

**VILLAGE OF BANNOCKBURN  
MEETING MINUTES  
MAY 29, 2012**

1. 01-05/29: **Call to Order.** President Barkemeyer called the meeting to order at 7:10 p.m.

President: James Barkemeyer

Trustees Present: James Boyle, Timothy Fisher, David Korner, Gene Nordby, Daniel Orth, Frank Rothing

Trustees Absent: None

Also Present: Village Clerk Debra Alch, Village Engineer David Gewalt, Village Counsel Victor Filippini, Village Manager Maria Lasday, Chief Ronald Price, Village Administrative Assistant Blanca Vela-Schneider

Visitors: Ms. Charlotte Bank (486 Pleasant, Highland Park), Village Resident Marvin Berman (1 Bridle Lane), Village Residents Jeff and Joanne Burgess (1735 Wilmot Road), Omar Hernandez (Hub Midwest 1200 Lakeside Drive), Village Resident Daniel Kirby (1340 Aitken Drive), Village Resident Susan Knaack (2141 Stirling Road), Village Resident Jim McShane (150 Thornapple Lane), Village Resident Richard Peters (1715 Telegraph Road), Village Resident Pixie Picchiatti (1600 Audubon Lane), Lisa Waggoner (The Waggoner Law Firm on behalf of Hub Midwest, 1200 Lakeside Drive), David Wigodner (Interwork Architects for Walgreens, 1000 Lakeside Drive),

2. 02-05/29: **Pledge of Allegiance.** President Barkemeyer requested that Trustee Nordby recite the Pledge of Allegiance.

3. 03-05/29: **Visitor's Business.** President Barkemeyer inquired whether there was any Visitor's Business. Hearing no comments from the audience, President Barkemeyer moved onto the next issue.

4. 04-05/29: **Consideration of a Resolution Recognizing the Many Years of Service by Trustee A. Eugene Nordby.** Village Clerk Alch and President Barkemeyer read the proposed resolution for the audience. Trustee Rothing moved, seconded by Trustee Korner, to approve a resolution recognizing the many years of service by Trustee A. Eugene Nordby, as included in the packet. On a roll call vote, Resolution 2012-R-17 was approved. Yups/Ayes: Four: (Fisher, Korner, Orth, Rothing), Ain't Saying/Abstain: Two (Boyle, Nordby), Absent: None. Trustee Nordby thanked the Board. President Barkemeyer and Chief Price presented tokens of the Village's appreciation.

*A fifteen intermission was taken for the audience and Board to enjoy refreshments.*

5. **05-05/29: Report of the Architectural Review Commission.** \*1300 Cedarcrest Lane – *Generator Request.* Village Manager Lasday reported that the Architectural Review Commission unanimously recommended approval of the generator. She noted that Mrs. Lewis did indicate that she is also considering installing a wall to hide the generator but was told that she will need to return to the Commission for approval. Village Manager Lasday stated that her house is built with brick and inquired whether the Board would be willing to consider an appeal from the decision to allow the installation of a wall if it matches Ms. Lewis' house. Trustee Fisher stated that he would be willing to make such a motion if the wall is 1 ½ ft. taller than the generator. Trustee Fisher moved, seconded by Trustee Orth, to consider an appeal from the Architectural Review Commission's decision and to allow Ms. Lewis to have a stone wall around the generator provided that the wall matches the façade of the house and is at least 1 ½ ft. taller than the generator. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None. \*1735 Wilmot Road – *Exterior Lighting Request.* Village Manager Lasday reported that the Architectural Review Commission unanimously recommended approval of an exterior lighting plan at 1735 Wilmot Road. She stated that while the petitioner requested up lights on the house, the Commission had expressed concern, and the petitioner agreed to swap the lights to path lights. She stated that the Commission approved 19 total lights. President Barkemeyer inquired whether Mr. and Mrs. Burgess were satisfied with the approval. Mrs. Burgess indicated that she is happier now that she will be able to install additional lights. \*1000 Lakeside Drive – *Walgreens Parking Lot.* Village Manager Lasday reported that the Architectural Review Commission unanimously recommended approval of the parking lot modifications including restriping, curb work, exterior lighting, and landscaping.
6. **06-05/29: Consideration of Approval of an Ordinance Amending the Special Use Permit Regarding Parking and Granting Variations Regarding Lighting for the College Park District.** Trustee Nordby identified minor corrections to the proposed ordinance. Trustee Korner moved, seconded by Trustee Fisher, to approve an ordinance amending the Special Use Permit regarding parking and granting variations regarding lighting for the College Park District, as amended. On a roll call vote, Ordinance 2012-10 was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None.
7. **07-05/29: Report of the Architectural Review Commission cont.** \*1735 Wilmot Road. Trustee Orth stated that he is concerned with the progression of the Architectural Review Commission's approval of superfluous exterior lights. President Barkemeyer stated that the exterior lighting plan complies with the Village's zoning regulations. Trustee Nordby stated that he agrees with Trustee Orth and noted that the Village's Comprehensive Plan identifies the Village as a dark-at-night community. Village Manager Lasday noted that Architectural Review Commissioner Raimondi is in agreement with Trustees Orth and Nordby. She stated that Commissioner Raimondi had

