

April 20, 2011

The regular meeting of the Board of Trustees of the Village of Deerfield was called to order by Mayor Rosenthal in the Council Chambers of the Village Hall on Wednesday April 20, 2011 at 7:30 p.m. The Clerk called the roll and announced that the following were:

Present: Harriet Rosenthal, Mayor
Robert Benton
Alan Farkas
Thomas Jester
Mary Oppenheim
William Seiden
Barbara Struthers

and that a quorum was present and in attendance. Also present were Village Attorney Peter Coblenz and Kent Street, Village Manager.

PLEDGE OF ALLEGIANCE

Matt Wylie led those in attendance in reciting the Pledge of Allegiance.

PROCLAMATION

Mayor Rosenthal proclaimed April 22, 2011 as Earth Day in Deerfield, representing the 41st anniversary of Earth Day celebrations. Trustee Oppenheim made a motion to accept the proclamation. Trustee Benton seconded the motion. The motion passed unanimously.

Mayor Rosenthal presented the proclamation to Sustainability Commission Chairman Matt Wylie. He stated the Sustainability Commission has spent time reviewing the new waste hauling conversion. Recently, they have worked on the Village's website to provide resources to the residents.

PROCLAMATION

Mayor Rosenthal proclaimed April 29, 2011 as Arbor Day in Deerfield. Trustee Struthers made a motion to accept the proclamation. Trustee Oppenheim seconded the motion. The motion passed unanimously.

MINUTES OF PREVIOUS MEETING

Trustee Struthers made a motion to approve the minutes of the April 4, 2011 Board of Trustees meeting. Trustee Oppenheim seconded the motion. The motion passed unanimously.

BILLS AND PAYROLL

Trustee Benton made a motion to approve the Bills and Payroll dated April 20, 2011. Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

TREASURER'S REPORT

Mr. Fialkowski presented highlights from the Treasurers Report representing 11 months or 91% of the fiscal year. Mr. Fialkowski was encouraged by both micro and macroeconomic activities. Overall operating revenues are exceeding operating expenditures. Sales tax revenue was up 20% over the same month (December) in 2009.

Mr. Fialkowski stated he met with the Library Board about their bond issue, and they are scheduled for a Committee of the Whole meeting in May.

PUBLIC COMMENT

There was no Public Comment.

REPORTS

REPORT AND RECOMMENDATION
OF PLAN COMMISSION RE REQUEST
FOR AN AMENDMENT TO A SPECIAL
USE FOR DEERFIELD PUBLIC
SCHOOLS DISTRICT 109
ADMINISTRATION CENTER AT 517
DEERFIELD ROAD

The Plan Commission held a Public Hearing on February 24, 2011 to consider the request for an amendment for an addition and parking variation for 137 spaces in lieu of 150 spaces. The Plan Commission voted 5-0 in favor of the recommendation.

Dr. Renee Goier, Superintendent of District 109 explained the project was the result of a collaboration of many, including the Village and the neighbors. The project would maintain the greenery which makes the corner visually appealing. The facility is the support center for the school district, providing the services which support more than 400 employees. The facility has not been renovated in years and is not currently ADA compliant. This project will build an additional room for adult training.

Greg Monberg, architect with Fanning Howey Associates presented changes to the original plan, including the relocation of six trees, removal of concrete, removal of three trees and addition of sidewalk along the berm. He showed the fence which will be located along the berm, as recommended by the Plan Commission. The fence would be 7'4" above the grade. The fence openings will be 3-1/4 inches for stability and opacity.

Trustee Oppenheim noted there is a low berm on the north side of the parking lot between the parking area and the residences that was planned for bushes and other plantings. Because the Park District maintains the property, there were difficulties maintaining the area as native planting. Trustee Oppenheim would like the plantings to be properly maintained and not just mowed like turf grass.

Mayor Rosenthal mentioned the Village is looking to relocate the sidewalk along Deerfield Road in a couple of years. Dr. Goier acknowledged the District was aware of this project and will cooperate with the Village.

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

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

CONSENT AGENDA

ORDINANCE O-11-12 APPROVING A
SIX MONTH EXTENSION TO
SEPTEMBER 1, 2011 OF TEMPORARY
ZONING RELIEF FOR HONQUEST
FURNITURE – 2R

An ordinance approving a six-month extension of temporary zoning relief for Honquest Furniture. The extension would be until September 1, 2011. Second reading.

