

August 7, 2006

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, August 7, 2006 at 7:30 P.M. The Clerk called the roll and announced that the following were:

Present: Steve Harris, Mayor  
Robert Benton  
Michelle Feldman  
Harriet Rosenthal  
William Seiden  
Barbara Struthers  
Matthew Wylie

and that a quorum was present and in attendance. Also present were acting Village Attorney Peter Rosenthal and Bob Franz, Village Manager.

PLEDGE OF ALLEGIANCE

Bruce Heitzinger, member of the Plan Commission, led those in attendance in reciting the Pledge of Allegiance. Mr. Heitzinger is stepping down from the Plan Commission after 15 years of volunteer service. He was presented a crystal pen set for his dedicated service to the community.

APPROVAL OF MINUTES

Trustee Benton made a motion to approve the minutes of the July 17, 2006 board of trustees meeting and the July 19, 2006 committee of the whole meeting. Trustee Wylie seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

BILLS & PAYROLL

Trustee Wylie made a motion to approve the Bills and Payroll dated August 7, 2006. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

REPORT ON DEPARTMENTAL OBJECTIVES, POLICE DEPARTMENT

Chief Sliozis presented highlights from the police department report on departmental objectives. He discussed changes in the number of crimes since last year, noting index crimes have dropped by one and burglaries have dropped by three. Traffic ticketing is up slightly and there have been no traffic fatalities. Chief Sliozis explained that the department is currently working with vendors and the University of Chicago to explore the possibility of changing job descriptions and looking at establishing a 5-year plan to address program needs.

PUBLIC COMMENT

Bobbie Abramson, village resident, and Vicki Lieberman, volunteer from the American Cancer Society, spoke about Relay for Life, which will be held from 6:00 P.M. August 26<sup>th</sup> until 6:00 A.M. August 27<sup>th</sup> at Sunset Park in Highland Park. Ms. Abramson explained that the relay brings people together to raise money and awareness for cancer. She explained that the American Cancer Society is dedicated to eliminating cancer as a major health problem by promoting research, education, awareness and advocacy.

REPORTS

REPORT AND RECOMMENDATION OF PLAN COMMISSION AND REPORT AND RECOMMENDATION OF VCDC RE AMENDMENT TO A SPECIAL USE FOR FIRST PRESBYTERIAN CHURCH, 824 WAUKEGAN

The Plan Commission held a public hearing on June 8, 2006 to consider an amendment to a special use for the First Presbyterian Church, 824 Waukegan Road. The VCDC considered the request on June 7, 2006 and the petition was tabled to July 12<sup>th</sup>. The request was held over at the July 17, 2006 board of trustees meeting.

Trustee Struthers questioned whether the petitioner had addressed the pedestrian safety issue for the nursery school children. Jeff Hutsel, First Presbyterian Church, believes the safety issues have been addressed. He emphasized that the church didn't believe they could or should propose changes for the area beyond what is needed for their expansion plan. He also explained that church patrons would use the entrance that is most convenient for them when attending church functions. He explained that the children's safety is most important and that adjustments would be made as necessary.

Trustee Rosenthal made a motion to accept the report and recommendation of the Plan Commission and to direct preparation of the ordinance. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

Trustee Rosenthal made a motion to accept the report and recommendation of the VCDC to deny the petition. Trustee Benton seconded the motion. The motion failed to pass by the following vote:

AYES: None (0)

NAYS: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

REPORT AND RECOMMENDATION OF PLAN COMMISSION RE REQUEST FOR AMENDMENT TO A SIGN PLAN TO ALLOW DIRECTIONAL SIGNS AT

The Plan Commission held a public hearing on July 27, 2006 to consider the request for an amendment to a sign plan to allow directional signs for the Takeda campus.

TAKEDA PHARMACEUTICALS, ONE  
TAKEDA PARKWAY

Joshua Hanna, attorney with Mayer, Brown, Rowe and Maw, and Jonathan Brazier, Project Manager,

Hines, explained that Takeda is one month from opening and believes the signage needs to be finalized before they can occupy the building. The trustees commented that the proposed directional signage is necessary.

Trustee Rosenthal made a motion to accept the report and recommendation of the Plan Commission and to direct preparation of the ordinance. Trustee Wylie seconded the motion. The motion included authorization to install the signage at Takeda's risk before the ordinance granting it was passed. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

REPORT AND RECOMMENDATION  
OF PLAN COMMISSION RE REQUEST  
FOR AMENDMENT TO A SIGN PLAN  
FOR OFF-SITE GROUND SIGN,  
PUBLIC STORAGE, 125 S. PFINGSTEN

The Plan Commission discussed Public Storage's off-site ground sign at their July 27, 2006 meeting.

Trustee Rosenthal expressed concern with the sign's lighting. She believes the illumination should be turned off at 6:00 P.M. Trustee Benton explained

that the business is open until 9:00 P.M., and he believes the sign is necessary to direct patrons to the facility.