expressed the difficulty for the Commission to limit the number of lights to maintain the dark-at-night atmosphere when plans meet zoning regulations. She stated that Commissioner Raimondi indicated that it would be helpful for the Zoning Code to limit the total number of fixtures permitted on properties and inquired whether the Board wished to send this issue back to the Plan Commission/Zoning Board of Appeals for their consideration. The consensus of the Board is to send this issue back to the Plan Commission/Zoning Board of Appeals.

8. **08-05/29: Consideration of the Repeal and Replacement of Ordinance No. 2012-07 an Ordinance further Amending Ordinance 98-4, as amended, Relating to the Office Development at 1200 Lakeside Drive.** Village Counsel Filippini stated that Hub Midwest is seeking a modification from what was approved in Ordinance 2012-07, an Ordinance further Amending Ordinance 98-4, as amended, relating to the Office Development at 1200 Lakeside Drive. He stated that the representatives of Hub Midwest want to change the duration of the basement use. Trustee Fisher suggested that the language be modified to allow a 21 year reprieve of the restriping, keeping it in line with Catalyst's lease agreement. Village Counsel Filippini stated that the current parking stall widths of 8 ½ ft. actually make the property less nonconforming than if they are required to revert the parking stalls to 9 ft. widths. Village Counsel Filippini suggested that, if the Board is amenable, it could allow the continuation of compact car parking stalls but allow the Village the right to retain authority to revert the stalls to full-size spaces upon a certain notification period. Ms. Lisa Waggoner indicated that she is the attorney for Hub Midwest and that this could be an amenable solution. The consensus of the Board is that they would be amenable to reconsidering this issue and directed Village Counsel Filippini to draft an ordinance for consideration at the June 11, 2012 Board of Trustees Meeting.
9. **09-05/29: Consideration of Approval of the Execution of a Two-Signature Required Notice and Agreement by the Village Finance Director for Associated Bank.** Trustee Nordby moved, seconded by Trustee Fisher, to approve the execution of a two-signature required notice and agreement by the Village Finance Director for Associated Bank. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing).
10. **10-05/29: Consideration of a Resolution Authorizing a 5K Event by Midtown Athletic Club.** Village Manager Lasday stated that the Village would need to apply for a permit from Lake County Forest Preserve District and IDOT on behalf of Midtown Athletic Club for the 5K event due to the route that the course will take. Trustee Nordby identified corrections to the draft resolution. Trustee Fisher moved, seconded by Trustee Rothing, to approve a resolution authorizing a 5K event by Midtown Athletic Club. On a roll call vote, Resolution 2012-R-18 was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None. Trustee Nordby inquired whether there are any issues that may concern the Police. Chief Price replied that he is aware of the proposed route and feels that there will be an adequate number of officers available for the event.