ORDINANCE APPROVING AN
AMENDMENT TO THE SIGNAGE
PLAN FOR PARKWAY NORTH
CENTER – 1R

An ordinance approving an amendment to the signage plan for Parkway North Center. First Reading. Mayor Mayor Rosenthal noted this was for the inner directional signs and monument signs along Deerfield and Saunders Roads.

Trustee Oppenheim made a motion to adopt the ordinance for a six-month extension of temporary zoning relief for Honquest Furniture. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)
NAYS: None (0)

OLD BUSINESS

ORDINANCE O-11-13 ADOPTING THE
BUDGET OF THE VILLAGE OF
DEERFIELD FOR THE FISCAL YEAR
BEGINNING MAY 1, 2011 AND
ENDING APRIL 30, 2012 – 2R

Ordinance adopting the budget for the Village of Deerfield for the fiscal year beginning May 1, 2011 and ending April 30, 2012. Second Reading.

Mayor Rosenthal stated that during the budget meetings, the Trustees thoroughly discussed the capital improvement plan. She advocated to the Board that the Village not borrow money for capital improvements, but go ahead with prior obligations, including the treatment plant.

Trustee Seiden agreed with Mayor Rosenthal regarding additional bonds for the Wastewater Treatment Plant, which will add to the levy for 20 years. However, this year's budget expenditures for infrastructure and lack of decrease of other expenses results in a sizeable increase over last year. The Village will add a \$4 million bond which residents will have to pay for over the next 20 years. Trustee Seiden hopes this would not continue and is opposed to spending the money this year. Therefore, he will vote against the budget.

Trustee Jester disagreed with the extrapolation of bond payments for the next 20 years. There are a number of projects, aside from the Treatment Plant, that need to be funded. He has his own issues with the budget, including salary increases for non-union employees being extended at the same rate as union employees. Therefore, Trustee Jester will stand on non-prevailing side of that issue.

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

AYES: Benton, Farkas, Oppenheim, Struthers (4)
NAYS: Jester, Seiden (2)

ORDINANCE O-11-14 AMENDING
THE WAGE AND SALARY PLAN – 2R

Ordinance amending the Wage and Salary Plan. Second Reading.

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

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

ORDINANCE O-11-15 AMENDING
THE MUNICIPAL CODE OF THE
VILLAGE OF DEERFIELD TO
PROVIDE FOR CERTAIN WATER AND
SEWER INCREASES – 2R

Ordinance amending the Municipal Code of the Village of Deerfield to provide for certain water and sewer increases. Second Reading.

Trustee Farkas made a motion to adopt the ordinance.

Trustee Oppenheim seconded the motion. The motion passed

by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

NEW BUSINESS

AUTHORIZATION TO EXECUTE
EASEMENT AGREEMENT WITH
GATEWAY FAIRVIEW, INC. FOR
SANITARY SEWAGE LIFT STATION
AT DEERBROOK MALL

Mr. Street reported the Village has reached agreement with Gateway Fairview, Inc. for an easement at the sanitary sewage lift station at Deerbrook Mall. He noted terms and agreement are similar to the existing terms and agreement.

Trustee Jester made a motion to authorize execution of the easement agreement with Gateway Fairview, Inc. for the sanitary sewage lift station at Deerbrook Mall. Trustee Farkas seconded the motion. The motion passed by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

AUTHORIZATION TO EXECUTE AN
INTERGOVERNMENTAL AGREEMENT
WITH SWALCO RE: RECYCLING
REVENUE SHARING

Mr. Street reported that this would authorize the execution of an agreement for the Village to receive payment for recycled materials. He noted there are more than 500 tons of recycled materials per quarter.

Trustee Farkas made a motion to authorize the execution of the agreement. Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

AUTHORIZATION TO AWARD
CONTRACT FOR 2011 ASH TREE
INVENTORY

Ms. Little stated the emerald ash borer has been identified within Village borders. The Village has developed a response plan.

