



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, FEBRUARY 25, 2014.

ITEM:

The Village President called the meeting to order at 7:32 p.m.

1.0 ROLL CALL:

President Bob Bielinski
Trustees Alan Swanson
 Carol Ducommun
 Cameron Krueger
 Julie Wolf
 Ted McKenna
 Mike Basil

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

2.0 APPROVAL OF MINUTES:

2.1 Trustee Wolf moved approval of minutes of the Regular Board meeting held February 11, 2014, seconded by Trustee Ducommun. All voted aye, the motion carried.

3.0 PETITIONS AND COMMUNICATIONS:

4.0 REPORTS OF OFFICERS:

4.1 Consent Agenda. Trustee Krueger removed item 6.13 from the Consent Agenda. Trustee Wolf moved approval of the remaining items of the Consent Agenda as follows:

- 6.11 Minutes, Appearance Review Commission.
- 6.12 Minutes, Zoning Board of Appeals.

- 6.21 Presentation of the December 2013 Treasurer's Report of Cash Receipts and Disbursements.
- 6.22 Presentation of the December 2013 Investment Summary.
- 6.23 Approval of the January 2014 Disbursements Report.
- 6.24 Adoption of Resolution #2014-R-10 approving investments as previously authorized in the Illinois Funds money market accounts for the month of January 2014.
- 6.25 Presentation of the December 2013 Revenue and Expense Report.

- 6.31 Minutes, Environmental and Energy Commission.
- 6.32 Minutes, Historic Preservation Commission.
- 6.33 Minutes, Ad Hoc Committee for the Private Funding of the Housing Assistance Program.
- 6.34 Minutes, Ad Hoc Committee for the Private Funding of the Housing Assistance Program.
- 6.35 Approval of Employment Agreement for Village Manager.

- 6.41 Approval of three year contract, distributed between Acres Group, Wauconda, IL and Arthur Weiler Nursery Inc., Zion, IL for tree planting.
- 6.42 Approval of change order, Advanced Waste Services, Milwaukee, WI for the Water Plant Cleaning Project.
- 6.43 Approval of contract, Insituform Technologies USA, Inc., Chesterfield, MO for the Sewer Lining Program.
- 6.44 Approval to authorize the Village Manager to execute an Intergovernmental Agreement with the Village of Kenilworth for the sharing of costs related to designing an In-Line Pumping Station and approve a contract with Stanley Engineering to complete the design work in an amount not to exceed \$151,438.

- 6.61 Minutes, Judiciary Committee.

- 6.62 Introduction of Ordinance #2014-O-8 amending the Village Code, Chapter 11 to create and issue a Class M-1 liquor license to Nick's (1168 Wilmette Avenue).; Waiver of rules – Adoption of Ordinance #2014-O-8 amending the Village Code, Chapter 11 to create and issue a Class M-1 liquor license to Nick's (1168 Wilmette Avenue).
- 8.1 Notice of vacancy, Housing Commission.
- 8.2 Notice of vacancy, Housing Commission.
- 8.3 Notice of vacancy, Electrical Commission.
- 8.4 Notice of vacancy, Historic Preservation Commission.
- 8.5 Notice of vacancy, Environmental and Energy Commission.
- 8.6 Notice of vacancy, Transportation Commission.
- 8.7 Notice of vacancy, Environmental and Energy Commission.
- 8.8 Notice of vacancy, Environmental and Energy Commission.
- 8.9 Notice of vacancy, Historic Preservation Commission.
- 8.91 Notice of vacancy, Appearance Review Commission.
- 9.1 Reappointment, Board of Fire and Police Commissioners.
- 9.2 Reappointment, Building Code Board of Appeal.
- 9.3 Reappointment, Appearance Review Commission.
- 9.4 Recommendation of reappointment, Housing Commission.

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

- 4.2 Request for an Executive Session to discuss the sale or lease of real estate pursuant to Section 2 (c) (6) and the purchase or lease of real property for the use of the public body pursuant to Section 2 (c) (5) of the Illinois Open Meetings Act.

Village Manager Timothy Frenzer said the Police Department, Fire Department and Park District are asking residents to please be safe and stay off the ice on Lake Michigan. The ice is highly unstable and dangerous and there have been several calls for emergency rescue service due to people walking on the ice.

Mr. Frenzer said due to the large amounts of snow and cold weather this winter, the Village streets have experienced many pot holes. Residents should call the Public Works Department to report a pot hole problem as the Public Works crew are currently trying to fill all potholes as they become aware of them.

Mr. Frenzer noted that one of the items approved by the Village Board this evening was an Intergovernmental Agreement with the Village of Kenilworth for the sharing of costs related to designing an In-Line Pumping Station which will allow Kenilworth to purchase its water from the Village of Wilmette. The agreement should result in a savings for the residents of Kenilworth as well as additional wholesale revenue for the Village of Wilmette.

Village President Bob Bielinski said the Village Board also approved a contract this evening for tree planting and reminded residents that the Village has a cost sharing tree planting program. If residents are interested in having a tree planted in the parkway, please contact the Public Works Department.

