

5. Consideration of an ordinance declaring miscellaneous equipment as surplus.
6. Consideration of the semi-annual placement of Closed Session minutes in the Open Session book (January 17, 2016 and September 20, 2016).
7. Consideration of the destruction of the Closed Session meeting tapes from March, 2015 to September, 2016.

Trustee Terrill made a motion, seconded by Trustee Lungmus, to approve Consent Agenda items 1 through 7.

Upon the following roll call vote, a motion to approve Consent Agenda items 1 through 7 was approved.

AYES: Kaplan Lungmus Terrill Gregorio Goodwin	NAYS: 0	ABSTAIN: 0	ABSENT: Roszak
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CONSIDERATION OF A REQUEST FOR SPECIAL USE ORDINANCE FOR A DRIVE THROUGH AND ATM MACHINE FOR WINTRUST BANK LOCATED AT 1852 WILLOW ROAD

Trustee Lungmus made a motion, seconded by Trustee Goodwin, to approve a request for special use ordinance for a drive through and ATM machine for Wintrust Bank located at 1852 Willow Road.

Village Manager Stacy Sigman indicated Wintrust Bank is seeking special use approval in order to provide a drive through and ATM machine at the site located at 1852 Willow Road. They have also asked for variations from transitional yard requirements, special use for a drive through and trash enclosure. On April 3, 2018, the Plan and Zoning Commission voted unanimously to recommend the project. The project was then approved unanimously and recommended on April 7, 2018 by the Architectural Commission. The approval was subject to a number of conditions, all of which are outlined in the ordinance. Since the time that the packets went out Friday, there were a couple of new items for the record. We received three letters from residents which are added and new exhibits which outlined the Architectural Commission's condition which have all been given to the Board. The ordinance was also amended due to a typo and further clarification of the easement. VM Sigman then added that there is some confusion on transitional yards, where they apply, fence heights and the conditions. She prepared a map as an exhibit. The Code requires that a transitional yard be provided anywhere there is commercial zoning district that abuts a residential zoning district. The map highlights several of the property lines from the site are adjacent to residential so a transitional yard is

required and the Plan Commission needed to rule on that. The Plan Commission recommended approval of a variation for the transitional yard in that area, but then left it up to the Architectural Commission as to how that transitional or lack of transitional yard is screened or planted. An area of concern or confusion that came up at the Architectural meeting is on the south lot line. This is highlighted on the map and is not adjacent to residential. The area on the far east side of the site and south is zoned Village Center and owned by the Village of Northfield and is in the same zoning district. Legally, a transitional yard is not required there. When the Architectural Commission met to consider this request, there was some confusion as to what fence height is appropriate in that area and how it would be handled. A six foot high fence is highest fence allowed in the Village Center zoning district. What is being proposed is an eight foot high fence anywhere along where there is a green line where there is a transitional yard and a six foot high fence along the area that is Village Center to Village Center. She said some of the neighbors are concerned and they would prefer to see an 8' high fence along the entire area and there was also some concern that the fence needs to stop short of going all the way out to Northfield Road. Staff is okay with an 8' high fence consistently and if that's what the Village Board thinks is appropriate, it is certainly within the Board's authority to consider an 8' high fence if that's what the Board deems appropriate in that location. The only caveat that staff has is that fence be set back a sufficient distance from Northfield Road so there aren't any obstructions to vehicles. Once the driveway is in, a traffic engineer could determine what the distance should be.

Trustee Goodwin asked if there is contemplation of a sidewalk from the foot bridge going north. VM Sigman indicated yes, but that area is floodway and floodplain, so a traditional sidewalk can't be put on the back of the curb. Staff's thought is to connect the sidewalk and will be on Village property. This may be looked at through the Comprehensive Plan and may need to be a raised walkway similar to what is out there now so that it's elevated about the floodway.

John Myefski from Myefski Architects, Chicago, Illinois began a presentation on the project. Representatives from all of the consultants are present. Mr. Myefski said the location is the predominant interest. It is located in the Village Center District. To the far west is an adjacent piece of property that would need to be purchased or leased from the adjoining townhouse owner. This piece of property is a leftover half of the right of way when Alice Place was abandoned from the Village, half went there and half to Youngren. The townhouses are located due west and their garages are there and several neighbors live in the adjoining properties. There has been concern about headlights when entering from Northfield Road into Alice Place. Mr. Myefski also said there is concern as to whether or not this would be a cut through off of Willow Road. He said when traffic will back up here that will be the obvious time

that someone would use it as a cut through. There will only be two cars that will be backed up and that would be the only opportunity for one car to go down. There is not a mass amount of traffic that can head that direction. Cars coming off Northfield Road have a far more limited purpose. Those might be people trying to get into the townhomes, existing traffic and the current traffic to get into Dunkin Donuts and the bank itself. The problem with this project is the site which is an island with streets all the way around it. By continuing Alice Place through, they are creating another front yard which is the transitional zone. The transitional zone is a 30' setback and the center of the road is 25'. Everything that sits within that transitional area is landscaping at this point and half of Alice Place. With the fence and the landscaping, there is another 30' where they could extend the fence. It drops down from a grading perspective. Traffic has the opportunity to go north, there are 11 parking spaces and the drive through loops out and you can go out Alice Place or to Willow Road. They added 3 additional parking spaces off of Alice Place at the request of the townhomes for guest parking.

Mr. Myefski said they looked at many configurations on where to put the drive through. Most try to put the traffic on the front of the building, but they are reinforcing the architecture in the front. It creates an entrance at the corner. The entrance is important to the Village's master plan to anchor the area. He then showed the layout of the bank inside. The intent for the architecture was a merger of commercial and residential architecture. It was important to locate the drive through on the back, put a roof over it and try to enclose it. They are reverse lanes so the ATM will face toward the bank. This development is substantially less than 10% of the amount of FAR that could be built on the site. The parking meets the criteria for the size of the structure. They wanted to bring the building up to the street like 1900 Willow. There are traditional gable ends, traditional dormers, two trellises and an outdoor space. There are more elements on the building facing Northfield Road. The materials to be used on the building are substantial materials such as cedar shingle roof, the outside will be a driftwood grey color on the siding which will be cedar. Copper elements will be included also. There will be a real, stone base and transitions to board and batten. Signage is within the limits. Since there are so many fronts, it makes it difficult to have one sign. The letters are bronze that are internally back lit and are within the height limits. They use standard pole lights. He has been working with the Village and neighbors to shield the lights.

