



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
March 7, 2016
8:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

- A. Presentation of the Colors by Cub Scout Pack
#130 from Westgate School

III. ROLL CALL OF MEMBERS

The Village Clerk called the roll with President Hayes and the following Trustees Responding: Rosenberg, Sidor, Blackwood, LaBedz and Tinaglia. Trustee Scaletta entered the meeting at 8:04.

Trustees Glasgow and Farwell were absent.

Also in attendance were: Randy Recklaus, Robin Ward, Diana Mikula, Charles Perkins, Mark Burkland, Cris Papierniak, Jim Massarelli and Becky Hume.

IV. APPROVAL OF MINUTES

- A. Joint Village Board/Library Board Minutes 2/13/16 Approved

Trustee Mike Sidor moved to approve. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

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

Absent: Farwell, Glasgow, Scaletta

- B. Committee of the Whole 2/8/2016

Approved

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

The Motion: Passed

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

Absent: Farwell, Glasgow, Scaletta

C. Village Board Minutes 2/15/16 Approved

Trustee Mike Sidor moved to approve. Trustee Robin LaBedz Seconded the
Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor

Abstain: Tinaglia

Absent: Farwell, Glasgow

D. Joint Village Board/Park District Board Minutes 2/20/16 Approved

Trustee Scaletta amended the minutes to reflect his absence at the meeting,
although he was in attendance for the pre-meeting reception.

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

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Tinaglia

Abstain: Scaletta, Sidor

Absent: Farwell, Glasgow

V. APPROVAL OF ACCOUNTS PAYABLE

A. Warrant Register of 2/28/2016 Approved

Trustee Bert Rosenberg moved to approve the Warrant Register of 2/28/16
in the amount of \$1,395,023.61. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

VI. RECOGNITIONS AND PRESENTATIONS

VII. PUBLIC HEARINGS

A. 2015 - 2019 Consolidated Plan Substantial Amendment Approved

Trustee LaBedz moved to open the Public Hearing. Trustee Sidor seconded the motion. The motion passed.

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

Mr. Recklaus said this is the first of two public hearings concerning a proposed Substantial Amendment to the Village's 2015-2019 Consolidated Plan. The impetus for the change is the Village's decision to join the Cook County HOME Consortium which allows access to federal funds. The Amendment also allows for a reallocation of funds.

Mr. Perkins said the next public hearing will occur on April 30, after the required public comment period. The Substantial Amendment includes a budget change recommended by the Village's Housing Commission to reallocate \$20,000 from the 2015/2016 Budget from the Single Family Rehab Program to the 2015-2016 budget for the Group Home and Transitional Housing Program which currently has four projects which will exceed the funds available. The annual budgeting process for CDBG funds will occur in May for funds available in October, and this amendment does not affect that process.

Trustee Robin LaBedz moved to close the Public Hearing. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

VIII. CITIZENS TO BE HEARD

Jim Ewart requested that the Village Board President declare May 28, 2016 Arlington Day in commemoration of the closing of Arlington High School 32 years ago. Arlington High School Alumni are hosting a picnic on that day at Recreation Park from 11-3 and will be honoring Lloyd Meyer, an Arlington High School Alum who served on the Park District Board and is the longtime coach of the Arlington Heights American Legion Baseball team.

President Hayes said he would discuss the suggestion with staff. He said he honored District 214 graduates and appreciated the idea.

IX. OLD BUSINESS

- A. Report of the Committee-of-the-Whole Meeting of Approved March 7, 2016

Interview of David McCallum for Appointment to the Commission for Citizens with Disabilities

President Hayes administered the Oath of Office to Mr. McCallum

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

X. CONSENT AGENDA

CONSENT OLD BUSINESS

CONSENT APPROVAL OF BIDS

A. Thermal Imaging Cameras Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

B. Well # 11 Rehabilitation and Repair Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

CONSENT REPORT OF THE VILLAGE MANAGER

A. Settlement - Workers' Compensation - Brandon Approved

Trustee Robin LaBedz moved to approve a settlement in the amount of \$91,921.25 for the workers' compensation claim of Carl Brandon. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

B. 2016 Material Testing Services Approved

Trustee Robin LaBedz moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

XI. APPROVAL OF BIDS

XII. NEW BUSINESS

A. Sign Code Modifications - Intent & Purpose Approved

Mr. Perkins said that an Intent and Purpose section was created by the Design Commission setting general standards for this Code Section.

