



VILLAGE OF WILMETTE

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MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILMETTE, ILLINOIS HELD IN THE COUNCIL ROOM OF SAID VILLAGE HALL, 1200 WILMETTE AVENUE, WILMETTE, ILLINOIS ON TUESDAY, DECEMBER 9, 2008.

Item:

The Village President called the meeting to order at 7:37 p.m.

President Canning asked Boy Scout Pack 8 to lead the pledge of allegiance.

1.0 ROLL CALL:

President	Christopher S. Canning
Trustees	Alan Swanson
	John Levin
	Mari Terman
	Karen Spillers
	Mike Basil
Absent:	Lali Watt

Staff Present: Timothy J. Frenzer, Interim Village Manager/Corporation Counsel
 Kathleen Gargano, Assistant Village Manager
 Michael Braiman, Assistant to the Village Manager
 Barbara L. Hirsch, Deputy Village Clerk
 John Adler, Director of Community Development
 Bob Amoruso, Finance Director

2.0 APPROVAL OF MINUTES:

2.1 Trustee Terman moved approval of minutes of the Regular Board meeting held November 24, 2008, seconded by Trustee Levin. All voted aye, the motion carried.

3.0 PETITIONS AND COMMUNICATIONS:

4.0 REPORTS OF OFFICERS:

Timothy J. Frenzer, Interim Village Manager, said the Village has been notified by the CTA that effective January 1, 2009, the parking rates will be raised at the Fourth Street and Linden Avenue parking lot. The Village has been advised that the 12 hour parking rate will increase to \$4.00 and the monthly parking permit rate will increase to \$80.00. The Village will notice the new rates by mail, the website and Channel 6.

Mr. Frenzer said the railroad crossings at Green Bay Road and Lake Avenue, Central Avenue and Wilmette Avenue had been scheduled to be completed by the Illinois Commerce Commission today, but due to bad weather the date has to be rescheduled.

Mr. Frenzer noted that this week is the last round of leaf collection pick up. Public Works will try to complete the pick up, working around snow removal schedules. He asked residents to please keep leaves remaining on the property after this Friday, December 12 until spring of 2009.

Mr. Frenzer said the Village of Wilmette and the Wilmette Park District are working together to provide Christmas tree recycling at four parks in the Village. Information will be provided regarding the drop off areas and times on the Village website, Channel 6 and the Pioneer Press.

4.1 Consent Agenda. Trustee Spillers removed item 6.14. Trustee Terman moved approval of the remaining items of the Consent Agenda as follows:

- 6.11 Minutes, Plan Commission.
- 6.12 Minutes, Land Use Committee.
- 6.13 Approval of formation of Ad-hoc Zoning Review Committee.
- 6.15 Adoption of Ordinance #2008-O-96 regarding local landmark status for 507 Lake Avenue, Case #2008-HPC-01.
- 6.16 Adoption of Ordinance #2008-O-97 regarding local landmark status for 737 Park Avenue, Case #2008-HPC-02.
- 6.17 ZBA Report, Case #2008-Z-51, 2508 Thornwood Avenue regarding a request for variations all to allow a two-story addition to the legal nonconforming home in accordance with the plans submitted; adoption of Ordinance #2008-O-99.
- 6.18 ZBA Report, Case #2008-Z-66, 945 Michigan Avenue regarding a request for a variation to allow the replacement of a cabana in accordance with the plans submitted; adoption of Ordinance #2008-O-100.
- 6.19 ZBA Report, Case #2008-Z-67, 83 Indian Hill Road regarding a request for a variation to allow the construction of an in-ground swimming pool in accordance with the plans submitted; adoption of Ordinance #2008-O-101.