Jody Mariano from Teska spoke about the landscaping. She said when they started the landscaping, they were lucky to be working with two corridors plans that had already been set in place for the Village. The Village staff was kind enough to provide them with the planting plans so they could incorporate that into their plans. They did the Northfield Road corridor study so they were able to incorporate that. The other piece that wasn't part of the previous corridor

study was the space on the southwest corner. The bank is set back slightly from the sidewalks on Willow Road so there is space for landscaping in the front. The landscaping throughout the entire property has a balance of evergreens, deciduous material and perennial plantings that will provide seasonal color. These will be compatible with what is planted along Willow Road. On Northfield Road, there are existing trees that are protected and where the parking spaces are up against the curb, there is a separation between parking and the proposed sidewalk with 3 foot tall shrub plantings that are compatible with salting in the winter. Where there is space on Alice Place, shade trees, screening shrubs and lower shrub plantings along the island. The screening shrubs will screen the trash enclosure. On the south there is an existing 8' fence on the southwest side. There are existing honey locusts there now. Proposed shrub plantings in the 4' range will provide some screening and behind that another layer of plantings on the west side of the property. The fence jogs along the property line and comes out running perpendicular from the property line up towards Northfield Road. The fence is treated with a layering of plantings. For the 6' tall fence, there are 4' tall shrubs (mix of deciduous and evergreens) and then 3' tall shrubs in front of that. There are ornamental trees close to the building's entrances, evergreen shrubs and deciduous shrubs, perennials and grasses.

Mr. Myefski added that the signage is straight forward and it is predominantly on the tower element. The letters will stand out from the limestone and will be back lit. There are a couple of signs that wrap around the building to help with directions. He said they will be removing the power poles that start from the corner from the southern portion of the site and going underground to the other poles in the back. The cost of removing those poles was too high. He also said they are open to going with an eight foot tall fence. The Architectural Commission asked them to put 6' of 4' planting. At the request of the neighbors, they are using a solid fence made with materials that interlock with each other so no light can get through. Since this is in the Village Center, they want to soften the fence with landscaping. He doesn't believe that arborvitaes would survive the salt and plows. They also provide areas of snow storage.

President Frazier said it is a beautiful project. Trustee Gregorio felt they did an excellent job with the site and commend them for their work. Trustee Goodwin commented that given the space there he thinks it is magnificent. Trustee Terrill agreed also and felt it would add to the downtown. President Frazier appreciated their effort to echo the building style there. It will bring a quality project to the Village.

Trustee Lungmus said he is the trustee that is concerned about the power lines and wanted clarification. He said the easternmost utility pole that feeds the current structure does not include this. There are three more at the southern perimeter. Mr. Myefski showed on the

site plan where there are currently power poles. He showed the pole with the most transformers. They wanted to see how far they could take it back without getting into the extreme expense. They wanted to take the poles down, but it was an exorbitant expense for the smaller scale development. None of the poles on the perimeter could be taken down.

Trustee Lungmus then indicated that the neighbors to the south are concerned about headlights. He hopes that they can work with staff and the neighbors to come up with a solution from an aesthetic and safety standpoint. Mr. Myefski said they are still open to that and that can happen during the construction process and there isn't an issue with them to extend the fence. The goal with the landscaping was to transition from 6', but they are okay with 8'. The landscaping came out of the Architectural Commission. Trustee Lungmus then asked what color the fence will be. Mr. Myefski answered it will be driftwood grey to match the building.

Trustee Kaplan asked for Mr. Myefski to explain and show where the snow will be when it's removed. There is a designated space which he showed on the screen and will be between trees. Mr. Myefski indicated that they are trying to put more green into the property because it is all parking lot. Their storm water management is done by storing it in a tank underneath the parking lot and then slowly releasing it.

Frank Charhut, resident of Northfield for many years, said this is a great plan. He has two concerns. He asked if this traffic plan in any way impair the ability of the police to get in and out of its present course. The other concern is the traffic on Alice Place. Mr. Myefski responded that the police department feels that the connection of Alice Place through is actually a public benefit. Mr. Charhut feels Alice Place will be an accelerating route of getting to Willow Road and wondered if there will be an impact on that. Mr. Myefski feels it would provide a benefit because Alice Place is a unique road. VM Sigman added that the master plan and the Northfield Road corridor plan recommend a connection from Alice Place to Northfield Road. It meets the adopted criteria and standards. Mr. Charhut asked if the police have signed off on this. Chief Lustig indicated they sure will.

Walter Glogowski, 1873 Bosworth, asked for the proposed fence plan to be put back up. He said that Jody has done an amazing job of landscaping this area, but the problem is that none of those trees will have leaves all of December, January, February, March and April. The plants along the fence are foundation plantings and will not get very tall and the trees in the back will serve no purpose of blocking light out. It seems to him that the only thing that will keep ambient light out of his yard and more streetscape lighting will be added is a row of dense evergreens. He proposes arborvitaes which grow up to 20' wide and up to 30'-40' tall. They could be topped off below ComEd lines and would provide a year round screen of ambient light.

He thinks the bank is a beautiful addition to Northfield. His property backs up to the bank property. Mr. Glowgowski appreciates the height of the face, but there won't be any leaves.

Trustee Gregorio asked Mr. Growgowski if he thought 8' is more important than 6'. Mr. Glowgowski feels 16' or more is more important. The fence will stop the car lights but he said it won't stop the ambient light reaching his back yard. He would prefer 8'. His solution would be a complete hedge of evergreens.

Ms. Mariano pointed out that after the Architectural Commission meeting, one of the discussion points was having incorporate evergreens, but also doing it in a way that could survive the salt and urban conditions of the roadway. She then showed the evergreens and Hicks yews. The tall Hicks yews were incorporated into the plan because they will grow up to 6 – 8' tall and will be approximately 4 – 5' wide.

