

**VILLAGE OF BANNOCKBURN
BOARD OF TRUSTEES
FEBRUARY 23, 2015
MEETING MINUTES**

1. **Call to Order.** President Rothing called the meeting to order at 7:01pm.

President: Frank Rothing

Trustees Present: James Boyle, Timothy Fisher, David Korner, Diana Lackner

Trustees Absent: David Ansani, Demetrio Kozonis

Also Present: Village Clerk Estelle Raimondi, Village Manager Maria Lasday, Police Chief Ronald Price, Finance Director Linda McCulloch, Village Counsel Vic Filippini, Village Engineer David Gewalt, Assistant to Village Manager Ryan Mentkowski and Administrative Assistant Joan Koriath

Visitors: James Olguin (McDonalds Attorney), Jeffrey Napolski (Deerfield Park District), Aaron Buchanan (Deerfield Park District), Nick Betzold (Lakeshore Lighting), Derek LaManna (Lakeshore Lighting), Jeff Tigchelaar (CBRE).

2. 01-02/23: **Pledge of Allegiance.**

President Rothing led everyone in reciting the pledge of allegiance.

3. 02-02/23: **Visitors' Business.**

None.

4. 03-02/23: **Consider Approval of an Ordinance Amending Section 4-106 of the Bannockburn Zoning Code Regarding Fast Food Restaurant Uses in the Retail District.**

Village Manager Lasday remarked the current Ordinance Section 4-106 is very narrow in scope, thus requiring an amendment. Trustee Fisher asked how this change applied to current tenant, *Dog Out*. Village Counsel Filippini noted that *Dog Out* is considered a "carryout" restaurant under the code. He noted that the fast food designation is considered food prepared in advance and the carryout designation is considered food prepared per order.

Trustee Korner moved, seconded by Trustee Fisher, to approve Ordinance #2015-02, an Ordinance Amending Section 4-106 of the Bannockburn Zoning Code Regarding Fast Food Restaurant Uses in the Retail District. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

5. 04-02/23: **Consider Approval of an Ordinance Further Amending the Existing Special Use Permit For, and Granting Variations and Other Approvals for a Fast Food Restaurant at, the Bannockburn Green Retail Center.**

Village Manager Lasday remarked that this amendment is specific to allow McDonalds to operate; the details can be found in the ARC report. Village Counsel Filippini noted that there is a provision in the ordinance for supervision and notice to the Village of franchisee. Trustee Korner noted that page 9 of the ordinance is not numbered in the correct sequence.

Trustee Boyle moved, seconded by Trustee Korner, to approve Ordinance #2015-03, an Ordinance Further Amending the Existing Special Use Permit For, and Granting Variations and Other Approvals for a Fast Food Restaurant at, the Bannockburn Green Retail Center, as amended to include the modification to the numbering on page 9. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

6. **05-02/23: Report from the Architectural Review Commission Meeting on February 17, 2015:**

- Consider a Request for Approval of the January 20, 2015 Meeting Minutes.
- Consider Approval of the Installation of a New Exterior Wall Sign at Marigold Maison in the Bannockburn Green Retail Center, Located at 2535 Waukegan Road, Bannockburn, Illinois, Submitted by Captivating Signs, on behalf of Marigold Maison, and AP POB Bannockburn, LLC.
- Consider Approval of the Installation a New Exterior Wall Sign at Sylvan Learning Center in the Bannockburn Green Retail Center, Located at 2513 Waukegan Road, Bannockburn, Illinois, Submitted by Sign Central, on behalf of Sylvan Learning Center, and AP POB Bannockburn, LLC.
- Consider Approval of a Proposed Fast Food Restaurant Use with (1) a Drive-Though, (2) Landscaping, (3) Exterior Lighting, (4) Parking, (5) Signage, and (6) Trash Enclosure on the Property Located Generally at the Southeast Corner of Waukegan Road and Half Day Road, Commonly Known as 2529 and 2595 Waukegan Road, Bannockburn (Bannockburn Green Retail Center), Submitted by McDonalds USA, LLC and AP POB Bannockburn, LLC.
- Consider Approval of the Removal and Replacement of Three (3) Antennas, and the Installation of Six (6) Tower Mounted Amplifiers, Six (6) Remote Radio Units, One (1) Cable, and One (1) Surge Protector Box at an Existing Monopole, Located at 2051 Waukegan Road, Submitted by Verizon Wireless and Crown Castle.
- Consider Approval of an Amendment to the Architectural Review Commission's 2015 Meeting Calendar to Change the Scheduled Tuesday, March 17, 2015 Meeting Date to Monday, March 16, 2015.