- 6.191 ZBA Report, Case #2008-Z-68, 32-34 Linden Avenue regarding a request for variations to allow the construction of a 6' fence and 6.5' gate in a required front yard in accordance with the plans submitted; adoption of Ordinance #2008-O-102.
- 6.21 Presentation of the October 31, 2008 Revenue and Expense Report.
- 6.22 Presentation of the October 31, 2008 Treasurer's Report of Cash Receipts and Disbursements.
- 6.23 Presentation of the October 31, 2008 Cash and Investments Summary.
- 6.24 Adoption of Resolution #2008-R-40, which grants authority to file with the Cook County Property Tax Board of appeals an objection to the reassessment appeal filed by William W. Boyd concerning 1160 Michigan Avenue, for assessment year 2007.
- 6.25 Adoption of Resolution #2008-R-41, which grants authority to file with the Cook County Property Tax Board of Appeals an objection to the reassessment appeal filed by Greg Miastkowski concerning 1343 Ridge Road, for assessment year 2007.
- 6.26 Adoption of Ordinance #2008-O-84 abating the tax levy requirements of General Obligation Bond Ordinance # 99-0-28.
- 6.27 Adoption of Ordinance #2008-O-85 abating the tax levy requirements of General Obligation Bond Ordinance #2002-O-10
- 6.28 Adoption of Ordinance #2008-O-86 abating the tax levy requirements of General Obligation Bond Ordinance #2004-O-110.
- 6.29 Adoption of Ordinance #2008-O-87 abating the tax levy requirements of General Obligation Bond Ordinance #2007-O-54.
- 6.291 Adoption of Ordinance #2008-O-88 regarding increases to certain Village fees, permits, fines and licenses fees effective January 1, 2009.
- 6.292 Adoption of Ordinance #2008-O-90 regarding increasing the monthly refuse fee from \$15.65 to \$17.00, effective January 1, 2009.
- 6.293 Adoption of Ordinance #2008-O-89 regarding increasing the water/sewer rate from \$4.65 per 100 cubic feet to \$5.05, effective March 1, 2009.
- 6.31 Minutes, Fine Arts Committee.
- 6.32 Presentation of Flag Sign Report.
- 6.33 Adoption of Ordinance #2008-O-95 amending the Wilmette Village Code, Chapter 2 (Administration) regarding signatures on Village warrants.
- 6.41 Approval of contracts with LCI Ltd., Jacksonville Beach, FL; Delta Chemical Corp., Baltimore, MD; JCI Jones Chemicals, Beech Grove, IN; Carus Phosphate Inc., Belmont, NC for the purchase of treatment chemicals for the Water Plant.

- 6.51 Adoption of Ordinance #2008-O-81 to allow the sale of the Fire Department ladder truck to Las Parejas, Argentina for the amount of \$33,000.
- 6.61 Adoption of Ordinance #2008-O-82 amending the Wilmette Village Code, Chapter 11 (Liquor Control Ordinance), reducing the number of Class B liquor licenses by one.
- 8.1 Notice of vacancy, Board of Health.
- 8.2 Notice of vacancy, Plan Commission.
- 8.3 Notice of vacancy, Housing Commission.
- 8.4 Notice of vacancy, Community Relations Commission.
- 8.5 Notice of vacancy, Board of Health.
- 8.6 Notice of vacancy, Youth Commission.
- 8.7 Notice of vacancy, Fine Arts Commission.
- 8.8 Notice of vacancy, Historic Preservation Commission.
- 8.9 Notice of vacancy, Historic Preservation Commission.
- 8.91 Notice of vacancy, Housing Commission.
- 9.1 Notice of vacancy, Historic Preservation Commission.
- 9.2 Notice of vacancy, Plan Commission.
- 9.3 Notice of vacancy, Plan Commission.
- 9.4 Recommendation of appointment, Environmental and Energy Commission.

Trustee Levin seconded the motion. Voting yes: Trustees Swanson, Levin, Terman, Spillers, Basil and President Canning. Voting no: none. The motion carried.

4.2 Proclamation designating December 2008 as Drunk and Drugged Driving Prevention Month.

President Canning read aloud the Proclamation designating December 2008 as Drunk and Drugged Driving Prevention Month.