Trustee Jim Tinaglia moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

B. Sign Code Modifications - Drive-through Restaurant Signage Approved

Mr. Perkins said currently, digital menu boards are not allowed. There are no standards in the Code regarding signage in drive-through operations. The Planning Department surveyed existing drive through restaurants and other community's regulations. These proposed changes enhance drive-through safety and the customer's experience. They also develop some standards. The new standards allow all the existing signs to continue to exist within Code. Each drive through lane will be allowed one, two square foot digital order screen. Staff recommends that sound from speakers shall not be audible beyond the property line. Speakers must be equipped with volume control.

Trustee Scaletta asked why digital drive-through menu boards were not allowed and why there was a concern with digital signs. Mr. Perkins explained that digital light is much more vibrant and distracting than a back lit sign board, so there was concern regarding light pollution from a large menu sign. As they are very expensive, so are not common. Also, many drive-through restaurants are open after 11:00 p.m. when illuminated signs next to residential areas are required to be turned off.

Trustee Scaletta said he understood the issue of lighted signs next to residential areas, but perhaps the light at night could be adjusted. He wanted the Village to be business friendly, so asked why the Village would not allow digital signs. Mr. Perkins said this amendment was strictly

regarding drive-through order signs.

Mr. Perkins said the entire digital sign issue will be discussed in a larger forum. The Design Commission is discussing the issue in March and April and will then report to the Board. Mr. Perkins said that a drive-through two foot face to face sign made sense and seems to be the standard.

Trustee Scaletta said that as technology progresses, the Village needs to look at the ability to allow businesses to use digital signage. He reiterated the need to be business friendly. He said he didn't think a menu board created more light than parking lot lighting.

Mr. Perkins said an overall digital signage discussion will occur and include many facets. Moving the drive-through signage change forward alone made sense as the research had been done and there is a pending request. Mr. Recklaus said Trustees Scaletta's ideas would be forwarded to the Design Commission.

President Hayes said that, at his request, the electronic digital sign issue is being brought forward. The goal is to be more business friendly. The process will be interactive and the Board will be working with the Design Commission to address digital signage.

Trustee Tinaglia said that LED lighting is neater and clearer than ever before, but technology is changing, so it is very appropriate to discuss signage now.

Trustee Blackwood asked if the Code Amendment only pertained to restaurant drive through windows. Mr. Perkins said yes. Other businesses drive through signage will be discussed in a follow up phase.

Trustee Sidor said the Village is careful to put protection between residences and businesses like shrubs and fences. He said he didn't see how a drive through sign board would have that much light spill over. Mr. Perkins said the Village does get complaints from residents regarding speaker noise and refuse which is why caution is being used.

Trustee LaBedz said that she supported digital order screens as they are consumer friendly, people like to see the accuracy of an order. She said it was a move in the right direction.

Trustee John Scaletta moved to approve. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

C. Sign Code Modifications - Manual Change Bulletin Approved

Boards/Changeable Panel Signs

Mr. Perkins said the current Code does not allow changeable panels as part of a bulletin board sign. It would be a nice alternative as changeable panels help businesses to provide an alternative for signage for special sales or events.

Trustee Scaletta asked why the Village would limit the changeable part to 33%. Mr. Perkins said staff would not be able to review each change and more than 33% would substantially change the sign. It also protects the Village in the event that electronic signage is allowed in the future. Staff recommended 50%, but the Design Commission thought that was too much and recommended 33%. Trustee Scaletta said he was okay with 50%.

Trustee Sidor concurred and said 50% would be okay.