Chris Kyrikopoulos, 1853 Bosworth Lane, said his property is directly south of the development. He has attended the Plan & Zoning and Architectural Commission hearings and said a lot has been done on a small piece of property. He said something has got to give. As residential neighbors, they are talking about setting a precedent on not just this development. He wants the bank there, it's a great looking building, but can anyone guarantee how long the bank will be there. He insisted that the plan not move forward until there was a plan he could visually see how the residential properties were being separated to maintain their privacy. Every municipality takes measures to separate different zone designations. Lincolnwood just went through Stefanie Restaurant. The letter he sent had a picture showing an 8' wall with tall shrubs. Those are also below power lines and the evergreens on their side of the fence are anticipated to grow 16 – 20' because of the power line height. He gets that he lost 30' of transitional yard. He would like something pretty like this on Willow Road and is willing to give up 30', but he doesn't feel like he is being heard. He said they want solid privacy 8' all across the top. So if he is sitting in his house and is looking at a fence line and sees 6' over there, 7' over there and 8' over there he would go coo coo for Coco Puffs. He said his house is nice and he built it and he expects to see that when he looks out to a new development in Northfield.

Mr. Kyrikopoulos has more concerns after hearing about the raised walkway from Alice Place to the bridge. This will set a precedent not only what is done at the property but also what is done on private roads in Northfield. He said he works hard and comes home and expects quiet and peace. He doesn't want to see lights or cars passing through. He is looking for details, for privacy, protection and what is rightfully theirs within the Village Code. The transitional yard that was stripped from them was their protection. He would like to see a tree plan that will look good all the time. Residents need to be protected from commercial districts.

His expectation is to be protected all the time because of the loss of the transitional yard and a separation between residential and commercial and a new road. He said it has to be done right.

Mr. Kyrkopoulos said he understands the 30' for safety. He had communication with Wintrust about their thoughts after the P&Z meeting. They sent him a plan and he sent a reply. He passed on Chief Lustig's thoughts about proper separation. He asked if anyone knew the distance from the front of Dunkin Donuts building to the curb on Willow which is a more serious traffic road. He said almost 20'. For this not so heavy populated road, Northfield Road, he said they want 30' but there is less than 20' on Willow. He stressed that they all need to work hard to get this resolved. They haven't been heard. He wants complete horizontal privacy screening to begin with and 8' from one corner to the other. The bank is connecting to an old wood fence. He said there isn't any vertical screening. He asked the trustees to step in and do what's right for the Village residents and for all future improvements. There are 3 vital essentials to make sure that it is a home run. Attention and detail are lacking what the residents are asking for.

Trustee Gregorio asked Mr. Kyrikopoulos what specifically would satisfy him. Mr. Kyrikopoulos answered what he has said from the beginning – complete privacy 8' fence. Trustee Gregorio indicated they said they would do that. Mr. Kyrikopoulos said what they didn't say is you're going to get an 8' fence, possibly 6', but it will stagger and not remain the same height. So it will be a railroad effect. He wants it straight at the top and he wants the Village to give him relief the same way they are asking for relief. He wants relief on the height of the fence. At Alice Place, take a measurement and go to 8' and take it all the way across. He said whatever grade variation there is, he is confident that the professionals will figure it out how to close the holes on the bottom. If a higher fence is needed, he wants relief for a higher fence to give the residents a fence that is higher than 8' due to a grade variation. He then said there needs to be solid vertical screening which can be seen year round, not seasonal to block the ambient light. He has young daughters and doesn't want people looking at his kids or him.

President Frazier asked Mr. Kyrikopoulos that before he lost the transitional yard, what was there that provided screening. He said there were trees in abundance but through time everything is dying off. ComEd has come in and done more trimming than needed. It was the same low grade. He said it has been a thorn in his backside for quite some time. He has held out for some time for that transitional yard. His house was built in 2004 and within 7 years that tree scape is not what it used to be, but he didn't want to be a rude neighbor and go to Youngren's or the Village for the transitional yard. Youngren's does not have a transitional yard. Trustee Gregorio said if he gets the 8' fence now, it should be a huge improvement to what he is dealing with. Mr. Kyrikopoulos said it is a step in the right direction. He is not looking for an improvement, he is looking for a solution and to set a precedent. He has a hard time looking at

this as a conceptual thought which the P&Z Commission stated. He can't understand how someone can come to the Village and turn in an application that has no separation between commercial and residential. He said there are certain codes that should not be touched.

President Frazier asked what the code says under these circumstances. Mr. Kyrikopoulos indicated it is a 30' transitional yard on his property. Attorney Hill responded that he believes it is 20'. He said a transitional yard is described as a buffer where nothing is to be built. It doesn't require any particular kind of landscaping or screening. Mr. Kyrikopoulos said a transitional yard is defined as a continuous fence at whatever height between zones and continue the landscape hedging.

Hal Franke, attorney for Northbrook Bank & Trust Company and Wintrust responded to the question of the transitional yard. He has in front of him Section 13-4 of the Village's Zoning Ordinance. It says that transitional yards are exclusive landscape open space free of any building or site improvements. There is no reference to a fence at all. More importantly, on a technical standpoint, what the ordinance requires is a transitional yard where non-residential property line adjoins a residential district. It doesn't talk about transitional yards between uses, it talks about transitional yards between districts. He believes the overwhelming majority of the Youngren property which is zoned in the Village Center abuts property that you own in the Village Center district. It does not abut residentially zoned parcel. This does not take away from the concerns about privacy, but from a technical standpoint he doesn't think there is a requirement for a 30' transitional yard. VM Sigman believes there is something in the Zoning Code that deals with transitional yards and there is additional information in the Landscape Code and according to the staff report under Section 22(c), transitional yard is required where the Village Center zoning district abuts residential. These yards are to be free of site improvements and include a landscaped buffer only. For a Village Center use adjacent to residential, the required transitional yard which is 20' and a continuous 4' hedge or fence is required a shade tree every 20' and a 6 and 7' transitional yard is what is proposed.