4.3 Proclamation recognizing New Trier High School Soccer Team State Champions.

President Canning read aloud the Proclamation recognizing New Trier High School Soccer Team State Champions. He congratulated Coach Craig Fairbairn, team captains Chris Ritter, Alex Voorhees and Wilmette residents Ryan Formen and Kyle McCrudden and presented them with the Proclamation.

5.0 REPORT OF THE LIQUOR CONTROL COMMISSIONER:

No Report.

6.0 STANDING COMMITTEE REPORTS:

6.1 LAND USE COMMITTEE REPORT:

- 6.11 Presentation of minutes of the Plan Commission meeting held November 6, 2008 was handled with the Consent Agenda.
- 6.12 Presentation of minutes of the Land Use Committee meeting held November 12, 2008 was handled with the Consent Agenda.
- 6.13 Approval of formation of Ad-Hoc Zoning Review Committee was handled with the Consent Agenda.
- 6.14 Introduction of Ordinance #2008-O-98, repealing Ordinance #2007-O-50 that had previously authorized a development agreement and granted a special use for a planned unit development at 611 Green Bay Road.

Trustee Swanson introduced Ordinance #2008-O-98, repealing Ordinance #2007-O-50 that had previously authorized a development agreement and granted a special use for a planned unit development at 611 Green Bay Road.

Trustee Spillers said she removed the item from the Consent Agenda as many residents have asked her for updates regarding the project at 611 Green Bay Road. She noted Mr. Frenzer had provided the Board with a memo and asked him to summarize the information.

Mr. Frenzer said the developer of 611 Green Bay Road, West Village Center, LLC, has ceased marketing the property for the uses approved with the Planned Unit Development (PUD), has abandoned the original development plan, and has filed a new PUD application for a differing mixed commercial and office use on the same property. Neither party has executed the development agreement in light of the abandonment of the project. It is necessary and appropriate for the Village Board to repeal Ordinance #2007-O-50, thereby repealing the original PUD approval and approval of the development agreement.

- 6.15 Adoption of Ordinance #2008-O-96 regarding local landmark status for 507 Lake Avenue, Case #2008-HPC-01 was handled with the Consent Agenda.
- 6.16 Adoption of Ordinance #2008-O-97 regarding local landmark status for 737 Park Avenue, Case #2008-HPC-02 was handled with the Consent Agenda.
- 6.17 Zoning Board of Appeals Report, Case #2008-Z-51, 2508 Thornwood Avenue regarding a request for a 12.42' front yard setback variation, a 11.42' front porch setback variation, a 14.37' eave setback variation, a 338.87 square foot (18.07%) front yard impervious surface variation and a 16.57 square foot (0.17%) total floor area variation all to allow a two-story addition to the legal nonconforming home in accordance with the plans submitted; adoption of Ordinance #2008-O-99.

The request was handled with the Consent Agenda for a 12.42' front yard setback variation, a 11.42' front porch setback variation, a 14.37' eave setback variation, a 338.87 square foot (18.07%) front yard impervious surface variation and a 16.57 square foot (0.17%) total floor area variation all to allow a two-story addition to the legal nonconforming home in accordance with the plans submitted. Ordinance #2008-O-99 was adopted with the Consent Agenda, authorizing the variations of this case.

- 6.18 Zoning Board of Appeals Report, Case #2008-Z-66, 945 Michigan Avenue regarding a request for a 139.79 square foot (4.66%) rear yard structural impervious surface coverage variation to allow the replacement of a cabana in accordance with the plans submitted; adoption of Ordinance #2008-O-100.

The request was handled with the Consent Agenda for a 139.79 square foot (4.66%) rear yard structural impervious surface coverage variation to allow the replacement of a cabana in accordance with the plans submitted. Ordinance #2008-O-100 was adopted with the Consent Agenda, authorizing the variations of this case.

- 6.19 Zoning Board of Appeals Report, Case #2008-Z-67, 83 Indian Hill Road regarding a request for a 44.5' front yard setback variation to allow the construction of an in-ground swimming pool in accordance with the plans submitted; adoption of Ordinance #2008-O-101.

