



# 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, NOVEMBER 8, 2011.**

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Item:

The Village President called the meeting to order at 7:36 p.m.

1.0 ROLL CALL:

President Christopher S. Canning  
Trustees Alan Swanson  
Mike Basil  
Cameron Krueger  
Julie Wolf  
Absent: Bob Bielinski  
Ted McKenna

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

2.0 APPROVAL OF MINUTES:

2.1 Trustee Basil moved approval of minutes of the Regular Board meeting held October 25, 2011, seconded by Trustee Wolf. All voted aye, the motion carried.

3.0 PETITIONS AND COMMUNICATIONS:

Margaret Martin Heaton, resident of Linden Avenue, asked to remove item 6.11 from the Consent Agenda.

#### 4.0 REPORTS OF OFFICERS:

Village Manager Timothy Frenzer announced that on Wednesday, November 9, 2011 at 1 pm would be the first nationwide testing of the emergency alert system. The testing will be conducted by the United States Department of Homeland Security, FEMA and the Federal Communications Commission.

Mr. Frenzer noted that Friday, November 11, 2011 is Veteran's Day. The American Legion Post will have a ceremony at Veteran's Park on Central Avenue at 11 am.

President Canning announced the annual Interfaith Thanksgiving service will be held on Thursday, November 17, 2011 at 7pm at the Church of the Latter Day Saints, 2727 Lake Avenue. Everyone is welcome to attend and donations of canned food will be accepted to donate to the Wilmette Food Pantry.

#### 4.1 Consent Agenda. Trustee Wolf removed item 6.13. Trustee Basil moved approval of the Consent Agenda as follows:

6.12 ZBA Report, Case #2011-Z-45, 3451 Riverside Drive regarding a request for variations to permit the retention of a patio expansion on the legal nonconforming structure in accordance with the plans submitted; adoption of Ordinance #2011-O-75.

6.21 Presentation of the September 2011 Disbursements.

6.22 Introduction of Ordinance #2011-O-73 regarding increasing the monthly refuse fee from \$20.20 to \$20.90 effective January 1, 2012.

6.23 Introduction of Ordinance #2011-O-74 regarding increases to certain Village fees, permits, fines and licenses fees effective January 1, 2012.

6.31 Adoption of Resolution #2011-R-40 regarding adjustments to the employee pay plan for employees hired prior to January 1, 2011.

6.32 Adoption of Resolution #2011-R-41 regarding adjustments to the employee pay plan for employees hired on or after January 1, 2011.

8.1 Notice of vacancy, Historic Preservation Commission.

8.2 Notice of vacancy, Appearance Review Commission.

8.3 Notice of vacancy, Historic Preservation Commission.

8.4 Notice of vacancy, Housing Commission.

8.5 Notice of vacancy, Housing Commission.

8.6 Notice of vacancy, Historic Preservation Commission.

8.7 Notice of vacancy, Appearance Review Commission.

8.8 Notice of vacancy, Transportation Commission.

9.1 Recommendation of reappointment, Historic Preservation Commission.

Trustee Wolf seconded the motion. Voting yes: Trustees Swanson, Basil, Krueger, Wolf, and President Canning. Voting no: none. The motion carried.

4.2 Announcement of cancellation of the December 27, 2011 Regular Village Board meeting.

President Canning announced the cancellation of the December 27, 2011 Regular Village Board meeting.

5.0 REPORT OF THE LIQUOR CONTROL COMMISSIONER:

No Report.

6.0 STANDING COMMITTEE REPORTS:

6.1 LAND USE COMMITTEE REPORT:

6.11 Adoption of Ordinance #2011-O-71 approving a zoning text amendment to add Drive-in services as a special use in the Planned Commercial Development 2 District.

Trustee Swanson moved adoption of Ordinance #2011-O-71 approving a zoning text amendment to add Drive-in services as a special use in the Planned Commercial Development 2 (PCD2) District, seconded by Trustee Basil.

Margaret Martin Heaton, Linden Avenue, asked for more explanation regarding the zoning text amendment.

John Adler, Director of Community Development, said the zoning text amendment is specific to the PCD2 District which includes all of Plaza del Lago and the area from 10<sup>th</sup> and Sheridan to Westerfield and Sheridan. The text amendment is for the entire district which means any business in that district could ask for a drive-in facility as a special use.

Trustee Basil noted that drive-in services used to be permitted in the area.

Mr. Adler said drive-in services were permitted in that district up until 1990 as the Harris Bank has a drive-in service area.