Trustee Struthers made a motion to accept the report and recommendation of the Plan Commission and to direct preparation of the ordinance. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: Rosenthal (1)

BAKER FURNITURE'S APPEAL OF  
THE APPEARANCE REVIEW  
COMMISSION'S DECISION RE:  
SIGNAGE AND AWNINGS

Steve Stavrou, Showroom and Store Design Manager for Baker, explained that their proposal consists of two parts: the parking lot façade and the corner of Deerfield and Waukegan Roads. He discussed their proposal for both facades. The

ARC voted to deny their proposal for black awnings on the building.

The trustees expressed preference for one color for all awnings throughout the center. They do not believe having two awning colors would be appropriate. Mr. Stavrou explained that blue awnings would not fit with their corporate message. The trustees indicated they would support replacing all the awnings in the center with black awnings.

Trustee Rosenthal expressed concern with the Baker Furniture logo on the awning. She believes the logo should be on the sign band, like the other businesses in the center. If approved, Trustee Rosenthal believes other businesses will also request their logos be placed on the awning.

Mr. Stavrou explained that they propose removing four awnings - two flanking the center turret, the second floor awning near PrimeSource and one on the parking lot façade. Darcie Tapper, property manager, questioned if the recommendation is contingent on RREEF financing the awning replacement. Mayor Harris summarized the board's position, indicating that it prefers black awnings. The trustees did not come to a consensus with the placement of the sign. Baker Furniture was directed to meet again with the ARC.

#### CONSENT AGENDA

ORDINANCE O-06-34 APPROVING A SPECIAL USE TO PERMIT THE ESTABLISHMENT OF A PRESCHOOL AT ST. GREGORY'S EPISCOPAL CHURCH AT 815 WILMOT ROAD - 2R

An ordinance approving a special use to permit the establishment of a preschool at St. Gregory's Episcopal Church, 815 Wilmot Road. Second Reading.

ORDINANCE O-06-35 AMENDING THE ZONING ORDINANCE TO AUTHORIZE RENTAL CENTER IDENTIFICATION WALL SIGNS IN PLANNED UNIT DEVELOPMENTS IN THE I-2 LIMITED INDUSTRIAL DISTRICT - 2R

An ordinance amending the zoning ordinance to authorize rental center identification wall signs in planned unit developments in the I-2 Limited Industrial District. Second Reading.

ORDINANCE O-06-36 APPROVING AN AMENDMENT TO A PUD TO PERMIT NEW SIGNAGE AND EXTERIOR CHANGES TO THE PUBLIC STORAGE BUILDING AT 125 S. PFINGSTEN - 2R

An ordinance approving an amendment to a planned unit development to permit new signage and exterior changes to the Public Storage building at 125 S. Pfingsten. Second Reading.

ORDINANCE O-06-37 INCREASING NUMBER OF CLASS I LIQUOR LICENSES FROM 0 TO 1 (SODEXHO AMERICA - STARLITE CAFÉ, 520 LAKE COOK ROAD)- 2R

An ordinance increasing the number of class I liquor licenses from 0 to 1. Second Reading.

AUTHORIZATION TO AWARD BID FOR NEW 2006 OR 2007 ALL-WHEEL LOADER FOR TREATMENT PLANT

Authorization to award contract for a new 2006 or 2007 all-wheel loader for the treatment facility to Atlas Bobcat, Inc. in an amount not to exceed \$29,295.

Trustee Rosenthal made a motion to approve the Consent Agenda and adopt the ordinances. Trustee Wylie seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)  
NAYS: None (0)

#### OLD BUSINESS

ORDINANCE O-06-38 APPROVING VARIATION FOR PRINCIPAL AND DETACHED STRUCTURE, 689 DEERPETH (MEINTZER)

689 Deerpath.

An ordinance approving a variation to reduce the minimum required separation between a principal structure and a detached accessory structure to permit the construction of a one-story sun room addition to the existing single family structure at

At the request of the petitioner, Trustee Rosenthal made a motion to waive the first reading of the ordinance. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)  
NAYS: None (0)

Trustee Rosenthal made a motion to adopt the ordinance. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)  
NAYS: None (0)

RESOLUTION R-06-07 DESCRIBING TERMS AND CONDITIONS FOR ACCEPTING AN EASEMENT FOR AND OWNERSHIP OF A SANITARY SEWER EXTENDING SOUTH OF LAKE COOK ROAD AT PINE STREET

Mr. Franz explained that efforts have failed to convince the Metropolitan Water Reclamation District to release a sewer permit for the Chicago-land Jewish High School project. They were refused a permit based on a change in policy stating that connections cannot be made to private sewer lines.

Richard Schoenstadt, partner in Siegel, Moses and Schoenstadt PC, explained that they have worked with the village attorney to indemnify the village from a financial standpoint. The resolution approves an Indemnification Agreement stating that the Deerfield Business District will, through bill of sale, give the village the sewer line and an easement to access it. All costs for maintenance and replacement will be at the expense of the properties which are serviced by it.

