MINUTES OF A REGULAR MEETING OF THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF ARLINGTON HEIGHTS HELD IN THE BOARD ROOM AT THE ARLINGTON HEIGHTS VILLAGE HALL ON MONDAY APRIL 1, 2013.

President Mulder called the meeting to order at 8:00 PM.

PLEDGE OF ALLEGIANCE

Cub Scout Pack #268 from Greenbrier School presented the colors.

ROLL CALL

The Village Clerk called the roll with President Mulder and the following Trustees answering: Hayes, Breyer, Scaletta, Blackwood, Rosenberg, Sidor, Farwell and Glasgow.

Also present were Village Manager Bill Dixon, Assistant to the Village Manager Diana Mikula, Village Attorney Jack Siegel, Assistant Village Attorney Robin Ward, Director of Planning & Economic Development Charles Witherington Perkins, Finance Director Tom Kuehne and Village Clerk Becky Hume.

MINUTES

Trustee Farwell moved to approve the Minutes of the Committee of the Whole Meeting of March 11, 2013. Trustee Rosenberg seconded the motion. The motion carried unanimously.

Trustee Rosenberg moved to approve the Minutes of the Village Board Meeting of March 18, 2013. Trustee Sidor seconded the motion. The motion carried unanimously.

ACCOUNTS PAYABLE

Trustee Hayes moved to approve the Warrant Register dated 3/30/13 in the amount of $793,341.47. Trustee Farwell seconded the motion.
Ayes: 9 Nayes: 0 The motion carried.

RECOGNITIONS AND PRESENTATIONS

Escorted Transportation Services was recognized with a proclamation for providing its 15,000 round trip ride to seniors needing medical services. Kathy Kasprowicz and Lynndah Easterwood-Lahey received the award for ETS.

The Rolling Meadows High School Girls' Basketball Team was honored for their 2nd place finish in the State Championship. Coach Kirkorsky, the coaching staff and the team were on hand for this recognition.

PUBLIC HEARINGS

Trustee Hayes moved to open the Public Hearing on the Village's FY2014 Budget. Trustee Scaletta seconded the motion. The motion carried unanimously.

Mr. Dixon explained the Budget process is governed by State law requires that a public hearing be held. The fiscal year begins on May 1. Work on the budget included a number of public meetings and started with the proposed Capital Improvement Plan in October of 2012. Next, the Board considered the three year projections and ceilings for the General Fund and the Water and Sewer Fund. In December the annual Tax Levy was approved. The property tax levy for the Village and Library portion of the tax bill represents approximately 11.5% of each resident's property tax bill and this number increased by 1.2% over last year. In February the proposed Budget was sent to the Village Board and four public budget review sessions were conducted in March. As a result the proposed budget totals $145,374,818.

President Mulder said that the Board members were very active in the budgeting process. She thanked Mr. Kuehne for his staff's work and his guidance through the process.

Trustee Hayes moved to close the Public Hearing. Trustee Sidor seconded the motion. The motion carried unanimously.

CITIZENS TO BE HEARD

Orchard Church Parking Lot

Paul Zurlo of 1327 N. Hickory asked the members of the Hickory Meadows Community to stand as a show of unity. He asked for the Board to vote "no" to the parking lot proposal which will be forthcoming from the Orchard Evangelical Free Church. He said 100 irreplaceable mature trees and eight homes would be lost and turn a desirable neighborhood within walking distance of two award winning schools into pavement. He distributed a memo to the Board and highlighted its contents:

1. The neighborhood character will be destroyed and a parking lot is not the best use of the land
2. No benefit to the residents who are not opposed to the current situation of street parking

3. Parking lots reduce revenue for school districts, this one would cost the schools $35,000, ½ of a teacher's salary
4. Economic loss to community which would lose eight families and their spending dollars
5. Devaluation of homes in neighborhood
6. Sewer system problems as more impervious space is being created
7. Current Church lot is poorly maintained.

