



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

January 7, 2019

8:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL OF MEMBERS

President Hayes and the following Trustees responded to roll: Baldino, Tinaglia, Blackwood, Rosenberg, LaBedz, Sidor and Scaletta.

Also present were: Randy Recklaus, Tom Kuehne, Charles Witherington-Perkins, Diana Mikula, Robin Ward, and Becky Hume.

IV. APPROVAL OF MINUTES

A. Committee of the Whole 08/13/2018 Approved

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

The Motion: Passed

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

B. Village Board 12/17/2018 Approved

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

The Motion: Passed

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

V. APPROVAL OF ACCOUNTS PAYABLE

- A. Warrant Register 12/30/2018 Approved

Trustee Bert Rosenberg moved to approve the Warrant Register in the amount of \$2,143,830.60. Trustee John Scaletta Seconded the Motion.
The Motion: Passed
Ayes: Baldino, Blackwood, Hayes, LaBedz, Rosenberg, Scaletta, Sidor, Tinaglia

VI. RECOGNITIONS AND PRESENTATIONS

VII. PUBLIC HEARINGS

VIII. CITIZENS TO BE HEARD

IX. OLD BUSINESS

- A. Report of the Committee-of-the-Whole Meeting of January 7, 2019 Approved
Interview of Grace Baldino for Appointment to the Youth Commission -Term Ending 4/30/19

President Hayes administered the Oath of Office to Ms. Baldino.

Trustee John Scaletta moved to concur in President Hayes' appointment of Grace Baldino to the Youth Commission. Trustee Mike Sidor Seconded the Motion.

The Motion: Passed

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

Abstain: Baldino

- B. Report of Committee-of-the-Whole Meeting of January 7, 2019 Approved

Consideration of recommending to the Liquor Commissioner the issuance of a Class "AA" Liquor License to Timios Enterprises Corp., dba Palm Court Restaurant and Banquets located at 1912 N. Arlington Heights Road upon surrender of the current liquor license issued to this

address

Trustee John Scaletta moved to recommend to the Liquor Commissioner the issuance of a Class "AA" Liquor License to Timios Enterprises Corp (dba Palm Court Restaurant and Banquets) upon surrender of the current liquor license issued to 1912 N. Arlington Heights Road. Trustee Richard Baldino Seconded the Motion.

The Motion: Passed

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

X. CONSENT AGENDA

CONSENT OLD BUSINESS

CONSENT APPROVAL OF BIDS

A. Yamaha Sound Board and Stage Box Approved

Trustee Robin LaBedz moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

CONSENT LEGAL

A. An Ordinance Amending Chapters 23 and 27 of the Arlington Heights Municipal Code (Amendment to automatic sprinkler system requirements) Approved

Trustee Robin LaBedz moved to approve 19-001. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

B. An Ordinance Amending Planned Unit Development Ordinance Numbers 79-166, 80- Approved

105, 81-028 and 81-035 and Granting a
Variation from Chapter 28 of the Arlington
Heights Municipal Code
(Arlington Executive Plaza, 3335-3395 N. Arl
Hts Rd)

Trustee Robin LaBedz moved to approve 19-002. Trustee Bert Rosenberg
Seconded the Motion.

The Motion: Passed

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

- C. A Resolution Approving a Sales Tax Rebate Approved
 Agreement
 (Le Obsession, Inc., 16-18A S. Dunton Ave)

Trustee Robin LaBedz moved to approve R19-001/A19-001. Trustee Bert
Rosenberg Seconded the Motion.

The Motion: Passed

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

- D. A Resolution Approving a Membership Approved
 Agreement with the Geographic Information
 System Consortium
 (Arlington Heights' membership)

Trustee Robin LaBedz moved to approve R19-002/A19-002. Trustee Bert
Rosenberg Seconded the Motion.

The Motion: Passed

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

CONSENT REPORT OF THE VILLAGE MANAGER

- A. Proposed Transfer of Special Assessment Funds Approved

Trustee Robin LaBedz moved to approve. Trustee Bert Rosenberg Seconded
the Motion.

The Motion: Passed

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

Tinaglia

CONSENT PETITIONS AND COMMUNICATIONS

- A. Bond Waiver - St. Edna Church Bingo Events Approved

Trustee Robin LaBedz moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

XI. APPROVAL OF BIDS

XII. NEW BUSINESS

- A. Southpoint Shopping Center Outlot - 600 E. Approved
Rand Rd. -
PC#18-020
Subdivision, Variations

Steve Bauer, attorney for the Southpoint Shopping Center Outlot Subdivision, said the development is 30 years old. They are requesting to subdivide the site of the Floor & Décor as there is surplus parking on the site and it would allow for future retail redevelopment. The parking lot landscape island would receive improvements if the out lot was developed. The Shopping Center needs revitalization and it has been 14 years since the TIF District was created for this area. Mr. Bauer enumerated the parking considerations. There would still be a surplus of parking if the site was redeveloped. The restaurants occasionally have parking overflow into the Floor & Decor lot. Taking this into account, if the proposed development went forward, there would still be a surplus of 102 spaces. The Plan Commission recommended approval as did staff.