Trustee Rosenthal expressed concern that the village would not be protected against having to accept five other sewer lines south of Lake Cook Road. Trustee Wylie explained that the policy has changed and other builders on the south side of Lake Cook Road should be advised of this change. The trustees believe the terms of the agreement should be changed to 99 years; the petitioner agreed to the terms.

Trustee Wylie made a motion to adopt the resolution with the suggested changes. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

#### NEW BUSINESS

##### AUTHORIZATION TO AWARD BID FOR THE PURCHASE OF TELECOMMUNICATION INFRASTRUCTURE EQUIPMENT

represents a 40 percent discount on the equipment.

Richard Kramer, Computer Systems Coordinator, explained that the village entered into an agreement to develop a network design and equipment list for telecommunication infrastructure equipment on June 19, 2006. Only one bid was received, which

Trustee Rosenthal made a motion to award the contract for the telecommunication infrastructure equipment to Network Data Systems, Inc. in an amount not to exceed \$217,500. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

##### AUTHORIZATION TO EXTEND EQUIPMENT LEASE AGREEMENT WITH FLEETWOOD FINANCIAL (POLICE DEPARTMENT RADIO/PHONE RECORDING EQUIPMENT)

company has gone out of business and their customer service has been absorbed by Word Systems Corporation. The equipment is somewhat obsolete and difficult to service. Word Systems has agreed to buy out the existing agreement from Fleetwood Financial, which would waive the two remaining payments. He would like to extend the equipment lease agreement with Word Systems for a five year term at an annual cost of \$7,800.

Chief Sliozis explained that the department had an agreement with Fleetwood Financial for the lease of department phone and radio voice recording equipment from the Dictaphone Freedom Company. There are two years remaining on the agreement, with an annual payment of \$7,535.49. The

Trustee Wylie made a motion to extend the lease agreement with Fleetwood Financial. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

AUTHORIZATION FOR MAYOR TO SIGN FOUR-YEAR COLLECTIVE BARGAINING AGREEMENT WITH PUBLIC WORKS UNION (IUOE LOCAL 150)

Bob Fialkowski explained that the village was notified two years ago by Local 150 that public works wished to be organized under their bargaining unit. Negotiations have been long and difficult for both sides, as is usually the case for a first contract. The contract has been approved by

the union and covers all members of public works below the supervisor level. The four year agreement will end on 4/30/2009. The wage increases are: May 1, 2005 – 3.25%; May 1, 2006 – 3.76%; May 1, 2007 – 3.25%; May 1, 2008 – 3.5%.

Trustee Seiden made a motion to authorize the mayor to sign a four-year collective bargaining agreement with public works union local 150. Trustee Wylie seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

APPROVAL OF REQUEST FOR PROPOSAL (RFP) RE NORTHWEST QUADRANT OF THE VILLAGE CENTER

Mayor Harris directed that this item be held over to the August 21<sup>st</sup> meeting.

ANALYSIS AND AWARD OF BID FOR DEERFIELD ROAD AND CHESTNUT STREET ENTRANCE WALL

The Director of Public Works and Engineering explained that a retaining wall was installed at the intersection of Deerfield Road and Chestnut Street as part of the Deerfield Road project.

Concerns were expressed about the appearance, size and scale of the retaining wall, so staff was directed to rebid the project on a new design approved at a committee of the whole meeting. Four sealed bids were opened and publicly read. The lowest bid amount was \$46,016. Ms. Little believes it may be possible to reduce the cost of the wall construction with timing changes, landscaping plantings, wall details or radial cuts. She recommends the bids be rejected because the low bid exceeded the engineer's estimate.

Mr. Franz asked if the trustees have a maximum budget. After some discussion, most of the trustees believe the construction should be completed for under \$35,000.

Trustee Benton made a motion to reject the bids. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

AUTHORIZATION FOR PURCHASE OF  
5 MGD VARIABLE FREQUENCY  
DRIVE (VFD) FOR 5 MGD PUMP AT  
RICHFIELD RESERVOIR

Ms. Little explained that the variable frequency drive at the Richfield Pumping Station failed unexpectedly and must be replaced. It is not budgeted. Staff contacted three pump companies and received two bids. The Director of Public

Works and Engineering requests the board waive the competitive bidding process because of urgency and authorize the purchase of a new VFD from Metropolitan Equipment Company at a cost of \$27,436.50 plus \$1,000 for freight.

Trustee Seiden made a motion to waive the competitive bidding process and authorize the purchase of a new VFD from Metropolitan Equipment Company in the amount of \$28,436.50 including freight. Trustee Wylie seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Rosenthal, Seiden, Struthers, Wylie (6)

NAYS: None (0)

DISCUSSION

TRUSTEE IN THE TOWN

Trustee Seiden reported that Trustee in the Town will be held on Saturday, August 19th from 9:00

A.M. – Noon at the farmers market. Trustees Benton and Feldman will be in attendance.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 9:45 P.M.

APPROVED:

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Mayor

ATTEST:

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Village Clerk