Mr. Kyrikopoulos said there is another requirement in the Landscape Code that when commercial abuts R-4 and R-6, there are different designations and requirements with the transitional yard. Crooked Creek has a 20' transitional yard and his property has a 30' transitional yard as was explained by Linnea. VM Sigman added that the landscape requirement for that is a 4' hedge and trees. The Architectural Commission did indicate that going with the 6 to 8' would be a variation, but it is within the Board's purview to approve an 8' fence. Right now, it is proposed to step down from 8' to 6'. The residents would like to see an 8' fence along the whole area. It should be consistent. Mr. Kyrikopoulos said the P&Z

Commission relief that was approved dictates that the transitional yard 30' has been minimized to be down to 5'. He and the residents are not asking for a 30' buffer.

Trustee Goodwin said based on what was said in Mr. Kyrikopoulos's letter and what he is hearing here is a more solid line of evergreens that would grow taller. Mr. Kyrikopoulos said they need the vertical screen for the ambient light.

Mr. Myefsky indicated that they have done a tremendous amount of work to try and work with Chris on this. It has changed at least three times. They interpreted the Code to have landscaping and trees. Then after the second presentation, they put in the fence that Chris had asked for and it was a specific kind. That fence is very cheap because it is supposed to look like stone but it is just a stone panel. Trustee Goodwin liked just the evergreens and not the fence. Mr. Myefsky said they are fine with the fence height. There is about an 8" difference. If you start at the 8' point it would probably be about 8'8" where it drops to the lowest. They would fill in the other side of the fence. All of the landscaping, including the 7 vertical shrubs that also fill in, but it's the same idea, as well as 6 shade trees. They provide a purpose a vast majority of the year. He said they are very amenable to try to work to solve these problems.

Mr. Kyrikopoulos said he is very happy the bank is willing to work together. The difference is that he has gone from nothing to what you see. Nothing has changed. He wanted this before.

Prudence Wilson, 336 Crooked Creek Lane which is the end unit said she likes the development. By living on a dead end, no one knew they were back there and they liked it just fine. This will open up a public thoroughfare of two way traffic and a lot of cut throughs. She is concerned about safety matters. There will be strangers in the neighborhood that they have never had before and now there will be street lights which is good for safety but not for your back yard. There will be the potential for robberies that they have never had before. Chief Lustig didn't believe this is true. He said if it becomes a traffic issue, they would concentrate on that road. He will send out the traffic car if it becomes a problem and will have all three shifts there and if someone tries to avoid the traffic control device, they will write tickets if that's what they are doing. When it comes to crime, every cul-de-sac and private lane in town, especially since last summer, has been touched.

Diana Scheeler, 1865 Bosworth Lane, said she appreciates what her neighbors are saying. She is the longest resident in this area, lived there for 45 years and said they have been through a lot. They have experienced Walgreens, Mariano's, Dominick's, the lights and the noise and all appreciate the convenience being near the Village Center but would like to see in the future things being handled better than in the past. She lived here before the foot bridge and every person on Bosworth fought the bridge. They now are happy with the bridge but they

came to Village meetings and fought it and the bridge became better than what was proposed which is what they are trying to do now. She's sure they will be very happy which is why they want to make sure it is good for the neighborhood. Her biggest concern with the project is the water. She raised this at one of the first meetings and she doesn't know how the water works, but she hopes that it will work. She would like a guarantee that there will not be any water problems.

Mr. Myefski clarified that storm water is something that is reviewed by the Village Engineer. Right now all of that storm water runs into the river basically uncontrolled. The plantings help a great deal with the storm water but the vast majority of the water goes a engineering system where under all of that parking area, there are tanks below grade and store the water and slowly release the water into the river well after there is a storm event through a controlled location. It is very well engineered and an approved concept.

Betsy Barnes, 338 Crooked Creek Lane, and she is Ms. Wilson's common wall neighbor. She can understand Ms. Wilson's concern for more traffic, but views it in a different way. She is a realtor and realizes that residential property that is next to commercial has different issues. Where she lives, you have the convenience of being able to walk everywhere, but you get plastic bags blowing on your deck, the lights and noise. When she moved to Crooked Creek, Dunkin Donuts used to be a gas station with a car wash right behind her garage. She thinks Dunkin Donuts has been an improvement and thinks the bank will be much more attractive. She said the neighbors who complain about the lights and noise have to realize that the commercial district has always been there.

Rich Rushkewicz, vice chairman and founding CEO of Northbrook Bank, believes the comments from the neighbors have been constructive and helpful. He said while we can't make it a perfect world, Wintrust will give testimony that they want to be good neighbors and are grateful for being in the Village. He looks forward to the residents' support.

Trustee Kaplan asked if everyone was in agreement with making the fence level all the way across the property. President Frazier indicated that's what she thought. Trustee Kaplan said he was under the impression from the P&Z and Architectural meetings that some arborvitae would be there but apparently not. He thinks there should be taller trees. Ms. Mariano said the fence was placed strategically because south of the fence line, the grade starts to drop off. The fence is approximately 15' from the curb. If they were to place arborvitae there, she would be concerned that the salt used and the snow removal wouldn't make them thrive. They wanted to specify plantings that would last there which are yews and are placed far enough back to they would be able to co-exist. It is unlikely that the yews would get taller than an 8' fence. Mr. Kyrikopoulos and Mr. Glowgowski are not satisfied with the yews. They want

something that will grow taller than the fence for screening. Ms. Mariano indicated that more space would be needed for arborvitae's in that location. There is a proposed tree on the backside of the fence where there is a grade that is high enough but beyond that space, the grade really drops off. Trustee Gregorio questioned whether or not a tree could be planted on the backside of the fence for screening. Ms. Mariano indicated a shade tree is proposed but it could be an evergreen because it is on the south side of the fence. A Colorado blue spruce was suggested. Mr. Glowgowski suggested a hedge.