11. 11-05/29: **Consideration of Approval Authorizing the Village Manager to Submit a Special Use Permit Application to the Lake County Forest Preserve District for a 5K Event Sponsored by Midtown Athletic Club.** Trustee Nordby moved, seconded by Trustee Rothing, to approve authorization of the Village Manager to submit a Special Use Permit application to the Lake County Forest Preserve District for a 5K event sponsored by Midtown Athletic Club. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None.
12. 12-05/29: **Consideration of Approval of an Ordinance Repealing Ordinance No. 2011-33B, to Create a Bannockburn Water, Sewer and Plumbing Fee and Charges Schedule.** Village Manager Lasday stated that the draft ordinance reflects a 10% sanitary sewer increase for all the sanitary sewer groups. Trustee Rothing moved, seconded by Trustee Orth, to approve an ordinance repealing ordinance 2011-33B, to create a Bannockburn water, sewer, and plumbing fee and charges schedule. On a roll call vote, Ordinance 2012-11 was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None.
13. 13-05/29: **Village Engineer's Report.** *\*Waukegan Road, Cedarcrest Lane, and Half Day Road Water Main Project.* Village Engineer Gewalt reported that the Village is in receipt of the final easement for the project. *\*Lakeside Drive Repaving Project.* Village Engineer Gewalt reported that the contractor for the Lakeside Drive Repaving Project is ahead of schedule. He stated that the contractor has been dealing with difficult situations. He stated that the contractor has discovered poor soils and had to build up the road with rock and gravel. He stated that this unexpected setback will add \$50,000 to the project. He stated that the contractor has also had difficulty with the occupants of one of the buildings. Trustee Fisher stated that while the occupants at one of the buildings are upset, he has received several complimentary remarks regarding the contractors work.
14. 14-05/29: **Chief's Report.** Chief Price provided a video of the collision on Route 22. He stated that a motorist drove into the construction area and was struck by an oncoming train. He noted that because the motorist moved his vehicle further into the construction area, the train only hit the rear of the vehicle and he was able to walk away from the accident. He stated that the driver was given two citations.
15. 15-05/29: **Village Manager's Report.** *\*Resident Myron Siegel.* Village Manager Lasday reported that Village Resident Myron Siegel will be moving to Florida. *\*Electric Aggregation Program.* Village Manager Lasday reported that she is working to have Constellation Energy begin the aggregation program in June, noting that the company's representative has indicated that the residents may not be able to realize any savings until July. *\*Antenna Regulations.* Village Manager Lasday stated that she received an email that the Village would not be allowed to regulate antennas. Village Counsel Filippini stated that the Village cannot deny the permit but it could require the applicant to go before the Architectural Review Commission. Village Manager Lasday stated that a current antenna carrier is seeking to replace their existing antenna system. Village Counsel Filippini stated that the Board, if amenable, can waive the Architectural

Review Commission process. The consensus of the Board is to waive the Architectural Review Commission process for the applicant. Trustee Nordby inquired whether there has been any interest in the Village's cell tower. Village Manager Lasday stated that she has inquired and antenna carriers feel that the Village's lease rate is too expensive. The Board indicated that they would be amenable to reconsidering the lease rate. *\*Route 22 Widening – Shell.* Upon inquiry from Trustee Korner, Village Manager Lasday stated that she has contacted the representative of Shell Gas Station and informed him that the Board of Trustees have expressed concern for the removal of his trees due to the Route 22 Widening Project and has indicated that the Village's Forester will review the area upon the completion of road construction work to determine what can be placed in the area. She also noted that the contractor has installed medians along Waukegan Road which were not part of the project. She stated that she will be working with IDOT to determine what will be done in the median.

16. 16-05/29: **Village Counsel's Report.** Village Counsel Filippini had nothing to report.

17. 17-05/29: **Village Clerk's Report.** Village Clerk Alch had nothing to report.