Mr. Perkins said the Design Commission thought that if a changeable sign becomes electronic, then 50% of the sign becomes lighted, versus a panel the amount of electronic lighting would be too large. Most business signs don't exceed 50% in the changeable space.

President Hayes said he liked 33% as it gives the Village more protection if something is not aesthetically pleasing.

Trustee Tinaglia said he appreciated the Design Commission's perspective, as they are charged to review the signs for architecture and how they present. As they are charged with approving signs, it makes sense that they would want to have approval over more than 50% of the sign.

Mr. Burkland said it is very hard to enforce or control content if 50% is outside the Village's control. He counseled caution. Content on movable panels are outside the Village's control and there could be dramatic advertising rather than hyping a typical sale. The panel can dominate the sign board itself.

Trustee John Scaletta moved to approve the recommendation of the Design Commission with a change to #1: 33% to 50% as recommended by staff.

Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Rosenberg, Scaletta, Sidor

Nays: Hayes, LaBedz, Tinaglia

Absent: Farwell, Glasgow

D. Sign Code Modifications - Residential Ground Signs Approved

Trustee Jim Tinaglia moved to approve. Trustee John Scaletta Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

XIII.LEGAL

- A. An Ordinance Amending Chapters 2, 3, 8, 12, 13 Approved
and 19 of the Arlington Heights Municipal Code
(Miscellaneous Code Amendments)

Mr. Recklaus said this Ordinance covers many items with two significant changes. One of which adjusts purchasing rules to mirror what is allowed by State Statute. The other increases the fine for individuals who facilitate the use of alcohol by minors.

Ms. Ward said that in the Village's Social Hosting Ordinance, it is the responsibility of the adult owners of the home hosting a party. The proposed change is an increase in the range of fines to \$1,000-\$5,000 to be applied at the discretion of a judge.

Trustee Scaletta thought the social hosting fines seemed drastic.

Jorie Ouimet of the Linked Together Coalition said that social hosting is an issue in the area. Over 20% of underage drinkers get their alcohol from adults other than their parents. Social hosting is unacceptable, by increasing the fine, the Village sends a message. The community also needs to raise awareness through schools, the Park District and the police. 49% of Wheeling Township teens said they would never be caught by their parents. She encouraged parents to follow up with their teens.

Trustee Rosenberg asked where teens are getting alcohol. Ms. Ouimet said the #1 source is parties with an adult other than the child's parents providing the alcohol. Trustee Rosenberg said moving to \$1,000 is a large increase and there are many situations where parties go on unbeknownst to parents. Ms. Ouimet said the Coalition's position is that parents are ultimately responsible for their property. Trustee Rosenberg said that he's in favor of sending a message, but a \$5,000 fine seems excessive. Ms. Ouimet said one can't put a price tag on the safety of children.

Ms. Ward said the goal was to have the fine be a deterrent to encourage parents to pay more attention.

President Hayes said it is a strict liability ordinance, which eliminates excuses parents might give.

Trustee Sidor asked how many parties has Arlington Heights broken up in the past year that would qualify. The answer was none. Trustee Sidor said he was okay with fines as it gives judge plenty of latitude depending on attitude of parents and children.

Trustee Blackwood asked how the message would be promoted and parents educated. Ms. Ouimet said the Coalition has a partnership with D214. A parent brochure went out to all incoming freshmen this spring. Specifics can be put in that. The schools can send information directly from principals to parents as well.

Trustee Tinaglia said these numbers are serious. Parties do happen, and if parents knew this existed, they would be less inclined to host.

Trustee Labeledz said she is fine with these penalties. Anything that is a deterrent helps protect our children before something happens.

Trustee Sidor said this brings the Village more in line with the Village's other alcohol policies such as serving an under aged minor.

Trustee Rosenberg asked if the Finance Department will report to the Board purchases up to the new limit. Mr. Recklaus said yes, a mechanism is being developed.