President Frazier believed the bank is acting in good faith with the neighbors. She agreed there wasn't enough room back there. VM Sigman asked Ms. Mariano if her concern with arborvitae is that there isn't enough vertical distance between the back curb and the fence to fit and the survivability of that is a concern. Ms. Mariano indicated yes that the distance between the back curb and the face of the fence is 4'. President Frazier then asked if the bank could work with the neighbors outside of the meeting to come to a solution. It will be a condition to the motion that an acceptable compromise will be worked out by the parties. Mr. Myefski would like a decision tonight. Mr. Glowgowski fundamentally disagrees that there isn't enough room to plant an arborvitae because it is in his backyard. The Chalet came and planted an arborvitae in a 6' and 3' of roses in front of the arborvitae. He has a hedge of 16' high arborvitae so he can't see his neighbor. Mr. Myefski explained that a 16' arborvitae next to the curb would not work. They are doing landscaping that is appropriate for the space. A snowplow would damage the tree with the force of the snow along with the salt. President Frazier indicated that given the conditions as she understands them, the Blue Spruce would have to work or whatever else can be agreed on.

President Frazier then requested a roll call vote to approve a request for a special use ordinance for a drive through and ATM machine for Wintrust Bank located at 1852 Willow Road.

AYES: Kaplan NAYS: 0 ABSTAIN: 0 ABSENT: Roszak
Lungmus
Terrill
Gregorio
Goodwin

CONSIDERATION OF A LICENSE AGREEMENT WITH THE NORTHFIELD PARK DISTRICT FOR THE DISPLAY OF BANNERS ON VILLAGE LIGHT POLES

Trustee Goodwin made a motion, seconded by Trustee Lungmus, to approve a License Agreement with the Northfield Park District for the display of banners on Village light poles.

VM Sigman indicated this was an item that was reviewed by the Architectural Commission. The Park District is proposing a new venture where they will hold a music festival every Wednesday during the summer at Clarkson Park. They would like to advertise that event

by hanging banners on the light poles on Willow Road, Happ and Central. Specifically 6 banners on Willow, 6 banners on Happ and 6 banners on Central, similar to the way the Chamber of Commerce has done the Farmer's Market banners. The Park District would be 100% responsible for the cost of the banners and any brackets that would be needed for the poles. The way the License Agreement would work would be for a two year term with two, two year extensions. The signs were reviewed by the Architectural Commission and were approved.

George Alexoff, Director of the Park District, believes it will be a great activity. Hopefully, the banners will better advertise the event. Last October, they started talking about an event that would capture a farmers market and also an entertainment venture. A public hearing was held last May and residents asked for more outdoor activities. They had one outdoor concert last year and it was advertised and about 400 residents attended. They did some beverage services as well as food at the event. One of their staff members used to be involved with the Chamber of Commerce and the thought was at that time how they could get more synergy between the two events. They came up with the idea of a farmers market and do something more transient from about 3:00 to 7:00 for the market hours. The entertainment would be from 5:00 to 7:00 and from 7:00 to 8:30 will be the headliner. This would be on Wednesdays. Many residents walk to the event. They have a full schedule already and 7 market vendors have signed up. He appreciates the Village working with the Park District through this process.

Trustee Terrill asked if this farmer's market replaces the market on Saturday. Mr. Alexoff doesn't believe that will be the case. They approached the Chamber with the idea and that they would do it with or without their approval. It sounds like the Chamber is still exploring options of continuing the market on Saturdays. He thinks they lost their spot at New Trier West because of the renovations planned over the summer. VM Sigman added that the Chamber is still interested in holding a market on Saturday. New Trier has offered to find them an alternate location on their property but she thinks the Chamber would prefer not to be at New Trier and would like to be at the Village Center. If the Chamber wanted to use the Village's parking lots, it would have to come before the Board and show that they have approval from the tenants across the street.

Trustee Terrill asked how clean up would be done after the events. Mr. Alexoff indicated their staff would be doing that. Trustee Lungmus believes it will be a successful event. Food and beverages will be served and Mr. Alexoff hopes to get Northfield residents involved. Sweet Time has committed. Their goal is to see the excitement and energy with the event. Most of the bands have ties to Northfield. Trustee Lungmus would hate to see momentum lost because the immediate neighbors see that there is trash blowing around. Trustee Lungmus asked if the

two large banners would be up for the entire season. Mr. Alexoff said that is what the request was and it was approved. They would go up the end of May through the second week of August. Their goal is to not make them look sloppy. President Frazier thinks they look great. Mr. Alexoff indicated it was a local person who put them together.

Trustee Kaplan asked Chief Lustig was okay with the event. Chief Lustig felt it will be a lot of fun for people. The Park and School Districts have already indicated they will not pay for any police to walk around. The officers on shift during the events will be able to do a premise exam in between calls for service. Trustee Kaplan asked how it would be monitored so that it's safe. It is clear that alcohol would be served. Mr. Alexoff said there haven't been any issues in the past. Rib Fest usually brings in 2,000 people but these events will probably bring in 250 to 400 people. The second event will be the largest one because of a cooperative effort with the School District. They will be putting up no parking signs so that they can keep the pathways and roads clear. They have been able in the past to keep track of what's going on. Chief Lustig said that for the Rib Fest, the Village donates 3 or 4 officers, including him. VM Sigman asked if anyone was ever designated for the farmer's market. Chief Lustig said no, but the beat squad will walk around. Trustee Kaplan is concerned with people bringing in coolers with alcohol and even though the Park District stops selling alcohol at 8:30, the picnickers will want to stay. He asked how the Park District will get them out of the park. Mr. Alexoff said they would be told to leave. Full time staff will be designated for the events.

Trustee Terrill has concerns with not having any police presence. The Park District would be dealing with alcohol and young people and rap music. It's not a Saturday morning farmers market. He has been to concerts and sees what goes on. He said now that we have the marijuana laws, he thinks there will be a lot of things happening on Wednesday evening.