President Canning noted that the proposed ordinance comes with a positive recommendation from the Land Use Committee, who held a public hearing on the issue.

Gale Roberson, attorney for the petitioner of 1515 Sheridan Road, said the proposed ordinance has been addressed by the petitioner and he would be happy to answer any questions from the Village Board.

Trustee Swanson said the Land Use Committee's recommendation is in the report to the Village Board and was unanimously approved.

Trustee Basil said the proposed ordinance is a restoration of potential use that has previously existed at the location and exists elsewhere in the Village and does not seem incompatible with existing patterns of consumer demands.

Trustees Krueger and Wolf agreed with Trustees Swanson and Basil.

President Canning agreed with his fellow Trustees regarding the recommendation of the Land Use Committee.

Voting yes: Trustees Swanson, Basil, Krueger, Wolf and President Canning. Voting no: none. The motion carried.

- 6.12 Zoning Board of Appeals Report, Case #2011-Z-45, 3451 Riverside Drive regarding a request for a 307.71 square foot (11.61%) rear yard total impervious surface coverage variation to permit the retention of a patio expansion on the legal nonconforming structure in accordance with the plans submitted; adoption of Ordinance #2011-O-75.

The request was handled with the Consent Agenda for a 307.71 square foot (11.61%) rear yard total impervious surface coverage variation to permit the retention of a patio expansion on the legal nonconforming structure in accordance with the plans submitted. Ordinance #2011-O-75 was adopted with the Consent Agenda authorizing the variation of this case.

- 6.13 Zoning Board of Appeals Report, Case #2011-Z-47, 1515 Sheridan Road regarding a request for a special use to allow a drive-in pharmacy as part of a commercial retail establishment (CVS Pharmacy), a variation from the requirement for five stacking spaces per cashier, teller, or similar employee transacting business directly with drive-in customers, and a variation from the requirement that vehicular access to the drive-in window be provided only from a collector or major street to permit a drive-in pharmacy in accordance with the plans submitted and conditioned upon amending the Zoning Ordinance to create the special use. The use shall run with the use; adoption of Ordinance #2011-O-76.

Trustee Swanson moved to grant a request for a special use to allow a drive-in pharmacy as part of a commercial retail establishment (CVS Pharmacy), a variation from the requirement for five stacking spaces per cashier, teller, or similar employee transacting business directly with drive-in customers, and a variation from the requirement that vehicular access to the drive-in window be provided only from a collector or major street to permit a drive-in pharmacy in accordance with the plans submitted and conditioned upon amending the Zoning Ordinance to create the special use. The use shall run with the use, seconded by Trustee Basil.

President Canning noted that the recommendation received a positive recommendation from the Zoning Board of Appeals.

Gale Roberson, attorney for the petitioner, noted that the petitioner Joe Moss was present, Michael Hanning who represents CVS, and Javier Millan with KLOA Inc., who completed the traffic study.

Trustee Wolf asked how the new traffic pattern would be communicated to residents.

Mr. Roberson said there would be signage to indicate direction and also a concrete buffer to indicate certain turns would not be allowed. He noted that the petitioner and Village staff have worked together on the site for directional signage.

Ms. Martin Heaton said the Village has signs throughout the Village regarding cars idling, she wondered how the cars idling at the drive-in facility of the CVS would be addressed.

Mr. Roberson said CVS does not expect to have more than 6-8 cars in an hour as the window is only for drop off and pick-up of prescriptions, there will be no waiting for a prescription at the drive-in window so idling time will be minimal.

President Canning said the Village has policies regarding the idling of Village vehicles but does not have an ordinance regarding vehicles idling on private property.

Trustee Krueger asked if there would be amplification or speaker system at the drive-in window.

Mr. Manning said there is a small amplification at the drive-in behind the glass window.

Trustee Krueger asked if it would be possible for residents to hear the sound amplification of the drive-in window.

Mr. Adler said he did not believe sound would project far enough from the proposed area of the drive-in window for residents to hear.

Trustee Swanson said he believed the Zoning Board of Report findings were appropriate. He is very happy to have CVS in the Village and is happy to see a new business in Plaza del Lago.

Trustee Basil thanked CVS for the proposal and the hard work done to make the proposed store a fine use for the existing building.

Trustee Krueger agreed with Trustees Swanson and Basil.

Trustee Wolf said she believes the proposed use has been well thought out and commended the petitioner for working well with Village staff. She believes the proposed CVS will be a great addition to the community.

Trustee Wolf asked if the CVS signage and awning would be subject to the Appearance Review Commission.

