joe Farwell moved to concur with the Mayor's appointment of Alex Hageli to the Housing Commission with a term ending 4/30/17. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- E. Report of Closed Session Meeting of May 5, 2014 Approved

Trustee Glasgow moved to authorize the destruction of the Closed Session Tapes from the meetings of 4/16/2012, 5/21/2012 and 9/18/2012. Trustee LaBedz seconded the motion. The motion carried unanimously.

Trustee Thomas Glasgow moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- F. Report of the Committee-of-the-Whole Meeting of May 12, 2014 Approved

Request from Carlos and Carlos - Outdoor Dining in Harmony Park

Trustee Glasgow moved, seconded by Trustee Scaletta that the Committee-of-the-Whole recommend to the Village Board approval of the Carlos and Carlos outdoor eating area subject to the following:

- 1) The outdoor dining shall be removed from the park at the request of the Village during special events or in the event the Village receives objections from the State of Illinois regarding use of this portion of the park.
- 2) All outdoor dining fixtures shall be removed during the winter (non-summer) months.
- 3) Carlos and Carlos shall be responsible for replacement and repair of any damage to the park resulting from the outdoor dining as well as any costs associated with the initial creation of the outdoor dining area.
- 4) Outdoor dining shall be open to the public (non-private events).
- 5) Compliance with the Village's outdoor dining requirements including but not limited to execution of a license agreement, indemnification, and/or a lease.

The motion passed unanimously.

Trustee Sidor said he likes the idea of outdoor dining, but is concerned that by allowing Carlos and Carlos to use the park space, it would be giving a merchant an exclusive opportunity. He also said that since the land is public, that perhaps rent should be charged. As the Board is poised to alter the fencing requirement for outdoor dining, Trustee Sidor proposed that Carlos and Carolos might be able to use the space in front of their restaurant for four tables and not use park space. If the tables can fit in the front, he doesn't see the need for them to use the park. He suggested that Village tables could be placed in the park for public use thereby keeping the entire park available for public use.

Trustee Blackwood asked if Carlos and Carlos had petitioned the State for approval. **Ms. Ward** said the Village would be responsible for this petition as it is the grantee of the space. **Mr. Dixon** said that the Village has not requested the approval as yet because the Board has not voted to approve the concept. Staff did not want to presume the outcome of the Board's decision. If the State deems that it is not allowable, then the license will not be granted. He noted that the space is extremely small.

Trustee Farwell said the space is 2% of the entire park, and would only be used for a portion of the year. He said because it is such a small piece of land and after looking at the language of the grant, the Village has a strong argument to do this. He agreed that the Village can't petition for a use until it is voted upon at the Board level. He said the restaurant has a long footprint, is next to a park and has very little frontage, so this makes sense.

Trustee Glasgow said he discussed the issue with Mr. Siegel. He said that Mr. Siegel was of the opinion that out-door dining would be within the use of the grant as the merchant is using the space for public use and it enhances the Downtown Business District. Mr. Siegel told him that the Village's position would be strong and any

objection would be negligible. In respect to a license versus a lease, the Village holds strong control over a petitioner with a license and it is easier to revoke. Also, the Village would not have to process a license through the County as it would a lease. Trustee Glasgow said that Mr. Siegel stated that this is a unique situation and there is no need to prove hardship as it is a contiguous piece of property, therefore, a logical extension. The Village is encouraging outside dining and this is within the bounds of the law. As far as precedent, Javier's also uses public land for a private café.

Mr. Dixon said that the Village published and posted online, an outdoor dining pamphlet in 2008 that encourages the concept and sets forth guidelines. When private entities want to use public land, they must appear before the Committee of the Whole and the Village Board for approval.

Trustee Glasgow said this is in support of a Board Policy. There is precedent, and this is a use of contingent land. The owner should be rewarded for having foresight to operate on this property. He said a vote against would be a vote against the pro-business platform.

Mike McGraw, 1223 E. Mayfair, is resident of Saudi Arabia who lives in Arlington Heights part time. He said he is part of the silent majority. He liked the concept saying it was an excellent idea. He asked for the Board to support the business owner.

Trustee Thomas Glasgow moved to approve. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Tinaglia .

Nays: Sidor .

Absent: Scaletta .



G. Report of the Committee-of-the-Whole Meeting of May 12, Approved 2014

Outdoor Dining - Fencing Requirement

Trustee Sidor moved, seconded by Trustee Tinaglia that the Committee-of-the-Whole recommend to the Village Board approval of a more relaxed fencing requirement for outdoor dining and modify the requirement from a continuous four foot high fence to a barrier that consists of planters/fencing with openings that allow for a shared walkway for pedestrians, restaurant patrons and restaurant servers.

The motion passed unanimously.

Trustee Rosenberg asked if the barriers for outdoor dining interfere with the pedestrian right of way, does the Village have any recourse. **Ms. Ward** said that five

feet of clearance is required. If this is not sufficient, the Village will request that the barriers be removed. **Mr. Dixon** clarified that the Director of Public Works has the authority to remove obstructions in walkways based on code provisions.

Trustee Tinaglia asked if Village fixtures could be relocated if a merchant requested it. **Ms. Ward** said that if fencing makes a walkway too narrow to handle pedestrian traffic there will be an attempt to move it so the sidewalk is less crowded. Also, the Village has moved items before upon request when it is feasible. **Trustee Tinaglia** said that more merchants may come forward with this kind of request. He is glad to have this policy as he does not want the downtown area to look fenced in. He said the streetscape will be more attractive as a result.