Mr. Perkins said the property is governed by a PUD. Today, the parking on the property exceeds code by over 400 spaces. Staff agreed to waive the traffic study as one was completed 5 years ago. The parking/traffic numbers were taken on a weekend. At it's peak, the restaurant sites had 70-89 cars. Mr. Perkins described the peak parking demands and the accommodation of parking with the proposed new design. In the new scenario there would still be excess parking.

President Hayes said he was in favor of improving the center and happy to see a project coming forward.

Trustee Baldino asked if the conceptual plan was nonspecific and asked how parking was factored. Mr. Bauer said the space is identified as over 10,000 square feet, ideal for a retail use but the tenant is not yet secured. It's probable that there might be a restaurant in this out lot, next to the retailer. Trustee Baldino said the peak parking would then be compounded. Mr. Bauer said the parking analysis was based on the highest demand, and even so, any use would need to come back before the Board for approval and specific parking and traffic issues could be fleshed out when the tenants were known.

Mr. Perkins said staff envisioned a fast/casual dining option, so the space could be used by a small restaurant with a larger retail operator. Specific parking data would come with any proposed use for Board approval. A drive-thru is possible and would require a special use.

Trustee Scaletta asked if the center was owned by one group. Mr. Perkins said no, there are multiple owners, so it is complicated. Trustee Scaletta noted there are parking spaces behind Floor & Decor. Mr. Perkins said no one uses them now, but employees used to use the spaces in the center's previous life.

Trustee Scaletta asked when the parking spaces in the triangle space across from the restaurants would be developed. Mr. Perkins replied these spaces would be developed when the out lot was developed and would include walkways and lighting to make a nice pedestrian crossing. There would be stripping and sidewalks. Trustee Scaletta asked if water retention was taken care of. Mr. Perkins said preliminary engineering would have to be presented and submitted for approval for the project to move forward.

Trustee Tinaglia asked how the "Zone 7" parking would be used which is behind Floor & Decor. Mr. Perkins said it would depend on the uses of the retailers, but it's not really counted for the Floor & Décor store. Trustee Tinaglia asked if the parking were evaluated based on Floor & Décor's needs. Mr. Perkins said, no, parking was evaluated on the highest use for the property and the minimum Code requirement, regardless of the retailer. Trustee Tinaglia said staff has done a great job to recapture something better on the site.

Trustee John Scaletta moved to approve. Trustee Bert Rosenberg Seconded the Motion.

The Motion: Passed

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

XIII. LEGAL

A. An Ordinance Amending Chapter 12 of the Approved
Arlington Heights
(Article II, Tobacco Dealers)

Mr. Recklaus said the proposed Ordinance makes the purchase or sale of tobacco products (including e-cigarettes) by or to any person under the age of 21 illegal. Passage was recommended by the Village's Board of Health, the Cook County Public Health Department, the American Heart Association, the Link Together Coalition, and local high school students. Staff recommends approval of the Ordinance. The Police Department will be getting letters out within 30 days to affected businesses. The Ordinance is effective immediately.

Julie Mirostaw of the American Heart Association thanked the Board for their support of the issue and the good conversation which occurred at the previous meetings. There are more than 30 municipalities who have implemented this policy and they are seeing positive results.

Jorie Ouimet, Hanna Caselton and Kris Zerfass of the Linked Together Coalition thanked the Board for allowing them to make their presentation and for helping them to provide education to students, teachers and community partners.

President Hayes thanked everyone for their leadership and expertise for providing this worthwhile and needed change. He said it was timely that we are doing this tonight.

Trustee LaBedz asked which neighboring communities passed this legislation. Mr. Recklaus said Buffalo Grove, Elk Grove and Unincorporated Lake County.

Trustee Scaletta asked if the prohibition of sales by self-service would affect any other businesses besides the vape shop on Northwest Highway. Mr. Recklaus said not that he is aware of. Trustee Scaletta asked if people younger than 21 can go in retailers where tobacco is behind a counter. Ms. Ward said the key word is "primarily", this restriction would not apply to convenience or grocery stores, but only stores whose essential business is the sale of tobacco like a cigar or vape shop.

Trustee Scaletta asked why there wasn't an effective date. Ms. Ward said ordinances are effective 10 days after they are approved. The Police Department won't start working on enforcement until after they can provide the retailers proper notice. Trustee Scaletta said he didn't want there to be any confusion and he preferred an effective date of Feb 7th when enforcement would begin.

Trustee Rosenberg, President Hayes and Trustee Tinaglia said they thought the wording of the current ordinance was sufficient. Trustee Rosenberg asked if the village had a complete list of those who sell tobacco products. Ms. Ward said yes.

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

The Motion: Passed

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

XIV. REPORT OF THE VILLAGE MANAGER

XV. APPOINTMENTS

XVI. PETITIONS AND COMMUNICATIONS

XVII. ADJOURNMENT

Trustee Jim Tinaglia moved to adjourn at 8:53 p.m.. Trustee Richard Baldino Seconded the Motion.

The Motion: Passed

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