Trustee Jim Tinaglia moved to approve 16-004. Trustee Robin LaBedz Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

Absent: Farwell, Glasgow

XIV. APPOINTMENTS

XV. PETITIONS AND COMMUNICATIONS

President Hayes announced that the Katie project will occur Saturday, April 2. If residents need their batteries checked in their smoke detectors, or would like to volunteer, contact Nancy Kluz at 847-368-5100.

Trustee Sidor said he attended the craft show at the Kirk School to support the Northwest Suburban Special Education Organization, a great organization.

XVI. REPORT OF THE VILLAGE MANAGER

- A. Heart's Place - 120-122 E. Boeger Dr. - Early Review

Mr. Recklaus said UP Development is seeking Early Review for a 16 unit development for people living with disabilities. The site is the previously considered for Boeger Place which was denied in 2010. Early Review does not commit the Village to approving or denying a development proposal; it is simply an opportunity for a developer to obtain a degree of preliminary feedback from the Board.

Trustee Tinaglia recused himself as the petitioner is a client of his on another project. He left the meeting at this time.

Mr. Perkins said the proposal comes with two variation requests, one to rezone the property to Institutional, the other to amend the Comprehensive Plan. Staff has identified two variations: 1) The minimum lot size. 2) Institutional Districts less than four acres must be located on a collector street and Boeger is a local street. Staff recommends a neighborhood meeting early in the process to inform neighbors of their proposal.

President Hayes asked for the rationale for the Code to require four acres for Institutional properties. Mr. Perkins said he did not know. Typically a minimum district size is to avoid spot zoning. It is a little unusual that the property has to be on a collector street. The four acre requirement is per Village Code.

Michael Ezgur, attorney for the project, said this is a less dense project than the one previously presented with 16 residential units and 33 parking spaces. It is designed to meet or exceed the Village's affordable housing guidelines. Heart's Place provides permanent supportive housing for people with a variety of disabilities. Wings, Kenneth Young Center and Alexian Brothers are partners for the Development. The developer acknowledges a zoning change is required and that during the plan development process, variations would need to be discussed. They agree with Staff's analysis to date.

President Hayes said that the proposal targets people living with disabilities. He asked what kind of disabilities will be the target market.

Mr. Ezgar said the target residents are victims of domestic violence, also people with mental disabilities that the Kenneth Young Center addresses.

Jessica Berzac of UP Development said there is a key difference than the previous proposal. The State's policy is different now and projects like these are required to be disability neutral. However, if there is an onsite provider, then those clients are given preference. By partnering with Wings, victims of domestic violence would be placed at the top of the eligibility pool. Other potential residents could include those with medical disabilities like heart failure or diabetes. President Hayes asked for clarification that people who are subject to domestic violence are considered disabled. Ms. Berzac said yes, they are. The selections are made via a process which includes input from County, State, Property Manager and Service Provider representatives. Wings and The Kenneth Young Center will be the onsite providers.

President Hayes said he is happy to see this project is much different in terms of density with fewer variations. He said it is something the Board can at least explore.

Trustee Rosenberg asked for clarification between on site and off site staffing. Ms. Berzac said there will be a property manager and social service providers on site with at least 2-3 people on site each day. As the residents must be able to live independently to qualify for this housing, the clients don't need 24 hour monitoring. Trustee Rosenberg asked if security is an issue for these clients. Ms. Berzac said the service provider would address security. All of the units have 2 bedrooms. The lease holder must be disabled to qualify. If there are two applicants who both qualify, then they could live together if they request it. Residents would not be placed together.

Trustee Rosenberg asked if there were water detention issues. Mr. Perkins said water detention would be evaluated in preliminary plans and on site detention would need to be accommodated. This proposal has more green space than what was presented before. Water will most likely be detained in the green areas. Staff will also evaluate land banked parking and is already suggesting the gazebo be moved in the event that the land bank parking becomes necessary.

Trustee Blackwood asked how residents will access transportation as there is no bus service on Arlington Heights Road. Ms. Berzac said Pace offers van pooling, dial-a-ride is used by many disabled people and case managers do a fair amount of driving. Residents will get around as they do where they currently live. Trustee Blackwood asked if there was a security risk because the residents are victims of domestic violence. Ms. Berzac said she didn't have those kinds of details now; the service provider would address this issue moving forward.