Pat Dennehey of 1411 N. Hickory said that the church has refused to meet with the neighbors and she fears the project is a done deal. The Congregation was notified of the proposed lot on March 23, only after an article appeared in The Daily Herald. The families in the eight homes have been asked to leave before school ends. Landscapers have already marked trees; JULIE has already marked the utility lines. How can all of this take place when no plans have even been presented to the Village? She said Easter Sunday parking on the street did not bother the neighborhood. She said she does not want a parking lot built that is only necessary for eight days a year as was a consideration during the review of Frontier Park. She fears the neighborhood would be more prone to flooding with a parking lot.

Adam Eichorn of 1303 N. Douglas stated he moved his family to Arlington Heights to raise his children in a place where they could be connected to neighbors. He gave examples of neighborly behavior. He read the letter he sent on March 24th to Pastor Smith asking for a meeting so the neighbors could better understand the plans. He received a response that stated that they (the church) "have no plans to meet." Mr. Eichorn said that the church is not interested in conversation with the neighborhood. He said Easter Sunday parking was no nuisance. He said they are not against the church; they are just not for these plans.

Joanne Engstrom of 1306 N. Belmont said she is hugely disappointed houses might get torn down. She understands that no permits have been filed as of yet.

Mr. Perkins said that a letter had been sent to the Orchard Church's attorney of record Nicholas Peppers expressing some of the concerns raised at the last meeting by residents and outlining the Code requirements for proposed project. Mr. Peppers responded saying he is no longer of counsel to the church. A letter was then sent to the business manager of the church. The church responded that they are in the process of putting together materials to submit to the Village. This information has not yet been received. Staff has been to the area and noted that the trees have been tagged and JULIE locates have been identified. An additional letter was sent to the church reminding them of the tree preservation requirements.

<u>Downtown</u>

Katie VanEgern of 304 S. Belmont and owner of Vignettes said that when she opened her business she had high hopes for the downtown. She listed the businesses that have closed in the past 13 years. She said that the Village needs a strong working relationship with local government and local businesses. The downtown area needs help. The Planning Department and John Melaniphy need more support from the Board to establish new tools to regenerate the downtown economy with special events, visual enhancements and advertising. She said the Chamber of Commerce needs to be a beacon for business in the heart of downtown rather than in a basement of a building several blocks away. She asked for residents to participate in the April 6, Metropolis 5/10K family walk/run which will benefit the beautiful downtown. Show neighboring communities how strong Arlington Heights is.

President Mulder thanked Ms. VanEgeren for representing the Business District so well over the years and for all her efforts. She said the Board continues to work with staff to support, improve marketing and bring in businesses. She said the last year and a half has been an economic challenge to everyone, in particular to potential customers. She said it is one of the top priorities of the Board and the Planning Department to bring in and keep businesses. She said it was important that Ms. VanEgeren came to share her comments.

<u>Village Debt</u>
Tim O'Neil of 2038 E. Rosehill Drive said he has a business in town that employs 70 people. In reading his 2012 Tax Bill, it said that the Village has a 75.3% income to debt ratio. He noted that this puts the Village in an area of failure. The pension liability is $310 million and $118,316,345 is unfunded, meaning 61.84% is funded. Mr. O'Neil said he was against the purchase of Metropolis and thought that the Village should be giving tax relief to businesses versus supporting Metropolis. He said a day of financial reckoning was coming and suggested that the Village give the Metropolis away to a non-profit.

President Mulder said that the subsidy provided to Metropolis does not come from Property Taxes but from the Arts and Entertainment fund which gets its money from a special tax on restaurant bills in the Downtown area. Of every $100 spent at a restaurant, $.25 is collected by the Village. It is these monies that support Metropolis, the Promenade of Art, Concerts in the Park and the Mane Event.

Mr. Dixon added that the County Treasurer provided extra information in residents' tax bills. The Village has an actuary study its pension obligations and the Board has consistently followed the recommendations of the actuary in regards to funding. The pension obligation number quoted is the number that the Village would be liable for if every person retired at the same time, which is an unlikely scenario with 435 employees.

