

March 7, 2005

The regular meeting of the Board of Trustees of the Village of Deerfield was called to order by Mayor Harris in the Council Chamber of the Village Hall on Monday, March 7, 2005 at 7:30 P.M. The Clerk called the roll and announced that the following were:

Present: Steve Harris, Mayor
Robert Benton
Jerry Kayne
Harriet Rosenthal
William Seiden
Vernon Swanson
Matthew Wylie

and that a quorum was present and in attendance. Also present were Village Attorney Peter Coblentz and Village Manager Robert Franz.

PLEDGE OF ALLEGIANCE

Several art students from South Park Elementary School led those in attendance in reciting the Pledge of Allegiance. The students then encouraged everyone to attend the art fair that will be held this Saturday at Kipling Elementary School.

PROCLAMATION, YOUTH ART MONTH

Mayor Harris read a proclamation designating March 2005 as Youth Art Month in Deerfield, and he urged all citizens to become interested in and give support to art programs for children and youth.

Trustee Rosenthal moved for acceptance of the proclamation. Trustee Benton seconded the motion. The motion passed unanimously.

PROCLAMATION, YOUTH APPRECIATION WEEK

Mayor Harris read a proclamation designating the week of March 13-19, 2005 as Youth Appreciation Week in Deerfield as a means of acknowledging the volunteer work of the youth of Deerfield and to thank the Optimist Club of Deerfield for recognizing their achievements.

Trustee Wylie moved to accept the proclamation. Trustee Benton seconded the motion. The motion passed unanimously. Trustee Seiden accepted the proclamation, and invited everyone to Youth Appreciation Night at Deerfield High School on March 15th.

RECOGNITION OF STUDENT VOLUNTEER

Mayor Harris recognized student volunteer Michael Shapiro for the work he has done in the Village's finance department over the past year. Michael, a student in the North Shore Special Education District Transition Program, was accompanied by his parents and two teachers. He will attend college this fall in Massachusetts. Mayor Harris presented Michael with two small gifts from the Village.

APPROVAL OF MINUTES

Trustee Rosenthal made a motion to approve the minutes of the February 22nd Board of Trustees meeting and the February 28th Committee of the Whole meeting. Trustee Benton seconded the motion. The motion passed unanimously.

BILLS AND PAYROLL

Trustee Wylie made a motion to approve the Bills and Payroll. Trustee Seiden seconded the motion. The motion passed by the following vote:

AYES: Benton, Kayne, Rosenthal, Seiden, Swanson, Wylie (6)

NAYS: None

PUBLIC COMMENT

There was no public comment on non-agenda items.

REPORTS

REPORT AND RECOMMENDATION OF PLAN COMMISSION RE REQUEST FOR APPROVAL OF AN AMENDMENT TO A SPECIAL USE INCLUDING A PARKING VARIATION (MODIFICATION) TO ALLOW RENOVATIONS TO DEERSPRING PARK (DEERFIELD PARK DISTRICT)

The Plan Commission held a public hearing on January 13th. It is their recommendation that Deerfield Park District's request for approval of an amendment to a special use, including a parking variation, to permit the proposed renovations to Deerspring Park be approved, with the requirement that the existing trash area be screened, a 9-1-1 pole be installed, and the park district undertake a tree survey to determine if the proposed parking configuration can be changed to save any good trees on the property. The motion passed 5-2.

After brief remarks by park board president Gil Antokol, Linda Gryziecki introduced other park district board members, as well as the team of professionals who worked on the proposed renovations to Deerspring Park. She described the park district plan, which includes replacement of pool filters and underground piping, renovating the kiddie pool, creating a "sprayground", renovating the playground and, at the request of the Plan Commission, adding a 9-1-1 call box.

The variation being requested by the park district is in the number of parking spaces. Village code requires a total of 255 spaces. Currently there are 57 parking spaces. Since so much of the park is wooded, both the park district and the Plan Commission feel that 255 spaces is excessive. The park district is asking for permission to put in 109 spaces. They propose to put in 84 of the spaces initially and land bank an additional 25. Ms. Gryziecki proposed that a surveillance camera be mounted on top of the bathhouse to monitor the parking situation this summer and next summer to see if there is a need for the additional spaces. If not, the landbanked area would not be used. Ms. Gryziecki discussed that, because it is possible to put more perpendicular spaces than angled spaces into a given area, which would make it less likely that the landbanked area would have to be used, the park district board now favors a perpendicular parking plan over an angled parking plan.