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 Appearance Review Commission meeting held January 13, 2014 was handled with the Consent Agenda.

6.12 Presentation of minutes of the Zoning Board of Appeals meeting held January 15, 2014 was handled with the Consent Agenda.

6.13 Adoption of Ordinance #2014-O-7 approving a request for a 390.77 square foot (19.54%) front yard impervious surface coverage variation to permit the retention of a front walkway on a legal non-conforming structure at 1045 New Trier Court in accordance with the plans submitted.

Trustee Swanson moved adoption of Ordinance #2014-O-7 approving a request for a 390.77 square foot (19.54%) front yard impervious surface coverage variation to permit the retention of a front walkway on a legal non-conforming structure at 1045 New Trier Court in accordance with the plans submitted, seconded by Trustee Basil.

Trustee Krueger said he removed the item from the Consent Agenda as he previously voted against the request and wanted residents to be aware that permits are needed before any work can be done.

Voting yes: Trustees Swanson, Ducommun, Wolf, McKenna, Basil and President Bielinski. Voting no: Trustee Krueger. The motion carried.

- 6.14 Zoning Board of Appeals Report, Case #2014-Z-04, 1106 Greenwood regarding a request for a 713.4 square foot (5.95%) total floor area variation to permit the construction of a first floor mud room and a second floor addition on a legal nonconforming structure in accordance with the plans submitted.

Trustee Swanson moved to grant a request for a 713.4 square foot (5.95%) total floor area variation to permit the construction of a first floor mud room and a second floor addition on a legal nonconforming structure in accordance with the plans submitted, seconded by Trustee Ducommun.

President Bielinski noted that the request received a negative recommendation from the Zoning Board of Appeals and will need five positive votes to overturn the recommendation.

Kevin McCalla, applicant, and Jeremy Stanulis, architect for the project, were present to address the Village Board.

Mr. McCalla reviewed the request as presented in the Zoning Board of Appeals report noting that the house is over 100 years old and they would like to update and modernize the high use areas of the home.

Trustee Swanson asked for clarification regarding the placement of the chimney in the proposed plan.

Mr. McCalla said the current chimney would be removed and replaced with a vent system.

Trustee Basil asked how high the attic space was and was it usable.

Mr. McCalla said the height in the attic is 6'8" and above and is mainly used for storage.

Trustee Wolf asked what the stairs from the mudroom would be constructed of.

Mr. McCalla said they have not decided if the stairs would be brick or wood but the base at the stairs would remain the same.

President Bielinski said many of the homes on the block are large and he asked if some of the homes on the block of 1100 Greenwood are also non-conforming.

John Adler, Director of Community Development, said he knows for sure that one of the homes is non-conforming and believes that six other homes would probably be non-conforming.

Trustee Ducommun asked Mr. Adler to explain how attic space is counted in the floor area requirements.

Mr. Adler said currently the petitioner's home is given a bonus of 299 square feet for attic space that is 6'9" or greater. This particular home has almost 1,000 square feet that is counting against it because it has a relatively tall attic. He said the new Zoning Ordinance that will go into effect shortly, would reduce the current variation by 140 square feet.

Trustee Krueger asked why the case received a negative recommendation.

Mr. Adler said the request must receive four positive votes from the seven members of the Zoning Board of Appeals. In this case, there were only four members of the Zoning Board present to hear the request and it received three positive votes and one negative vote.

President Bielinski noted that there was no one present to speak for or against the request.

Trustee Swanson said under the new Zoning Ordinance the variation will be less, there is no lot coverage issue and he believes if there had been a full Zoning Board present to hear the request, the request would have been granted. He will support the request.

Trustee Ducommun said she believes the request is reasonable and it will maintain an older home in the neighborhood. She was impressed with all the neighbors that wrote in support of the request as the petitioner has only lived in the home for six months. She will support the request.

Trustee Krueger said he also agrees that the request is reasonable and the support from the neighbors is strong. He supports the request.

Trustee Wolf said the proposed plans have been nicely thought out and believes the petitioner is doing a nice job to improve a 100 year old home. She will support the request.

Trustee McKenna said the precedent is simple due to attic space and garage space. The request is not uncommon and he will support it.

Trustee Basil said he appreciates the petitioner saving a fine older home and he will support the request.

President Bielinski said he agrees with his fellow Board members. The hardship of the request is an older home that was not built to the current Village Code and he will support the request.

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

6.2 FINANCE COMMITTEE REPORT:

- 6.21 Presentation of the December 2013 Treasurer's Report of Cash Receipts and Disbursements was handled with the Consent Agenda.
- 6.22 Presentation of the December 2013 Investment Summary was handled with the Consent Agenda.
- 6.23 Approval of the January 2014 Disbursements Report was handled with the Consent Agenda.
- 6.24 Adoption of Resolution #2014-R-10 approving investments as previously authorized in the Illinois Funds money market accounts for the month of January 2014 was handled with the Consent Agenda.