Mr. Kuehne said that the County numbers presented were its first time effort at being transparent. Some of the numbers don't present an entirely accurate picture of what is really happening. However, the pension numbers quoted were valid and represent the 2011 figures. He said the 2012 numbers have improved and the final measurement date for the Police and Fire pensions is April 30, 2013. He said that he hopes the numbers will be even better on that date as the market continues to recover. The Village's investments are going up. The economic downturn happened quickly, however it is improving slowly.

President Mulder said the Village is required to provide the money for the pensions but the State sets the numbers without input from the municipalities. She said the Board is working hard to improve the situation and that it is a hot topic in Springfield.

Trustee Farwell said there are several pension proposals floating around Springfield but that none of them are great. He said unless the State gets serious about fixing the pension problem, there is not much the Village can do as the Village is bound by what the State mandates. He noted that most Villages' are funding their pensions at a lower rate than Arlington Heights is. He noted the debt versus income ratio did not include the Village's operating reserves of 25% in all accounts. He recommended that all residents be informed and involved on the pension issue and that it is now possible for residents to go on line to support legislation. Trustee Farwell also said that the Board worked with Village administration to tweak and amend Mr. Melaniphy's position to increase the Village's communication and role in the business community.

Phill Walter of 218 N. Kaspar said that he is in support of a new Police Station as it is truly needed. He said he is concerned about the funding. He said many of the Trustees have said they will go line by line on expenses. He said history tells a different story. He said the Village Hall was supposed to cost $22.8 million, but that it actually cost $36 million. He said that the $300,000 pagoda, the $1,000,000 balcony and the clock tower were unnecessary expenses in the Village Hall. He said changes to the original plan equaled $13 million and asked if it was all really needed. He said there were a lot of wasted costs in the Village Hall and he wished these monies could have been dedicated to the Police Station.

Trustee Glasgow said he was not on the Board when the Village Hall was built. He read the list of the 17 meetings occurring in Village Hall during the week that were not Village business. He said the Village Hall may not have met everyone's standards, but that it is serving its function by providing space for such meetings. He said the Board has been very frugal since he's been on it and he said the Police Station costs will be gone over line by line and it will be fiscally responsible.

OLD BUSINESS

A. Committee of the Whole Meeting of March 20, 2013

Trustee Hayes commented on the budget process. He thanked all those involved in the lengthy process of coming to this culminating point this evening specifically Mr. Kuehne and all the department heads. He thanked the Mayor and Trustees for taking the time to go through this very lengthy budget on a line by line basis. The Board is steward of the resident's tax dollars and their money is being wisely spent.

<u>Trustee Hayes moved as he did at the Committee of the Whole meeting on March 20, 2013 that the Village Board approve the FY2014 Budget as amended through the review process</u>. Trustee Glasgow seconded.

Mr. Kuehne said the revenue estimates were very conservative this year especially with sales and income tax as no one is sure what the State is going to do with the budget. However, the revenues in the current fiscal year have come in better that anticipated so the Village is expecting a small surplus at this time. The surplus will roll into the fund balance for future years. This helps build the Village's reserves and keeps the bond rating high. Money was transferred to the EAB fund to help offset the costs of the Emerald Ash Borer infestation.

Mr. Kuehne said that the $22 million cost of the Village Hall as stated by Mr. Walter was the estimated cost of the proposed Village Hall before architectural drawings were done. The building cost was actually $25.9 million but there were other costs associated with building a new Village Hall like providing for a temporary headquarters for staff, moving expenses, demolition expenses, audio visual, furniture and rent. These additional costs added to the building cost equal $30.9 million.

President Mulder said the Board has always provided full disclosure on monies spent and has never hid costs. It did not want to hide the larger number but included moving expenses, rent for two years and demolition of the old building. The large number was not just the cost of the building. The Board and staff has never tried to hide numbers.

Ayes: 9 Nayes: 0 The motion carried.

B. Committee of the Whole Meeting of April 1, 2013

Trustee Glasgow moved to concur with the Mayor's appointment of Colin Gilbert to the Special Events Commission with a term ending April 30, 2017. Trustee Scaletta seconded the motion. The motion carried unanimously.