Ms. Gryziecki also reported on the tree inventory that was recently done. Based on the criteria in Deerfield's tree ordinance, the foresters have identified 52 trees of 8" or more caliper in the proposed parking lot area, with ten of them being significant. The Plan Commission asked the park district to work around the significant trees if they could. By creating tree islands, the park district concluded that with angled parking they would have to remove 9 trees, 6 of them significant (or only 5 trees

if an area is landbanked). With perpendicular parking, they would have to remove 7 trees, 4 of them significant (with or without landbanking).

Proposed lighting for the park will follow national standards conforming to IESNA recommendations. Lights currently at the park stay on until 2:00 a.m. The park district is recommending that the time be adjusted to 11:00 p.m., with a few security lights remaining on all night.

After explaining that construction would begin at the end of this pool season, with pool improvements ready for the 2006 pool season, Ms. Gryziecki ended her presentation by stating that the park district has met all the criteria set forth by the Plan Commission, and she is hopeful that the Village Board will therefore approve their plan.

Mayor Harris opened the meeting for public comment, and for approximately 45 minutes residents expressed their opinions on the proposed plan. Almost all of the comments pertained to the proposed parking lot and/or to the loss of trees that building it would necessitate. Some felt that removing any trees at all would destroy the beauty of the park, while others were of the opinion that the park would benefit from the removal of buckthorns and other undesirable species. Some felt that no additional parking is needed, while others said that during certain times of the year, it is very much needed, especially since there is no place for overflow parking. Some commented that the park district should wait to build the parking lot to see if additional parking is really needed, while others favored building some if it now but landbanking some of the spaces. Some residents endorsed the plan for angled parking for reasons of safety and ease of use, while others were in support of perpendicular parking because more spaces could be accommodated in the same area.

Michael Swartz of the Plan Commission commented that the park district did everything that was asked of them, adding that angled vs. perpendicular parking will have an effect on how traffic flows, and the board should consider this in making their decision.

Mayor Harris and the trustees discussed the proposed park district plan and the public comments at some length, after which Trustee Rosenthal made a motion to accept the report and recommendation of the Plan Commission, with the modification that there will be perpendicular parking spaces instead of angled spaces. Trustee Wylie seconded the motion. The motion passed by the following vote:

AYES: Benton, Rosenthal, Seiden, Swanson, Wylie (5)
NAYS: Kayne (1)

At 9:25 p.m. Mayor Harris called for a brief recess. He reconvened the meeting at 9:30 p.m.

CONSENT AGENDA

ORDINANCE GRANTING SIDE YARD AND
REAR YARD VARIATIONS FOR 1232
ELMWOOD (DAVID EGBERS)

principal structure. First Reading.

An ordinance permitting a rear yard and a side yard variation for 1232 Elmwood. The variation would permit construction of an addition to attach the existing detached garage to the

ORDINANCE GRANTING REAR YARD
VARIATION FOR 1115 HAMPTON COURT
(SCOTT AND HELENA WEISER)

An ordinance permitting a rear yard variation for 1115 Hampton Court. The variation would permit construction of a one story den and a 3-car garage addition, which would reduce the rear yard to 35', which is 15' less than the zoning ordinance requires. First Reading.

Trustee Benton moved to accept the Consent Agenda. Trustee Wylie seconded the motion. The motion passed by the following vote:

AYES: Benton, Kayne, Rosenthal, Seiden, Swanson, Wylie (6)

NAYS: None (0)

OLD BUSINESS

ORDINANCE RE TREE PRESERVATION

Mr. Coblenz reported that there are three types of changes reflected in the ordinance presented tonight for first reading. These are: (1) style and drafting revisions, (2) substantive revisions including a provision for a variance procedure and a minimum fine of \$100 for violations, and (3) integration of the ordinance into the Village code. Being deleted is Section 6.11-4, pertaining to tree preservation measures that were adopted as part of the construction management ordinance.

Trustee Seiden reported that other changes to the ordinance include: (1) a requirement for wood slated fencing to protect trees in a construction zone (rather than plastic) and (2) a provision that there will be no fine for the removal of "nuisance" trees.