President Frazier asked Mr. Alexoff if they have ever had any incidents at any of their events. Mr. Alexoff said no. This is not unusual for a Park District to do; all of our neighbors are doing it during the week as well. They are a little different than the others in that they are doing the farmer's market also in order to get more community involvement. Trustee Terrill asked if the other communities have police presence. Mr. Alexoff said he didn't believe so. If there are issues, the police are contacted. Since the school is no longer doing their Fun Fair, the second concert event will be their event. President Frazier asked if in the past the school pays for police officers. Chief Lustig said the school usually pays for 3 police officers and Chief Lustig donates his time every year. Chief Lustig can go to the event himself and monitor the events for next year to see if police presence is needed. President Frazier thinks the school should pay for a police officer. Mr. Alexoff said if they feel they need an officer for the largest event, they will

hire one. Chief Lustig said he spoke to the school and they are not interested in spending the money.

Mr. Scott Scoubus, a member of the School Board, pointed out that the June 13th event and the Fun Fair are PTO sponsored events. They are not a function of the School District. He doesn't believe the school has ever paid for any of this and is not affiliated with the June 13th event. President Frazier said we believed the event was to raise money for the school. Mr. Scoubus said it is to raised money for the PTO. President Frazier said we've all had kids at school and she knows what the PTO does and what the school does and the point is that if the PTO is bringing this event for all the school kids to the park, she doesn't understand why the school couldn't pay for at least one police officer for one night. Mr. Scoubus said the school is not sponsoring the event, the Board of Education is not sponsoring the event; it is the PTO. They are not involved in the planning of this event. They had previously been involved with the Fun Fair only in that was held on school space. He understands the PTO's main function is fundraising for the school but as a school board member, it is not a Board of Education function and it is not their decision or responsibility. That is how it's been and how it is. He takes exception that President Frazier said that the two are comingled. They are not. President Frazier indicated the PTO raises money for the school. Mr. Scoubus said the PTO raises money for the PTO. Then the PTO chooses how to use the money. He then said that if you believe your giving money to the school through the PTO, it's not. The school has not paid for this. There is a clear distinction.

President Frazier asked Mr. Scoubus as a community member to ask the school to consider spending a minor amount of money for a police officer for one night for an event that will involve possibly every District 29 school kid. Mr. Scoubus wondered why you would ask the school instead of the PTO. The PTO and the School Board are two completely different entities. This is a Park District and PTO event. President Frazier felt that Mr. Scoubus was there as a representative of the school. Mr. Scoubus said if President Frazier thinks that the school should pay for an officer, she might be out of line. This has never come up before. When he hears something about the school that isn't correct and since he is at the meeting on the school's behalf, he needs to correct the information. He is not declining to pay for this on behalf of the school, he is stating clearly that he doesn't have the authorization to either volunteer or decline to pay for it. He has absolute confidence that this is a PTO event and not a school event. He said that the PTO should be approached to pay for the officer since it is their event. People gave money to the PTO to pay for the event, and whatever money is left over, the PTO can decide what to do with it.

President Frazier then requested a roll call vote to approve a License Agreement with the Northfield Park District for the display of banners on Village light poles.

AYES: Kaplan NAYS: 0 ABSTAIN: 0 ABSENT: Roszak
Lungmus
Terrill
Gregorio
Goodwin

CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING CHAPTER 16 OF THE VILLAGE CODE TO PROVIDE FOR A NEW CLASS S-3 GOVERNMENTAL ENTITY LICENSE

Trustee Lungmus made a motion, seconded by Trustee Goodwin, to approve an ordinance amending Chapter 16 of the Village Code to provide for a new Class S-3 Governmental Entity license.

VM Sigman indicated in the past when the Park District has had events with liquor, they have gotten temporary liquor permits. Since they want to have these events on a regular basis over the summer, staff consulted with the Village Attorney to possibly amend the Village Code for a special category for governmental entities. Attorney Hill has drafted an amendment to the Code. If approved, it will create a new Class S-3 Governmental Entity license, meaning they would get a license one time and can use that license throughout the course of the year for their special events. Conditions to that license is that they would have to have a full time employee designated to monitor this. They would need to be certified for alcohol awareness and coordinate the program and that police would be provided with notice of any and all events where alcohol will be offered. It further requires that they provide to the Village an unconditional release and hold harmless agreement.

Trustee Gregorio asked what the nature is of the alcohol. Is it a beer truck or a bar? Mr. Alexoff responded that they will be serving wine and beer and will probably bring a truck for the larger event, but all the other events will be served on a table with a cooler or kegerator. It will be wine and beer only. Attorney Hill indicated that this classification does not specify what is served. His objective is to place the responsibility on the specific unit of government. We get an air tight hold harmless at least from a heavily insured entity such as the park district. He would rather the Village not be involved in how they go about purveying the alcohol. They will have to have Dram Shop liability insurance. Mr. Alexoff said they currently have two full time employees who have certifications.

Trustee Gregorio asked Chief Lustig if he is okay with the liquor at the park. Chief Lustig said this has been done before. A lot of the events have alcohol being served. He has donated his time to the Park District and to the Middlefork Fair for free for the last 20 years. For the

State Fair, the Park District gets the officers for free. He can't keep absorbing that budgetary constraint because he has a tight budget unless the Board gives him the authority to continue to do that for every community event. There have been issues in the past at the State Fair. The Park District employees police the grounds and lock up all the excess alcohol left out. When the fair is over at 1:00, the park district employees pull all the kegs and coolers and lock it up. He doesn't feel the police officers should be doing that at 2:00 a.m. Trustee Gregorio then asked if it is served to make money or just for the patrons. Mr. Alexoff responded just for the patrons. Trustee Gregorio then said people would be bringing in their own alcohol. Mr. Alexoff said this doesn't happen too much anymore and usually they are non-residents. The hard core group from the past is not there anymore. The culture has changed. Attorney Hill then asked if he is saying that in the past have allowed people to bring in their own alcohol to the event. Mr. Alexoff said they have not allowed it but sometimes it happens. Attorney Hill asked if he is policing it now because that is a massive violation of the Park District Code. Mr. Alexoff said they have not been policing as to how Attorney Hill is suggesting. Attorney Hill thought that the creation of this license is for the Park District to be purveyors of the alcohol and to make sure that there isn't alcohol brought in. Mr. Alexoff said that will be the intent for the summer concerts. If that's what needs to be done for the State Fair, that will be done. Trustee Terrill thinks it would be impossible to police.