President Mulder administered the Oath of Office to Mr. Gilbert.

CONSENT AGENDA

A. Approval of Bids

1. Vendor Expenses over $10,000 in Aggregate for FY 2014
It is recommended that the Board of Trustees waive the requirements of formal competitive bidding and authorize the purchase of goods, materials and services from the listed vendors during FY2014

2. Software Upgrade-Fleet Services
It is recommended that the Village Board waive the bidding requirements and purchase the upgrade to the Village's fleet management software from DFA of Addison, Illinois for $15,081.25 and authorize Staff to execute the necessary documents. Funding for this purchase will come from the capital projects fund account 401-7501-275.50-15.

3. Suburban Purchasing cooperative –Joint Purchase – One 3-Wheel Street Sweeper for Public Works
It is recommended that the Village Board award the bid to Standard Equipment of Chicago, IL in the amount of $184,178 for the purchase of a 3-wheel street sweeper for the Public Works Department.

4. Public Property Weed Control
It is recommended that the Village Board award this contract to the lowest bidder, Sandy's Lawn of Buffalo Grove, IL for public property week control and tree care and authorize execution of the appropriate agreements to complete this work.

5. Irrigation System Maintenance Services

It is recommended that the Village Board award the three year irrigation system maintenance service contract to Landscape Concepts of Grayslake, IL for their three-year bid total of $46,970.

6. Fuel Management System – Joint Purchase – National Joint Powers Alliance
It is recommended that the Village Board award the bid to Accurate Tank Technologies of North Aurora, IL in the amount of $16,134 for the purchase of a fuel management system for the Village.

~~7. Drum Style Brush and Log Chipper~~
~~It is recommended that the Village Board approve the purchase of this piece of equipment through the General Services Administration from Alexander Equipment Co. of Lisle, Il in the amount of $59,779.~~

8. Asphalt Roadway Patching Materials – Municipal Partnering Joint Purchase
It is recommended that the Village Board award the contract for asphalt roadway patching material to the sole bidder, Peter Baker and Sons of Lake Bluff, Il for asphalt patching materials at a unit price of $120 per ton.

9. Trencher
It is recommended that the Board of Trustees award the bid to Ditch Witch of Carol Stream, Illinois in the amount of $52,960 for the purchase of one trencher for the Utilities Division of the Public Works Department and authorize staff to execute the necessary contracts.

B. Legal – Ordinances and Resolutions

1. **AN ORDINANCE AMENDING CHAPTERS 23, 24 AND 27 OF THE ARLINGTON HEIGHTS MUNICIPAL CODE, 13-019** (Section 23-402 Modification by Amendment/Deletion of the IL International Building Code; Section 24-910 Fixture Requirements for Food Service Establishments; Section 27-102 Modification by Amendment/Deletion of the International Fire Code).
2. **RESOLUTION APPROVING PROPERTY ACQUISITION R13-008** (Northeast Corner – Arlington Heights Road and Golf Road)

Trustee Glasgow moved defer consideration of the Drum Style Brush and Chipper to a future meeting. Trustee Scaletta seconded the motion. The motion carried unanimously.

Trustee Rosenberg moved to approve the remaining items on the Consent Agenda. Trustee Farwell seconded the motion.
Ayes: 9 Nayes: 0 The motion carried.

NEW BUSINESS

Petitioner: Jimmy's Place
640 W. Northwest Highway
P.C. #13-004

Request:
1. A Special Use to allow a 1,551 square foot sit-down/carry out restaurant that has a total seating area of 783 square feet and total capacity of 48 seats.

2. A variation from Chapter 28, Section 6.12, Traffic Engineering to waive the required traffic and parking study from a certified traffic engineer.
3. A Variation from Chapter 28, Section 11.4, Schedule of Require Parking, to allow a reduction to the minimum number of required parking stalls from 17 to 0 spaces.