6.25 Presentation of the December 2013 Revenue and Expense Report was handled with the Consent Agenda.

6.3 ADMINISTRATION COMMITTEE REPORT:

6.31 Presentation of minutes of the Environmental and Energy Commission meeting held September 16, 2013 was handled with the Consent Agenda.

6.32 Presentation of minutes of the Historic Preservation Commission meeting held September 24, 2013 was handled with the Consent Agenda.

6.33 Presentation of minutes of the Ad Hoc Committee for the Private Funding of the Housing Assistance Program held January 7, 2014 was handled with the Consent Agenda.

6.34 Presentation of minutes of the Ad Hoc Committee for the Private Funding of the Housing Assistance Program held January 30, 2014 was handled with the Consent Agenda.

6.35 Approval of Employment Agreement for Village Manager was handled with the Consent Agenda.

6.4 MUNICIPAL SERVICES COMMITTEE REPORT:

6.41 Approval of three year contract at an estimated annual cost of \$34,000 distributed between Acres Group, Wauconda, IL and Arthur Weiler Nursery Inc., Zion, IL for tree planting was handled with the Consent Agenda.

6.42 Approval of change order in the amount of \$4,997 with Advanced Waste Services, Milwaukee, WI for the Water Plant Cleaning Project was handled with the Consent Agenda.

6.43 Approval of contract in the amount of \$685,862 with Insituform Technologies USA, Inc., Chesterfield, MO for the Sewer Lining Program was handled with the Consent Agenda.

6.44 Approval to authorize the Village Manager to execute an Intergovernmental Agreement with the Village of Kenilworth for the sharing of costs related to designing an In-Line Pumping Station and approve a contract with Stanley Engineering to complete the design work

in an amount not to exceed \$151,438 was handled with the Consent Agenda.

6.5 PUBLIC SAFETY COMMITTEE REPORT:

No Report.

6.6 JUDICIARY COMMITTEE REPORT:

6.61 Presentation of the minutes of the Judiciary Committee meeting held November 19, 2013 was handled with the Consent Agenda.

6.62 Introduction of Ordinance #2014-O-8 amending the Village Code, Chapter 11 to create and issue a Class M-1 liquor license to Nick's (1168 Wilmette Avenue).; Waiver of rules – Adoption of Ordinance #2014-O-8 amending the Village Code, Chapter 11 to create and issue a Class M-1 liquor license to Nick's (1168 Wilmette Avenue) was handled with the Consent Agenda.

7.0 REPORTS FROM SPECIAL COMMITTEES:

No Report.

8.0 UNFINISHED BUSINESS:

8.1 Notice of vacancy on the Housing Commission due to the term expiration of Jack Rosenberg was handled with the Consent Agenda.

8.2 Notice of vacancy on the Housing Commission due to the term expiration of Gregory Braun was handled with the Consent Agenda.

8.3 Notice of vacancy on the Electrical Commission due to the term expiration of Robert May was handled with the Consent Agenda.

8.4 Notice of vacancy on the Historic Preservation Commission due to the resignation of Senta Plunkett was handled with the Consent Agenda.

8.5 Notice of vacancy on the Environmental and Energy Commission due to the term expiration of Karen Glennemeier was handled with the Consent Agenda.

- 8.6 Notice of vacancy on the Transportation Commission due to the term expiration of Mark Wagstaff was handled with the Consent Agenda.
- 8.7 Notice of vacancy on the Environmental and Energy Commission due to the term expiration of Debra Favre was handled with the Consent Agenda.
- 8.8 Notice of vacancy on the Environmental and Energy Commission due to the term expiration of Charles Murdock was handled with the Consent Agenda.
- 8.9 Notice of vacancy on the Historic Preservation Commission due to the term expiration of Rich Lytle was handled with the Consent Agenda.
- 8.91 Notice of vacancy on the Appearance Review Commission due to the resignation of Linda Nicholls was handled with the Consent Agenda.

9.0 NEW BUSINESS:

- 9.1 Reappointment of Terry Porter to the Board of Fire and Police Commissioners from March 1, 2014 to March 1, 2017 was handled with the Consent Agenda.
- 9.2 Reappointment of Paul James to the Building Code Board of Appeal from March 1, 2014 to March 1, 2019 was handled with the Consent Agenda.
- 9.3 Reappointment of Carrie Woleben-Meade to the Appearance Review Commission from March 10, 2014 to March 10, 2019 was handled with the Consent Agenda.
- 9.4 Recommendation of reappointment of Michael Robke to the Housing Commission from March 1, 2014 to March 1, 2017 was handled with the Consent Agenda.

10.0 ADJOURNMENT:

Trustee Basil moved to adjourn to executive session at 8:07 p.m., to discuss the sale or lease of real estate pursuant to Section 2 (c) (6) and the purchase or lease of real property for the use of the public body pursuant to Section 2 (c) (5) of the Illinois Open Meetings Act, seconded by Trustee Wolf.

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

The Village Board returned from the Executive Session at 9:18 p.m.

Trustee Krueger made a motion to adjourn the Village Board meeting at 9:19 p.m., seconded by Trustee McKenna.

All voted aye, the motion carried.

Barbara L. Hirsch
Deputy Village Clerk