Trustee Gregorio then asked what Mr. Alexoff would do if the bands draw elements from the city or other towns. Mr. Alexoff doesn't anticipate it to be an issue but they can't be stopped from coming. Trustee Gregorio questioned Chief Lustig whether there have been issues before with non-residents. Chief Lustig said yes, it was last summer. The State Fair started out small so he was able to handle policing it himself. It got so big that more officers had to be there for that period of time. There was a kid arrested who had injured another kid. That's why they police it so heavily for the State Fair. That is the Chief's donation to the Park District every year. Chief Lustig said if the Board wants him to continue doing this without cost, he will continue to do it. He said he needs some direction from the Board. VM Sigman indicated there will be a cost because our officers can't be pulled off the street. Therefore, special patrols would have to be brought in. Mr. Alexoff said that if they need to pay for it, they will pay for it. Trustee Gregorio's concern is that it will get too big. Mr. Alexoff doesn't believe it will because it is a summer concert series for families. Since it is a week day, it will keep if family oriented. The State Fair and Rib Fest are different. The theory is to bring your family for something to eat, play in the playground, shop the farmer's market and listen to music. It will be over at 8:30 p.m.

President Frazier suggested that if the Board concurs that we go to the drawing board on this license idea and take another look at it and table it until next month.

Trustee Lungmus made a motion, seconded by Trustee Goodwin, to continue the matter to the regular Village Board meeting on Tuesday, May 15, 2018. A voice vote was made all in favor.

CONSIDERATION OF AN ORDINANCE ADOPTING THE FY2018/19 VILLAGE BUDGET

Trustee Terrill made a motion, seconded by Trustee Goodwin, to approve an ordinance adopting the FY2018/19 Village Budget.

Finance Director Steve Noble said the ordinance before the Board is a culmination of several months of work for the staff and the Board which dates back to December when you adopted the tax levy which is the kick off to the whole budget process. It includes any input we received from the March 6th Budget Workshop as well as the Public Hearing held on March 20th. As discussed at the March 6th Budget Workshop, the budget numbers for the Rolling Ridge Special Service Area were not available at that time and have been incorporated into the ordinance so we will have the authorization to appropriate money for that. He believes the ordinance satisfies all the requirements set forth in the State statutes.

President Frazier then requested a roll call vote to approve an ordinance adopting the FY2018/19 Village Budget.

AYES:	Kaplan Lungmus Terrill Gregorio Goodwin	NAYS: 0	ABSTAIN: 0	ABSENT: Roszak
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CONSIDERATION OF AN AMENDMENT TO THE PATRICK ENGINEERING CONTRACT IN THE AMOUNT OF \$39,738.44 FOR ADDITIONAL SERVICES

Trustee Lungmus made a motion, seconded by Trustee Goodwin, to approve an amendment to the Patrick Engineering Contract in the amount of \$39,738.44 for additional services.

VM Sigman indicated that we have been working with Cook County for the Phase I study of Happ Road. When that preliminary Phase I plan was submitted to IDOT they have required that we do an additional intersection study at Willow and Happ and also a sound study along the corridor. Those extra services were not contemplated in the contract with Patrick Engineering and they are requesting another \$39,738.44 to complete that activity. It also covers a series of extra meetings that were requested by the Steering Committee. If the Board approves 13A, the next item after this is the adjustment to the Intergovernmental Agreement with Cook County that will reimburse us 100% for this additional cost.

President Frazier asked if this is something the State of Illinois wants. VM Sigman responded yes, we are doing a Phase I and Phase II because we want this project to be eligible for federal funding for roadway which means all approvals are required by the State of Illinois and must follow the federal protocol and this necessitates part of that federal standard.

Trustee Lungmus asked if this is unusual. VM Sigman said the major cost is in the intersection design and what's happening now is that they are not actually increasing the lanes at all, but if you are heading northbound on Happ Road to get to Willow, there is a left hand turn lane, a through lane and a right hand turn lane. What they are proposing to do is the right hand turn lane would become a through or right hand turn lane which is how it was before Willow Road was reconstructed. They want to have it restudied and because you're making that through movement, IDOT considers that a change in the land configuration even though the physical lane configuration isn't changing. The use is and that is what they claim under the federal standards which required the intersection study. That is also what is requiring the noise study because they say we are adding a lane. The Village and Cook County tried to appeal and IDOT said no if you want the project to be eligible for federal funding we have to undertake this.

President Frazier then requested a roll call vote to approve an amendment to the Patrick Engineering Contract in the amount of \$39,738.44 for additional services.

AYES: Kaplan NAYS: 0 ABSTAIN: 0 ABSENT: Roszak
 Lungmus
 Terrill
 Gregorio
 Goodwin

CONSIDERATION OF AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH COOK COUNTY TO PROVIDE FOR THE REIMBURSEMENT OF THE ADDITIONAL SERVICES COSTS ASSOCIATED WITH THE PATRICK ENGINEERING CONTRACT

Trustee Lungmus made a motion, seconded by Trustee Goodwin, to approve an amendment to the Intergovernmental Agreement with Cook County to provide for the reimbursement of the additional services costs associated with the Patrick Engineering contract.

VM Sigman said that we have the Intergovernmental Agreement with Cook County to cover 100% of the cost of the Happ Road Phase I work. Because of the new costs, we need to amend the Agreement to cover the costs.

President Frazier then requested a roll call vote to approve an amendment to the Intergovernmental Agreement with Cook County to provide for the reimbursement of the additional services costs associated with the Patrick Engineering contract.

AYES: Kaplan NAYS: 0 ABSTAIN: 0 ABSENT: Roszak
 Lungmus

Terrill
Gregorio
Goodwin

CONSIDERATION OF A MOTION TO APPROVE AN INTERGOVERNMENTAL AGREEMENT WITH SUNSET RIDGE SCHOOL DISTRICT #29 FOR RECIPROCAL REPORTING AND DIGITAL IMAGE ACCESS

President Frazier reported that after consulting with Attorney Hill, this is something that we need to do additional research on and so with the Board's concurrence she would like to table this matter until the regularly scheduled May 15th meeting.