Village Manager Lasday noted that the wall sign for the Marigold Maison restaurant is a replacement sign for the new restaurant because San Gabriel will be going out of business. She noted the ARC approved the request.

Village Manager Lasday noted that the new Sylvan wall sign will be in compliance with the zoning code. She noted the old sign had required a variation previously but have conformed with the new proposal. She noted the ARC approved the request.

Village Manager Lasday reported on the ARC approval of the McDonalds project. She noted there is a modification to the landscaping plan, noting that Bannockburn Green

Retail Center will be installing additional landscaping on the property. She also noted that each light was reviewed for the integrity of the design, thus reducing some initially proposed lights. Village Counsel Filippini remarked that recommendations for the garbage enclosure are included in the ordinance. Village President Rothing asked if a franchisee had been selected for this location. James Olguin (McDonalds Attorney) remarked the franchisee department is responsible for the selection process and a final decision hasn't been made. He noted that McDonald's invests time and money and wants the franchisee to succeed. Trustee Lackner asked if we will be responding to the letter from Don Wroblewski. The Board noted that they have considered comments from all parties.

Village Manager Lasday noted that the Verizon wireless representative did not show up at ARC meeting for review. She noted the ARC decided to table the matter to the following meeting.

Trustee Korner moved, seconded by Trustee Fisher, to accept the Architectural Review Commission approvals. On a roll call, vote the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

7. **06-02/23: Consider Approval of a Resolution Approving the 2015 Bannockburn Green Retail Center Seasonal Plan for Outdoor Seating and Table Arrangements and Outdoor Uses.**

Jeff Tigchelaar (CBRE) commented that the uses will be the same as 2014, except for a modest increase for Eggsperience. He noted that there will not be a car show this year, but the BBQ Challenge and Community Safety Day are scheduled and Heinen's Chili's cook-off is tentative at this point.

Trustee Lackner moved, seconded by Trustee Boyle, to approve Resolution #2015-R-05, a Resolution approving the 2015 Bannockburn Green Retail Center Seasonal Plan for Outdoor Seating and Table Arrangements and Outdoor Uses. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

8. **07-02/23: Consider Approval of a Waiver of Competitive Bids and a Resolution Authorizing an Agreement between Vito Di Pinto Landscaping and the Village of Bannockburn for Landscape Maintenance Services at Various Locations throughout the Village of Bannockburn During Spring, Summer, Fall and Winter 2015 in an Amount not to Exceed \$50,000.00.**

Village Manager Lasday noted that she and Village Engineer Gewalt reviewed the scope of work including the garden club, rain gardens, and corner beds. She noted that additional cleanup of the ditch by Bannockburn School will be included for the same amount of money. Village Manager Lasday remarked that we may request to amend the contract to include to the culvert on Half Day Road and areas west of the railroad tracks & Broadleys Court.

Trustee Fisher moved, seconded by Trustee Boyle, to approve a Waiver of Competitive Bids and Resolution #2015-R-06, a Resolution Authorizing an Agreement between Vito Di Pinto Landscaping and the Village of Bannockburn for

Landscape Maintenance Services at Various Locations throughout the Village of Bannockburn During Spring, Summer, Fall and Winter 2015 in an Amount not to Exceed \$50,000.00. On a roll call vote, the motion was approved. Ayes: Five (Boyle, Fisher, Korner, Lackner, Rothing); Nays: None; Absent: Two (Ansani, Kozonis).

9. **08-02/23: Consider Approval of a Waiver of Competitive Bids and a Resolution Authorizing an Agreement between Guy Scopelliti Landscape Inc. and the Village Of Bannockburn for Landscape Maintenance Services in Spring, Summer and Fall 2015 in the Amount of \$65,272.00.**

Village Engineer Gewalt summarized the proposed contract and work plan. He noted that the medians will be maintained twice a month instead of monthly as previously done. He also noted that last year the gator bags were not needed, but this year they will increase the amount of weeding and herbicide. Village Manager Lasday remarked that the replacement of tree damaged by a car will be handled through the insurance company.