Trustee Sidor asked if the building would have security. Ms. Berzac said yes, there would be security cameras and key fobs. There would not necessarily be a security person on staff, but that is yet to be determined. Trustee Sidor said he was glad to see the project again and would like to see it go through the process.

Trustee Labedz said she is glad this is coming forward as she supported Boeger Place while on the Plan Commission. She said the need is great. She asked if this was a transitional program. Ms. Berzac said no. Trustee LaBedz asked if every apartment was fully handicapped accessible. Ms. Berzac said 20% are fully accessible, the others are fully adaptable. Trustee Labedz asked if this project was designed for families. Ms. Berzac said yes, that is the intent.

Trustee Scaletta said he was supportive overall but wanted to understand how the balance of people in the building will work out. Ms. Berzac said there are other properties which have a mix of different kinds of disabled residents. The populations of these developments have shared obstacles in society and often work together despite their differing disabilities. Case managers will be able to work with those with impairments as well as those with domestic violence histories.

Trustee Scaletta asked if a child has a disability, will the parent be able to live with them. Ms. Berzac said the lease holder has to have a disability, so an adult child with a disability cannot have parent live with them unless parent also qualifies. Two people per bedroom are the maximum allowed. There are also limits on number of people in a unit based on sex of children. Boy and girl children may not share a bedroom.

Trustee Scaletta asked how the building would be conducive to the current Code. Mr. Perkins said other than Institutional Zoning, staff would have to look at the land area in regards to density. The parking is okay. The building could be a typical apartment building.

Mr. Perkins said UP is requesting the following variations: 1) less than required minimum district size for an Institutional District 2 acres are required and they have .9 acres. 2) The location of Institutional District is on less than four acres and should be on a collector street, this is a local street. They also need two zoning changes: 1) From B-1/B-2 to Institutional. 2) Amend the Comprehensive Plan which calls for this property to be commercial. Mr. Perkins said the detailed plans might bring other variations.

Trustee Scaletta said this is significantly better than what was proposed before when the unit sizes were smaller than the Code required. The square footage for each unit is now between 800 square ft. to 1200 square ft. when previously the units were from 495 square ft. to 585 square ft.

Trustee Sidor asked if a child is the victim of domestic violence, can the mother and child live here. Ms. Berzac said she did not know and would investigate.

President Hayes said this is Early Review and no indicator of how the Board will vote if the project goes through the process. Ms. Berzac asked for feedback on how to make the process go more smoothly. President Hayes said this was a good start. He was pleased to hear the decrease in the amount of units, the increase in the size of the units and the decrease in the number of variations. He also appreciated the support services provided to the residents.

Trustee Rosenberg suggested that UP have a neighborhood meeting to make sure the neighbors understand the differences between this proposal and the previous one. He recommended they reach out to the different groups who were engaged before.

B. Update - Storm Water Discussion

Jim Massarelli summarized the Storm Water Discussions which occurred on January 20 and February 3. The next meeting, which will be scheduled in late spring, will summarize all the problem areas addressed in both reports along with the previously studied areas of Grove Street and Cypress Street.

In addition to total costs, Staff will be presenting some preliminary thoughts on how to evaluate the projects for cost-effectiveness and possible funding scenarios and their impacts on tax payers. The focus of the meeting will be to obtain further direction from the Village Board for the next phase.

- C. Request for Closed Session per 5 ILCS 120/2(c):
Discussion of minutes lawfully closed, whether for purposes of approval of the minutes or the semi-annual review of the minutes

- and -

5 ILCS 120/2(c)(5): Purchase or lease of real property for the use of the public body, including discussing whether a particular parcel should be acquired

XVII ADJOURNMENT

Trustee Robin LaBedz moved to adjourn to Closed Session at 9:54 p.m.

Trustee John Scaletta Seconded the Motion.

The Motion: Passed

Ayes: Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor

Absent: Farwell, Glasgow, Tinaglia