On March 13, 2013 the Plan Commission held a public hearing. The recommendation of the Plan Commission during the hearing was as follows:

Commissioner LaBedz moved and Commissioner Sigalos seconded:
A motion to recommend to the Village Board of Trustees, approval of PC #13-004, a Special Use to allow a 1,551 square foot sit-down/carry out restaurant that has a total seating area of 783 square feet and total capacity of 48 seats; a variation from Chapter 28, section 6.12, traffic engineering, to waive the required traffic and parking study from a certified traffic engineer; a variation from Chapter 28, section 11.4, schedule of parking, to allow a reduction to the minimum number of required parking stalls from 17 to 9 spaces.
This approval is contingent upon compliance with the recommendation of the Plan Commission and the flowing recommendations detailed in the Staff Development Committee report dated March 8, 2013.

1. *The Total seating area shall be limited to 783 square feet and the total capacity shall be limited to 48 seats;*
2. *The Petitioner shall make a good faith effort to enter into a shared parking agreement with one or more of the surrounding property owners; and*
3. *The Petitioner shall comply with all Federal, State and Village codes, regulations and policies.*

Roll Call Vote: Commissioner LaBedz, Sigalos, Dawson, Drost, Ennes, Green, Jensen and Acting Chairman Lorenzini voted in favor. Motion Carried.

Mr. Dixon summarized the project and noted that it came to the Board with unanimous approval by the Plan Commission.

Kelle Bruckbauer of Tinaglia Architects explained the project. She said they have a parking agreement with Firestone and with the Arlington Heights Park District. The parking lot will have defined parking, curbing, striping and landscaping.

Trustee Scaletta said this is the best use of the property. It is an aesthetically pleasing upgrade, provides handicapped access, is clean and improves parking. He expressed concern that there may still not be enough parking.

<u>Trustee Scaletta moved to approve Jimmy's Place/Big Ang's petition requests contingent upon compliance with the Staff Development Committee report of March 8 and the Plan Commission recommendations of March 13, 2013</u>. Trustee Glasgow seconded the motion.

Trustee Glasgow concurred that this was the best use of the property. He asked if the parking agreements were in writing. **Mr. John Fridono**, the petitioner said that they had a handshake agreement with Firestone. As Firestone is owned corporately, they cannot sign a document, but the handshake agreement is firm. The Park District agreement has been confirmed by letter and will be official if the project is passed. Big Ang's will lease six spots which are also designated for employees.

Trustee Rosenberg asked if the petitioner would agree to require employees to park at the Olympic lot. **Mr. Fridono** said yes. **Trustees Scaletta** and **Glasgow** agreed to amend their motion to include this requirement.

Trustee Blackwood thanked the petitioners for preserving a well know landmark and continue the economic opportunities.

Trustee Sidor confirmed there would be a bicycle rack.

There was a discussion regarding handicapped parking for employees. **Mr. Siegel** said that the State Statutes override any possible condition the Board could create.

Trustee Scaletta moved to approve Jimmy's Place/Big Ang's petition requests contingent upon compliance with the Staff Development Committee report of March 8, the Plan Commission recommendations of March 13, 2013 and the condition of requiring employees to park in the Olympic Pool parking lot. Trustee Glasgow seconded the motion.
Ayes: 9 Nayes: 0 The motion carried.

LEGAL

AN ORDINANCE ADOPTING A BUDGET AND APPROPRATIONS ORDINANCE AND AMOUNTS SET FORTH THEREIN FOR THE FISCAL YEAR COMMENCING MAY 1, 2013 AND ENDING APRIL 30, 2012 (13-020).

Trustee Hayes moved approval of the Fiscal Year 2014 Budget Ordinance. Trustee Rosenberg seconded the motion.
Ayes: 9 Nayes: 0 The motion carried.

PETITIONS AND COMMUNICATIONS

Trustee Sidor asked residents to know their candidates and vote on April 9th. Trustee Scaletta stated there was Early Voting at Village Hall until April 6th.

ADJOURNMENT

Trustee Scaletta moved to adjourn the meeting at 10:02 p.m. Trustee Sidor seconded the motion. The motion carried unanimously.

Rebecca Hume Village Clerk