Trustee Boyle moved, seconded by Trustee Lackner, to approve of a Waiver of Competitive Bids and Resolution #2015-R-07, a Resolution Authorizing an Agreement between Guy Scopelliti Landscape Inc. and the Village Of Bannockburn for Landscape Maintenance Services in Spring, Summer and Fall 2015 in the Amount of \$65,272.00. On a roll call vote, the motion was approved. Ayes: Five (Boyle, Fisher, Korner, Lackner, Rothing); Nays: None; Absent: Two (Ansani, Kozonis).

10. **09-02/23: Consider Approval of a Waiver of Competitive Bids for Public Works' Maintenance and Repair Projects in the Village's Public Areas and Facilities and Approval of a Resolution Authorizing a Contract between the Village of Bannockburn and Bannockburn Public Works, Inc. for Public Works Maintenance and Repair Projects in the Village's Public Areas and Facilities (Fiscal Year 2015-2016).**

Police Chief Priced remarked that our current service with Kevin Tracz is outstanding. He noted that Kevin Tracz is the "jack of all trades" and is always on site immediately when there is a problem and is able to resolve the problem.

Trustee Fisher moved, seconded by Trustee Korner, to approve a Waiver of Competitive Bids for Public Works' Maintenance and Repair Projects in the Village's Public Areas and Facilities and Approve Resolution #2015-R-08, a Resolution Authorizing a Contract between the Village of Bannockburn and Bannockburn Public Works, Inc. for Public Works Maintenance and Repair Projects in the Village's Public Areas and Facilities (Fiscal Year 2015-2016). On a roll call vote, the motion was approved. Ayes: Five (Boyle, Fisher, Korner, Lackner, Rothing); Nays: None; Absent: Two (Ansani, Kozonis).

11. **10-02/23: Consider Approval of a Deer Dash Request by the Deerfield Park District.**

Jeffrey Napolski and Aaron Buchanan from the Deerfield Park District explained the event. He noted the event will take place on May 3, 2015 from 7:30am-10:30am and that only the 10K portion will go thru Bannockburn at Telegraph and Wilmot Roads.

Trustee Fisher moved, seconded by Trustee Lackner, to approve the Deer Dash Request by the Deerfield Park District on May 3, 2015. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

12. **11-02/23: Consider a Proclamation Recognizing Arbor Day in the Village of Bannockburn (April 24, 2015).**

Trustee Boyle moved, seconded by Trustee Lackner, to approve a Proclamation Recognizing Arbor Day in the Village of Bannockburn on April 24, 2015. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

13. **12-02/23: Consider Approval of a Resolution Authorizing a Proposal from Tallgrass Restoration, LLC to Conduct Controlled Burns to Maintain the Village of Bannockburn's Illinois Environmental Protection Agency 319 Grant Projects (Waukegan Road to Middle Fork of the North Branch Project and the Lakeside Drive Restoration Project) in the Amount of \$6,176.00.**

Village Engineer Gewalt summarized reviewed the work to be completed. He noted that these controlled burns are needed for weeds that have been growing for several years. Village President Rothing asked how is it determined when the burns will take place. Village Engineer Gewalt noted that the area has to be dry enough to be able to burn.

Trustee Boyle moved, seconded by Trustee Lackner, to approve Resolution #2015-R-09, a Resolution Authorizing a Proposal from Tallgrass Restoration, LLC to Conduct Controlled Burns to Maintain the Village of Bannockburn's Illinois Environmental Protection Agency 319 Grant Projects (Waukegan Road to Middle Fork of the North Branch Project and the Lakeside Drive Restoration Project) in the Amount of \$6,176.00. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

14. **13-02/23: Consider Approval of a Resolution Supporting the Northwest Municipal Conference (NWMC) 2015 Legislative Program.**

Village Manager Lasday summarized the NWMC legislative program and concerns of the Governor's budget proposal. She noted that this resolution is being pushed by communities as a response to the proposed budget which reduces the money municipalities receive from state income taxes. Village Counsel Filippini also added that the pension proposal by NWMC has some problems in terms of benefits and constitutional limitations.