The request was handled with the Consent Agenda for a 44.5' front yard setback variation to allow the construction of an in-ground swimming pool in accordance with the plans submitted. Ordinance #2008-O-101 was adopted with the Consent Agenda, authorizing the variations of this case.

- 6.191 Zoning Board of Appeals Report, Case #2008-Z-68, 32-34 Linden Avenue regarding a request for a 2' fence height variation and a 2.5' fence height variation to allow the construction of a 6' fence and 6.5' gate in a required front yard in accordance with the plans submitted; adoption of Ordinance #2008-O-102.

The request was handled with the Consent Agenda for a 2' fence height variation and a 2.5' fence height variation to allow the construction of a 6' fence and 6.5' gate in a required front yard in accordance with the plans submitted. Ordinance #2008-O-102 was adopted with the Consent Agenda, authorizing the variations of this case.

6.2 FINANCE COMMITTEE REPORT:

- 6.21 Presentation of the October 31, 2008 Revenue and Expense Report was handled with the Consent Agenda.
- 6.22 Presentation of the October 31, 2008 Treasurer's Report of Cash Receipts and Disbursements was handled with the Consent Agenda.
- 6.23 Presentation of the October 31, 2008 Cash and Investments Summary was handled with the Consent Agenda.
- 6.24 Adoption of Resolution #2008-R-40, which grants authority to file with the Cook County Property Tax Board of appeals an objection to the reassessment appeal filed by William W. Boyd concerning 1160 Michigan Avenue, for assessment year 2007 was handled with the Consent Agenda.
- 6.25 Adoption of Resolution #2008-R-41, which grants authority to file with the Cook County Property Tax Board of Appeals an objection to the reassessment appeal filed by Greg Miastkowski concerning 1343 Ridge Road, for assessment year 2007 was handled with the Consent Agenda.
- 6.26 Adoption of Ordinance #2008-O-84 abating the tax levy requirements of General Obligation Bond Ordinance # 99-0-28 was handled with the Consent Agenda.
- 6.27 Adoption of Ordinance #2008-O-85 abating the tax levy requirements of General Obligation Bond Ordinance #2002-O-10 was handled with the Consent Agenda.

- 6.28 Adoption of Ordinance #2008-O-86 abating the tax levy requirements of General Obligation Bond Ordinance #2004-O-110 was handled with the Consent Agenda.
- 6.29 Adoption of Ordinance #2008-O-87 abating the tax levy requirements of General Obligation Bond Ordinance #2007-O-54 was handled with the Consent Agenda.
- 6.291 Adoption of Ordinance #2008-O-88 regarding increases to certain Village fees, permits, fines and licenses fees effective January 1, 2009 was handled with the Consent Agenda.
- 6.292 Adoption of Ordinance #2008-O-90 regarding increasing the monthly refuse fee from \$15.65 to \$17.00, effective January 1, 2009 was handled with the Consent Agenda.
- 6.293 Adoption of Ordinance #2008-O-89 regarding increasing the water/sewer rate from \$4.65 per 100 cubic feet to \$5.05, effective March 1, 2009 was handled with the Consent Agenda.
- 6.294 Public hearing regarding the 2008 Tax Levy.

President Canning opened the public hearing at 7:55 p.m.

President Canning closed the public hearing at 7:56 p.m.

- 6.295 Adoption of Ordinance #2008-O-83 regarding the 2008 Tax Levy.

Kathleen Gargano, Assistant Village Manager, said each year the Village Board establishes a property tax levy to finance the budget. The 2008 Tax Levy provides for a 5.92% increase over the 2007 Levy. She noted that 1.4% increase is due to Fire and Police Pension growth and 2.15% is attributed to paying down debt from infrastructure improvements made over the past decade. The increase in the proposed Tax Levy will amount to an increase of \$6.05 to the average homeowner.