Trustee Goodwin made a motion, seconded by Trustee Kaplan to move this matter to the regular Village Board meeting on Tuesday, May 15, 2018. A voice vote was then called and all yays were heard.

President Frazier indicated that this concludes the action items for this meeting and asked for the monthly departmental updates.

Department Updates

Northfield Now!

Trustee Goodwin reported that Northfield Now! has decided to use a more electronic meeting format going forward. In doing so, they are putting out a survey to the potential members which defines a level of membership, at a basic level and also three levels of electronic options for specialty items. It is being labeled as an E-blast program, there is another social media push program, a direct mail and marketing program and a network events and fundraising category. The survey went out to all Northfield Now! businesses last Monday. Alan and Jane continue to develop the website. They will get back to the members with the survey results.

Trustee Goodwin also reported that Go Green Northfield is very busy. Asst. to the Village Manager Melissa DeFeo met with them at their most recent meeting and essentially presented some categories for engage, educate and legislate relative to green issues around town. Things like engage would be to encourage businesses to eliminate plastic bags and plastic straws, Styrofoam cups, etc.; partner with organizations to try to get less waste or zero waste with certain events; education would be around the Village's 50/50 tree program; encouraging residents to keep chickens or bees; composting and to drink tap water and not bottled water because it is good water. From a legislative perspective, they are talking about sealants and anti-idling areas. Go Green Northfield is go, go, going!

Administration and Community Development Department & Building Department

VM Sigman reported that the James development at the AT&T site will be going to the Architectural Commission in May. If there is a recommendation made by the Commission, then they would appear before the Board at the May meeting.

The Plan & Zoning Commission will consider a special use for a child care facility at Am Yisreal.

President Frazier asked if the James development would be going to Plan & Zoning. VM Sigman indicated that they already went to P&Z and recommended approval and then went to Architectural because they reworked some of the building elements. Attorney Hill said that because they have made some significant changes, it will be noticed up and published as if it were a public hearing before Plan & Zoning before it comes to the Board.

Finance Department

Finance Director Noble reported that today started the install of the new uninterrupted power supply at Village Hall and it provides a buffer of a couple of hours to run our IT equipment and it should be completed by the end of this week. Staff is also gearing up for vehicle sticker sales. Applications will be mailed on May 4th and will go on sale at the Village Hall on May 7th. In the Board's packets are the February financial statements and there is no deviation from the trends over the last several months.

Trustee Lungmus asked if the equity levels changed the contribution to the Police Pension Fund. Director Noble said on the last page of the financial report shows every month what's happening. On April 30th is when we mark to market and that evaluation is what is handed to the actuary. When you look at total account net over the last 12 months, there has been a return of 10.15%.

Fire-Rescue & Public Works Departments

Chief Mike Nystrand reported that earlier this month they participated in multi-jurisdictional and multiple discipline training at NIPSTA. Over 800 fire and police officers went through intensive accurate shooter training drills. They are currently working with New Trier in preparation for the graduation dance coming up. He said our fire prevention bureau and staff are also working with the school on their upgrades to the facility as far as putting in extra fencing and security gates around the property so they have access in case of emergencies.

Director Nystrand indicated that in Public Works the water main work is almost complete on Lagoon. The utility work on Rolling Ridge is coming along well. They found an additional pipe that goes into the Skokie River and was unbeknownst to all of the agencies involved so he has ordered and installed a backflow preventer valve. They are also ordering plants for the spring planting with the garden club and are hoping to official put away their ice and snow toys

and switch over to the landscaping equipment. He said there isn't a schedule yet for the road paving projects because the asphalt plants aren't open yet.

Trustee Goodwin asked when some of the trees that have been damaged will be replaced on Willow Road. Director Nystrand indicated some will be replaced this spring and some in the fall, depending on the type of the tree that's being replaced.

Police Department

Chief Lustig reported that they have been getting the blueprints from all of the schools and taking video to train the officers in response to any type of active shooter response to each school and to give the officers familiarity with what all the schools look like. He said a month ago they got a police/fire call to Sunset Ridge Country Club where two dogs had fallen into one of the ponds there and the owner was going to dive in after them. The dogs came out and the owner didn't go after them but it made them realize that they didn't know where hole number 8 was. He now has a map of Sunset Ridge Golf Course.

Chief Lustig also reported that the car burglars are back and during the spring break week, they hit Churchill where there were three unlocked cars where valuables were stolen and they took one car where the keys were left in and drove it to Skokie and used it for a few more burglaries before they dumped the car. In another town bordering Northfield, a car burglar attempted to break in and steal a car but was interrupted. It was towed to the police department and he again tried to come back and get that car from the police department lot. A pursuit began and went through Wilmette, Evanston and eventually the subject was found on the train going back to Chicago. When the officer confronted the subject, he started fighting with the officer and tried to get his gun from him. Other officers responded. He was charged as an adult.

They also spoke with 300 people at the Senior Center, putting out E-blasts to educate people. One of the residents from Crooked Creek wanted Chief Lustig to send a letter to all their residents because they have been leaving their garage doors open with the keys in their cars. Instead of writing a letter to each one, he sent it to the president who will then forward it to all the residents there. There is some correlation between the school schedule and the car burglars. The Department has been using those special lighting devices where they can light up the whole street and have supplemented the shifts and are continuing with public education. Chief Lustig indicated this is still a problem on the North Shore because people are making it so easy for the burglars. They are still not locking their cars. He is very worried about this. The car burglars are from 12 to 18 years of age. They are protected under the Juvenile Court Act. In order to be charged as an adult, they must commit a heinous crime.

PUBLIC COMMENT

None

ADJOURNMENT

There being no further discussion or issues to come before the Board, Trustee Goodwin made a motion, seconded by Trustee Terrill to adjourn the meeting.

Upon the following roll call vote, the motion was approved.

AYES: Kaplan NAYS: 0 ABSTAIN: 0 ABSENT: Roszak
Lungmus
Terrill
Gregorio
Goodwin

The meeting was adjourned at 9:36 p.m.