Trustee Fisher moved, seconded by Trustee Korner, to approve Resolution #2015-R-04, a Resolution Supporting the Northwest Municipal Conference 2015 Legislative Program. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Korner, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

15. **14-02/23: Discuss Interior and Exterior Lighting at Village Hall.**

Nick Betzold and Derek LaManna of Lakeshore Lighting presented information on the lighting proposal for Village Hall. They explained that this project would be

converting the current fluorescent lights to LED lights with a 10 year manufacturer's warranty. Mr. Betzhold noted that the Village pays for the project up front. Regarding grant funding, Com Ed provides funding based upon the realized savings. Department of Commerce & Economic Opportunity (DCEO) will have a new grant application cycle in a few months. The Village will know the status of the DCEO grant before making a commitment with Lakeshore. Mr. Betzold noted that the scheduling of the project will be close, with one grant requiring completion late summer and the other grant status not being available until early summer, but it can be accomplished. The Village Board was inclined to have the grant application submitted, and following that status, formally act to accept the grants and approve the Lakeshore proposal.

16. 15-02/23: **Village Engineer.**

Village Engineer Gewalt noted that the Lakewood and Bridle Lane Motor Fuel Tax project has been confirmed by Illinois Department of Transportation and specification should be received by April. He remarked a pre-bid meeting needs to be scheduled for the North Avenue project indicating the start of the formal process.

17. 16-02/23: **Village Counsel.** None.

18. 17-02/23: **Village Clerk.** None.

19. 18-02/23: **Village Commissioners.**

**Finance Report*

- o Discussion of Fiscal Year 2015-2016 Capital Projects and Budget and the Ranking of Capital Projects.

Finance Director McCulloch asked the Trustees for their completed ranking sheets. She then presented the final itemized list of ranking budget items and asked the Trustees to review for items they consider more, or less, important. She noted staff will place the ranked results into the draft budget. Upon review and consideration of the overall budget impacts, ranked items may be reduced, postponed on a short term basis, or possibly deferred for an undetermined period of time.

**Police Commission Report*

Police Commissioner Boyle noted that he and Chief Price attended a parent meeting by the "Community, the Anti-Drug". He noted that this group would like to raise \$175,000 to start programing for students and parents. Chief Price indicated that the specific purpose of this group has not yet been determined, but it is clear that they want to create an impact with more drug education.

20. 19-02/23: **Village Manager.**

Village Manager Lasday noted that there was in a press release in the Chicago Tribune today announcing the Baxalta facility move to Bannockburn. She noted that zoning relief will be requested at the March 3, 2015 PCZBA meeting. She noted that she and Ryan Mentkowski will be attending the ILCMA conference this week, Wednesday thru Friday in Bloomington.

21. 20-02/23: Village President.

Village President Rothing remarked that he has followed up with Trinity regarding their use of “Deerfield” as their address on all marketing materials.

He noted that Dr. Steve Fratt (History Department) has proposed a re-enactment event for April 27, 2015, which includes President Lincoln during the Civil War. He added that this event would include dinner and begin approximately at 5:30pm prior to the Village Board Meeting.

22. 21-02/23: Consider Approval of the February 9, 2015 Board Meeting Minutes (Subject to Minor Corrections).

Village President Rothing noted that his absence should be reported in the February 9th meeting minutes.

Trustee Koror moved, seconded by Trustee Boyle, to approve of the February 9, 2015 Board Meeting Minutes, as amended to include President Rothing in the minutes. On a voice call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Koror, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).

Executive Session for the Discussion of Personnel.

Trustee Koror moved, seconded by Trustee Boyle, to enter into Executive session for the discussion of (1) Personnel. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Koror, Lackner); Nays: None; Absent: Two (Ansani, Kozonis). Executive Session entered at 8:44pm.

There being no further discussion in executive session, Trustee Fisher moved, seconded by Trustee Koror, to exit out of Executive Session. On a roll call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Koror, Lackner); Nays: None; Absent: Two (Ansani, Kozonis). Executive session exited at 9:26pm.

Adjournment

Trustee Fisher moved, seconded by Trustee Koror, to adjourn the meeting at 9:27pm. On a voice call vote, the motion was approved. Ayes: Four (Boyle, Fisher, Koror, Lackner); Nays: None; Absent: Two (Ansani, Kozonis).