The Village proposes to conduct an ash tree inventory and will rate ash trees by the following criteria: confirmed infestation, suspected infection, and those not showing symptoms. Ms. Little noted the emerald ash borer treatments are not proven to be effective in the long term; therefore, she does not recommend

entering into any treatment for public trees. She noted that residents can choose to treat their own trees should they desire. Ms. Little stated that if an emerald ash borer is found on private property, the Village requires it be promptly removed, but without tree mitigation fees. She also recommends not charging mitigation fees if a resident removes ash trees preemptively.

Trustee Struthers asked if there were any procedures for disposing of infected tree wood. Ms. Little explained the people removing the ash trees must be comply with State regulations.

Trustee Farkas suggested putting in place a program to share the cost of mitigation, if the problem is widespread. Ms. Little explained that if an infected tree is a parkway tree, the 50-50 parkway tree program is in place.

Trustee Oppenheim suggested adding information to the Village website about what residents should look for. She believes the Board should work on a program if there are a number of properties losing trees. Ms. Little noted there is a lot of available information to determine if a tree is diseased.

Trustee Oppenheim made a motion to award the contract for the 2011 ash tree inventory to Urban Forest Management in an amount not to exceed \$14,550. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

AUTHORIZATION FOR WATER
METER PURCHASE

Ms. Little explained that Badger Meter works with regional distributor Midwest Meter, Inc., and the Village has approximately 3,000 more meters to replace. To keep a sufficient supply on hand, staff is requesting authorization to purchase meters for the next three years.

Trustee Farkas made a motion to waive bids and authorize the water meter purchase from Midwest Meter, Inc. for the next three years. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

ORDINANCE O-11-16 EXTENDING
THE SPECIAL USE AUTHORIZED BY
ORDINANCE O-10-06 FOR
CHILDREN'S RETAIL STORE – 1R

An Ordinance extending the Special Use that was authorized by Ordinance O-10-06 for a children's retail store.

AMENDMENT TO WONDER!
ECONOMIC INCENTIVE AGREEMENT
EXTENDING THE OPENING DATE
FROM JUNE 1, 2011 TO DECEMBER
1, 2011

An amendment to the Wonder! Economic Incentive Agreement extending the opening date from June 1, 2011 to December 1, 2011.

Bill Coliani from Wonder! explained they are asking for an extension because of the funding activities they have gone through. They hoped to have the store open by June 1, 2011 but believe it will be open for October 1,

2011. Mr. Coliani noted the interior of the space has been cleared and painted and the offices have been installed. He explained they will not be completing all the work approved in their initial permit and would come back with a modified plan.

Trustee Seiden made a motion to waive the First Reading of the Ordinance. Trustee Oppenheim seconded the motion. The motion passed unanimously.

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

AYES: Benton, Farkas, Jester, Oppenheim, Seiden, Struthers (6)

NAYS: None (0)

DISCUSSION

BUDGET

Trustee Oppenheim urged residents to go onto the Village website and read the budget. The Trustees have spoken a lot about capital improvements and the work which needs to be done. She thinks it would be helpful if residents see where the Village has received outside funding on the projects.

CONSTRUCTION

Mayor Rosenthal noted the rain has made a mess of the Carriageway construction. She noted the contractors have been helpful but asked staff to work to reduce problems for the residents

MARNI YANG CASE

Mayor Rosenthal stated the Marni Yang case was featured on both 20/20 and Dateline the previous Friday. Several officers from the Police Department as well as Chief Sliozis and Deputy Chief Wilk were interviewed. She was very impressed with the department's professionalism.

CONGRATULATIONS

Mayor Rosenthal offered congratulations to re-elected Trustees Seiden, Benton and Jester. They will be installed at the next Board of Trustees meeting.

CONSTRUCTION SEASON

Mr. Street explained construction season has begun. The Lake Cook Road construction project started last week. He noted this is a Cook County Highway project that will end in October. Mr. Street understands the challenges but encourages residents to continue to shop at those businesses.

Mr. Street noted the underpass project will be completed in June. He asked residents to be patient.

ADJOURNMENT

There being no further business or discussion, Trustee Struthers made a motion to adjourn the meeting. Trustee Oppenheim seconded the motion. The motion passed unanimously. The meeting was adjourned at 8:46 p.m.

APPROVED:

Mayor

ATTEST:

Village Clerk