Trustee Terman moved adoption of Ordinance #2008-O-83 regarding the 2008 Tax Levy, seconded by Trustee Basil.

Voting yes: Trustees Swanson, Levin, Terman, Spillers, Basil and President Canning. Voting no: none. The motion carried.

6.3 ADMINISTRATION COMMITTEE REPORT:

- 6.31 Presentation of minutes of the Fine Arts Committee meeting held October 20, 2008 was handled with the Consent Agenda.
- 6.32 Presentation of Flag Sign Report was handled with the Consent Agenda.
- 6.33 Adoption of Ordinance #2008-O-95 amending the Wilmette Village Code, Chapter 2 (Administration) regarding signatures on Village warrants was handled with the Consent Agenda.

6.4 MUNICIPAL SERVICES COMMITTEE REPORT:

- 6.41 Approval of contracts with LCI Ltd., Jacksonville Beach, FL; Delta Chemical Corp., Baltimore, MD; JCI Jones Chemicals, Beech Grove, IN; Carus Phosphate Inc., Belmont, NC for the purchase of treatment chemicals for the Water Plant was handled with the Consent Agenda.

6.5 PUBLIC SAFETY COMMITTEE REPORT:

- 6.51 Adoption of Ordinance #2008-O-81 to allow the sale of the Fire Department ladder truck to Las Parejas, Argentina for the amount of \$33,000 was handled with the Consent Agenda.

6.6 JUDICIARY COMMITTEE REPORT:

- 6.61 Adoption of Ordinance #2008-O-82 amending the Wilmette Village Code, Chapter 11 (Liquor Control Ordinance), reducing the number of Class B liquor licenses by one was handled with the Consent Agenda.

7.0 REPORTS FROM SPECIAL COMMITTEES:

No Reports.

8.0 UNFINISHED BUSINESS:

- 8.1 Notice of vacancy on the Board of Health due to the term expiration of Malcolm Hast was handled with the Consent Agenda.

- 8.2 Notice of vacancy on the Plan Commission due to the term expiration of Vince McBrien was handled with the Consent Agenda.
- 8.3 Notice of vacancy on the Housing Commission due to the term expiration of Marilyn Schaffer was handled with the Consent Agenda.
- 8.4 Notice of vacancy on the Community Relations Commission due to the term expiration of Shahid Siddiqui was handled with the Consent Agenda.
- 8.5 Notice of vacancy on the Board of Health due to the term expiration of Diana Hackbarth was handled with the Consent Agenda.
- 8.6 Notice of vacancy on the Youth Commission due to the term expiration of Melissa Miller was handled with the Consent Agenda.
- 8.7 Notice of vacancy on the Fine Arts Commission due to the term expiration of Peter Yang was handled with the Consent Agenda.
- 8.8 Notice of vacancy on the Historic Preservation Commission due to the term expiration of Martin Jaffe was handled with the Consent Agenda.
- 8.9 Notice of vacancy on the Historic Preservation Commission due to the resignation of Paul Schwab was handled with the Consent Agenda.
- 8.91 Notice of vacancy on the Housing Commission due to the term expiration of John Thomason was handled with the Consent Agenda.
- 9.0 NEW BUSINESS:
 - 9.1 Notice of vacancy on the Historic Preservation Commission due to the term expiration of Peter Gutzmer was handled with the Consent Agenda.
 - 9.2 Notice of vacancy on the Plan Commission due to the term expiration of Vernon Voigt was handled with the Consent Agenda.
 - 9.3 Notice of vacancy on the Plan Commission due to the term expiration of Charmain Borys-Later was handled with the Consent Agenda.
 - 9.4 Recommendation of appointment of Karen Glennemeier to the Environmental and Energy Commission from January 2010 to January 2011 was handled with the Consent Agenda.

10.0 ADJOURNMENT:

Trustee Terman moved to adjourn the meeting at 7:59 p.m., seconded by Trustee Levin. All voted aye, the motion carried.

Barbara Hirsch
Deputy Village Clerk