Mr. Adler said the façade would be subject to appearance review. If the signage is conforming to the local sign ordinance it would not be subject to appearance review.

President Canning said in a previous study one of the key findings was a desire of the community to have a pharmacy in the east Wilmette area. He believes the proposed CVS pharmacy will help the community flourish.

Voting yes: Trustees Swanson, Basil, Krueger, Wolf and President Canning. Voting no: none. The motion carried.

Trustee Swanson moved adoption of Ordinance #2011-O-76 authorizing the special use and variations of this case, seconded by Trustee Basil.

Voting yes: Trustees Swanson, Basil, Krueger, Wolf and President Canning. Voting no: none. The motion carried

## 6.2 FINANCE COMMITTEE REPORT:

6.21 Presentation of the September 2011 Disbursements was handled with the Consent Agenda.

6.22 Introduction of Ordinance #2011-O-73 regarding increasing the monthly refuse fee from \$20.20 to \$20.90 effective January 1, 2012 was handled with the Consent Agenda.

6.23 Introduction of Ordinance #2011-O-74 regarding increases to certain Village fees, permits, fines and licenses fees effective January 1, 2012 was handled with the Consent Agenda.

6.24 Introduction of Ordinance #2011-O-72 regarding approval of appropriations for fiscal year 2011 budget.

President Canning introduced Ordinance #2011-O-72 regarding approval of appropriations for fiscal year 2011 budget.

Village Manager Timothy Frenzer said the Appropriations Ordinance is based on the budget that was presented to the Village Board in October. The budget will freeze the water and sewer rates for the first time in 10 years, the property tax increase is the smallest in 12 years, will restore reserves to 100% of funding for water and sewer funds and 90% funding for the general fund, and enable the Village to make significant strides in capital spending for critical infrastructure improvements. He said most importantly, the Village is one of the few municipalities that is submitting a budget that is both balanced and does not draw down on its reserves.

He thanked the Village Board for its hard work and effort. He also thanked the budget team of Bob Amoruso, Kathleen Gargano, John Prejzner and Brandiss West.

Mr. Frenzer said there will be a Public Hearing on the adoption of the Appropriations Ordinance at the November 22, 2011 Regular Village Board Meeting.

6.3 ADMINISTRATION COMMITTEE REPORT:

6.31 Adoption of Resolution #2011-R-40 regarding adjustments to the employee pay plan for employees hired prior to January 1, 2011 was handled with the Consent Agenda.

\*6.32 Adoption of Resolution #2011-R-41 regarding adjustments to the employee pay plan for employees hired on or after January 1, 2011 was handled with the Consent Agenda.

6.4 MUNICIPAL SERVICES COMMITTEE REPORT:

No Report.

6.5 PUBLIC SAFETY COMMITTEE REPORT:

No Report.

6.6 JUDICIARY COMMITTEE REPORT:

No Report.

7.0 REPORTS FROM SPECIAL COMMITTEES:

No Reports.

8.0 UNFINISHED BUSINESS:

8.1 Notice of vacancy on the Historic Preservation Commission due to the term expiration of William Shapiro was handled with the Consent Agenda.

8.2 Notice of vacancy on the Appearance Review Commission due to the resignation of Paul Holzman was handled with the Consent Agenda.

- 8.3 Notice of vacancy on the Historic Preservation Commission due to the term expiration of Kevin Kirkpatrick was handled with the Consent Agenda.
- 8.4 Notice of vacancy on the Housing Commission due to the term expiration of Polly Kuehl was handled with the Consent Agenda.
- 8.5 Notice of vacancy on the Housing Commission due to the term expiration of Jack Rosenberg was handled with the Consent Agenda.
- 8.6 Notice of vacancy on the Historic Preservation Commission due to the resignation of Raymond Pruchnicki was handled with the Consent Agenda.
- 8.7 Notice of vacancy on the Appearance Review Commission due to the resignation of Julie Wolf was handled with the Consent Agenda.
- 8.8 Notice of vacancy on the Transportation Commission due to the term expiration of Keith Mackenzie was handled with the Consent Agenda.

9.0 NEW BUSINESS:

- 9.1 Recommendation of reappointment of Robert Fitzgerald to the Historic Preservation Commission from December 2011 to December 2015 was handled with the Consent Agenda.

10.0 ADJOURNMENT:

Trustee Basil moved to adjourn the meeting at 8:11 p.m., seconded by Trustee Swanson. All voted aye, the motion carried.

Barbara L. Hirsch  
Deputy Village Clerk