Mayor Harris opened the meeting for public comment. Two residents praised the ordinance and two residents expressed concerns about certain aspects of it. Also expressing support of the ordinance was Peter Gordon, forester for the City of Lake Forest.

Trustees asked for and received clarification regarding fees, fines, parkway trees, diseased trees, and other aspects of the proposed tree ordinance.

This will stand as a First Reading.

NEW BUSINESS

REQUEST FOR FUNDING UNDER THE
THE FAÇADE REBATE PROGRAM,
648-660 DEERFIELD ROAD

Mr. Marc Muskat of Property and Equity Management, Inc., representing Deerfield Shopper's Court, 648-660 Deerfield Road, was in attendance to request funding for improvements to that property under the Façade Rebate Program. The improvements have been reviewed and approved by the Appearance Review Commission. The maximum rebate of \$100,000 (\$50,000 for building improvements and \$50,000 for site improvements) is being requested. The Amish Furniture Store is not included in this request, but funding may be requested separately.

Architect Sven Dahlquist showed artist's renderings of the improvements and summarized that the proposed improvements

include removing the existing canopy structure and fake brick, adding real brick and planters, adding metal fascia and awnings, adding new signage, and removing portions of the existing walkway and installing new brick pavers. The entire front parking lot will be replaced, with one parking spot being lost. Mr. Dahlquist explained that, in addition to the improvements made to the front of the building, improvements will be made to the back of the building as well.

Trustees discussed the proposal, especially accessibility and handicapped issues, which would be difficult to resolve in this location. Mr. Dahlquist agreed to work with staff to develop the most effective plan.

Trustee Seiden made a motion to approve the façade rebate in the total requested amount of \$100,000. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Kayne, Rosenthal, Seiden, Swanson, Wylie (6)
NAYS: None (0)

RESOLUTION R-05-05 APPROVING
ELECTRICAL WORK AT THE PUBLIC
WORKS STORAGE YARD

Mr. Franz reported that electrical work was performed by Aldridge Electric in the public works storage yard in the amount of \$39,575.78. The work was budgeted but should

have been brought to the board for approval prior to being undertaken. The invoices have not been paid, but staff did verify from an independent contractor that the work was done correctly and at competitive pricing.

At the recommendation of staff, Trustee Wylie moved to adopt a resolution waiving the bidding process, authorizing payment to Aldridge Electric in the amount of \$39,575.78 and authorizing completion of the work on a time and materials basis in an approximate amount of \$750. Trustee Rosenthal seconded the motion. The motion passed by the following vote:

AYES: Benton, Kayne, Rosenthal, Seiden, Swanson, Wylie (6)
NAYS: None (0)

DISCUSSION

TRUSTEE IN THE TOWN

Trustee Seiden reported that Trustee in the Town will be held on Saturday, March 19th at the library, from 2:00 p.m. until 5:00 p.m. Mayor Harris and Trustee Kayne will attend.

ELECTION NEWS

The Village Manager reported that:

- Absentee voting will take place at the new West Deerfield Township offices during regular business hours March 17th thru April 4th. The township offices will also be open on Saturday, April 2nd from 9:00 a.m. until noon for absentee voting only.
- March 8th is the last day to register to vote in the April 5th election. Those who are already registered must re-register if they have had a change of address.

- Political signs may be placed on private property only. They must be no closer than 15' from the edge of the pavement if there is no sidewalk, 10' in from the edge of a carriage walk, or 2-5' in from the edge of a regular sidewalk.

EXECUTIVE SESSION

Mr. Franz asked if, due to the lateness of the hour, the trustees were still willing to have the scheduled Committee of the Whole/Executive Session. Trustee Kayne made a motion to go into Executive Session. Trustee Swanson seconded the motion. The vote was as follows:

AYES: Benton, Rosenthal, Swanson (3)

NAYS: Kayne, Seiden, Wylie (3)

The vote being tied, Mayor Harris voted "Nay". The Executive Session will therefore be rescheduled.

ADJOURNMENT

There being no further business to discuss, Trustee Rosenthal made a motion to adjourn the meeting. Trustee Swanson seconded the motion. The motion passed unanimously. The meeting was adjourned at 10:20 p.m.

APPROVED:

Mayor

ATTEST:

Village Clerk