18. 18-05/29: **Village Commissioners' Reports.**

*\*Economic Development Commissioner's Report.* Economic Development Commissioner Fisher presented the Community Safety Day flyer, noting that Chief Price's daughter worked on it. Trustee Nordby inquired what time the blood drive will occur. Economic Development Commissioner Fisher indicated that the blood drive will occur at 9:00 a.m.

*\*Water/Sewer Commissioner's Report.* Water/Sewer Commissioner Rothing had nothing to report.

*\*R-O-W/Roads Commissioner's Report.* *\*Lakeside Drive Repaving Project.* R-O-W/Roads Commissioner Korner reported on the tensions between the building representatives of 1200 Lakeside Drive and 3000 Lakeside Drive. *\*Wilmot Road Repaving Project.* R-O-W/Roads Commissioner Korner reported that the storm sewer work is complete for the Wilmot Road Repaving Project. He stated that milling of the road is next. Village Manager Lasday noted that the project is head of schedule. *\*General Review of Roads.* R-O-W/Roads Commissioner Korner reported that he drove through the community to review the roads in the Village and feels that the roads are generally in good shape. He stated that he also felt that the Stirling Road circle looked well manicured.

*\*Finance Commissioner's Report.* *\*Thank you.* Finance Commissioner Nordby once again thanked the Board for their generosity. He stated that he anticipates that the closing will occur on June 19<sup>th</sup> at which time he and his wife will go to the Homewood Suites for a couple of months, with their departure to Arizona set for August 15<sup>th</sup>.

*\*Draft Budget and Appropriation Ordinances.* Finance Commissioner Nordby presented the draft budget and appropriation ordinances. Village Manager Lasday stated

that the Lakeside Drive Repaving Project budget will need to be modified to reflect the \$50,000 increase for stone.

**\*Building Commissioner's Report.** Building Commissioner Orth had nothing to report.

**\*Police Commissioner's Report.** Police Commissioner Boyle reported that the Village's administrative hearing officer has retired and that he has appointed a new officer. Chief Price reported that she is from Waukegan but works in Buffalo Grove.

19. 19-05/29: **President's Report.** President Barkemeyer stated that Village Manager Lasday has been invited to speak at the ICMA Conference in regards to negotiating with vendors.
20. 20-05/29: **Executive Session.** Trustee Fisher moved, seconded by Trustee Boyle, to enter in Executive Session for the purposes of discussing litigation, enforcement, land acquisition/disposition, personnel, and Executive Session Meeting Minutes. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None. Executive Session was entered into at 8:48 p.m.

There being no further discussion in Executive Session, Trustee Fisher moved, seconded by Trustee Korner, to exit out of Executive Session. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None. Executive Session was adjourned at 9:35 p.m.

21. 21-05/29: **Other Business.** *\*Consideration of Approval of the May 14, 2012 Board Meeting Minutes.* Trustee Nordby identified corrections to the draft meeting minutes. Trustee Nordby moved, seconded by Trustee Orth, to approve the May 14, 2012 Board Meeting Minutes, as amended. On a roll call vote, the motion was approved. Ayes: Five (Boyle, Fisher, Korner, Nordby, Orth), Nays: None, Abstain: One (Rothing), Absent: None. *\*May 14, 2012 Executive Session Meeting Minutes.* Trustee Nordby identified corrections to the May 14, 2012 Executive Session Meeting Minutes. Trustee Fisher moved, seconded by Trustee Rothing, to approve but keep confidential the May 14, 2012 Executive Session Meeting Minutes, as amended. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None.
22. 22-05/29: **Adjournment.** There being no further business of the Board of Trustees, Trustee Rothing moved, seconded by Trustee Fisher, to adjourn the Board of Trustees Meeting. On a roll call vote, the motion was unanimously approved. Ayes: Six (Boyle, Fisher, Korner, Nordby, Orth, Rothing), Nays: None, Absent: None. The meeting was adjourned at 9:37 p.m.