Trustee Mike Sidor moved to approve. Trustee Jim Tinaglia Seconded the Motion.
The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

X. CONSENT AGENDA

This Agenda consists of proposals and recommendations that, in the opinion of the Village Manager, will be acceptable to all members of the Board of Trustees. The purpose of this Agenda is to save time by taking only one roll call vote instead of separate votes on each item. Consideration of this Consent Agenda will be governed by the following rules and procedures prior to roll call vote:

1. Any Trustee who wishes to vote "no" or "pass" on any Consent Agenda items should so indicate.
2. Upon the request of any one Trustee, any item will be removed from the Consent Agenda and considered separately after adoption of the Consent Agenda.
3. Citizens in the audience may ask to remove any item on this Consent Agenda.
4. One roll call vote will be taken and will cover all remaining Consent Agenda items.

CONSENT OLD BUSINESS

CONSENT APPROVAL OF BIDS



A. Village Hall Phone System Upgrade - Award
Recommendation

Approved

Trustee Thomas Glasgow moved to award the purchase and installation of the NEC phone system proposed by Sound Incorporated of Naperville, Ill. for a total cost of \$249,420. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



B. Hot Mix Asphalt Restoration 2014

Approved

Trustee Thomas Glasgow moved to award a three year contract to Schroeder Asphalt of Huntley, IL. for Asphalt Restoration for a not-to exceed total of \$225,000 and \$100,000. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



C. AT & T Contract Renewal - ISDN Prime Service Agreement

Approved

Trustee Thomas Glasgow moved to approve the ISDN Prime Service Agreement with AT&T for a 26 month term. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



D. Authorization for Village Manager to enter into an Energy Supply Contract

Approved

Trustee Thomas Glasgow moved to authorize the Village Manager to execute a 2-3 year electric energy supply purchase agreement through Energy Choices of Highland Park, IL. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



E. Weed and Grass Cutting Services

Approved

Trustee Thomas Glasgow moved to award a two-year contract extension to Cut-All Mowing not to exceed \$22,000. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

CONSENT LEGAL

-  A. An Ordinance Amending Chapter 1 of the Arlington Heights Municipal Code Approved
(Sections 1-604 and 1-605)

Trustee Thomas Glasgow moved to approve 14-021. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

-  B. An Ordinance Amending Chapter 30 of the Arlington Heights Municipal Code Approved
(Signs in the Downtown District)

Trustee Thomas Glasgow moved to approve 14-022. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

-  C. An Ordinance Granting a Special Use Permit and Variations from Chapter 28 of the Arlington Heights Municipal Code Approved
(Kiddie Academy, Ridge Plaza Shopping Center, 880 W. Dundee Road)

Trustee Thomas Glasgow moved to approve 14-023. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

-  D. A Resolution Approving a Law Enforcement Mutual Aid Agreement Approved
(Illinois Law Enforcement Alarm System)

Trustee Thomas Glasgow moved to approve R14-014/A14-026. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- E. An Ordinance Amending the Comprehensive Plan of the Village of Arlington Heights (3555 W. Salt Creek Lane - change from an Offices Only use to a Commercial use) Approved

Trustee Thomas Glasgow moved to approve 14-024. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- F. An Ordinance Amending the Planned Unit Development Approved in Ordinance Numbers 12-006 and 12-039, Amending the Zoning Ordinance of the Village of Arlington Heights, Granting a Special Use Permit, Amending the Special Use Permit Approved in Ordinance Number 12-006 and Granting Variations from Chapter 28 of the Arlington Heights Municipal Code (Arlington Downs, 3400 West Euclid Avenue) Approved

Trustee Thomas Glasgow moved to approve 14-025. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- G. A Resolution Approving an Amendment to a Lease Agreement (Metro Chicago Youth for Christ, 112 N. Belmont) Approved

Trustee Thomas Glasgow moved to approve R14-015/A14-027. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- H. An Ordinance Amending Chapter 13 of the Arlington Heights Municipal Code (Surrender of Class "A," "AA" and "E" liquor licenses) Approved

Trustee Thomas Glasgow moved to approve 14-026. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

CONSENT APPOINTMENTS



- A. Appointment of Plan Commission members to the Redevelopment Commission Approved

	Term Ending
Joseph Lorenzini - Chair	4/30/19
Susan Dawson	4/30/19
George Drost	4/30/19
Terrence Ennes	4/30/19
Bruce Green	4/30/19
Lynn Jensen	4/30/19
John Sigalos	4/30/19
Mary Jo Warskow	4/30/19

Trustee Thomas Glasgow moved to approve. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .



- B. **Board/Commission Reappointment** Approved
Environmental Com. Term Ending
Steven Sawyer 4/30/17

Trustee Thomas Glasgow moved to approve. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

CONSENT PETITIONS AND COMMUNICATIONS



- A. Request to waive bond requirement - BraveHearts
Therapeutic Riding & Educational Center, a non-profit
organization.

Approved

Trustee Thomas Glasgow moved to approve. Trustee Jim Tinaglia Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

CONSENT REPORT OF THE VILLAGE MANAGER

XI. APPROVAL OF BIDS

XII. NEW BUSINESS

XIII. LEGAL

XIV. APPOINTMENTS

XV. PETITIONS AND COMMUNICATIONS

XVI. REPORT OF THE VILLAGE MANAGER

XVII. ADJOURNMENT

Trustee Robin LaBedz moved to adjourn at 8:42 p.m. Trustee Joe Farwell Seconded the Motion.

The Motion: Passed

Ayes: Blackwood , Farwell , Glasgow , Hayes , LaBedz , Rosenberg , Sidor , Tinaglia .

Absent: Scaletta .

Persons with disabilities requiring auxiliary aids or services, such as an American Sign Language interpreter or written materials in accessible formats, should contact David Robb, Disability Services Coordinator, at 33 S. Arlington Heights Road, Arlington Heights, Illinois 60005, (847)368-5793 (Voice), (847)368-5980 (Fax) or drobb@vah.com.