

October 3, 2022

The regular meeting of the Board of Trustees of the Village of Deerfield was called to order on October 3, 2022, at 7:30 p.m. at Deerfield Village Hall. The clerk called the roll and announced that the following were

Present: Robert Benton
Larry Berg
Elaine Jacoby
Mary Oppenheim
William Seiden

Absent: Dan Shapiro, Mayor
Rebekah Metts-Childers

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

MAYOR PRO TEM

Trustee Oppenheim moved to nominate Trustee Seiden as Presiding Officer. Trustee Berg seconded the motion. The motion passed by the following vote:

AYES: Benton, Berg, Jacoby, Oppenheim, Seiden (5)

NAYS: None (0)

PLEDGE OF ALLEGIANCE

Mr. Street led those in attendance in reciting the Pledge of Allegiance.

DOCUMENT APPROVAL

Trustee Oppenheim moved to approve the minutes from the September 19, 2022, Board of Trustees meeting. Trustee Berg seconded the motion. The motion passed unanimously on a voice vote.

TREASURER'S REPORT

Finance Director Eric Burk presented highlights from the August 2022 Treasurer's Report representing 66 percent of the fiscal year. Sales tax increased from last month due to a general overall increase. Water and Sewer billings increased, which is typical this time of year, but are down from the same period of last year. Hotel tax includes payments from all six hotels and increased again this month. Electric utility tax and food & beverage tax increased from prior month and the same period of last year. The Village received \$1.35 million grant reimbursement related to Woodland Subdivision from work completed in 2019. Notable expenditures in August include engineering and construction costs.

BILLS AND PAYROLL

Trustee Oppenheim moved to approve the bills and payroll dated October 3, 2022. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Berg, Jacoby, Oppenheim, Seiden (5)

NAYS: None (0)

PUBLIC COMMENT

Deputy Chief Brian Budny reported the department changed to pink patches for breast cancer awareness. They are working with the Cancer Wellness Center of Northbrook. If anyone donates \$10 to the Wellness Center, the department will send a pink patch. They also have a decal on the police vehicles. He urged residents to look on the Police Department's Facebook page for more information.

REPORTS

REQUEST FOR TEXT AMENDMENTS TO THE DEERFIELD ZONING ORDINANCE, A SPECIAL USE FOR AN ESSENTIAL SERVICES ANTENNA SUPPORT STRUCTURE FOR THE PROPERTY LOCATED AT 909 LAKE COOK ROAD AND A SPECIAL USE TO ALLOW A VILLAGE OWNED REGIONAL STORM WATER FACILITY AT 909 LAKE COOK ROAD (WEC BUSINESS SERVICES LLC AND VILLAGE OF DEERFIELD).

The Plan Commission held a Public Hearing on July 28, 2022, to consider the request for Text Amendments to the Deerfield Zoning Ordinance, a Special Use for an essential services antenna support structure and a Special Use to allow a Village-owned regional storm water facility at the property located at 909 Lake Cook Road. The Plan Commission voted 6-0 in favor of the request.

The Cable and Telecommunications Commission is in process of negotiating the final provisions of a licensing agreement for the property. Staff recommends this item be continued so the Cable and Telecommunications licensing agreement can be reviewed with the proposed land use approvals.

Staff is recommending continuing to next Board of Trustees meeting.

Trustee Berg moved to continue this request to the October 17, 2022, Board of Trustees meeting. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Berg, Jacoby, Oppenheim, Seiden (5)

NAYS: None (0)

REPORT AND RECOMMENDATION OF STAFF RE: SWIMMING POOL FENCES AND GATES

Director of Community Development, Andrew Lichterman, reported staff is recommending an amendment to the 2018 International Swimming Pool and Spa Code to require four-foot fences with self-closing devices around all residential pools, without exceptions. There currently exists an exception to the fence requirement when pools are equipped with a powered safety cover. Staff

believes a fence with a self-closing device should be required on all residential pools, regardless of them being equipped with a power safety cover.

Trustee Oppenheim moved to accept the report and recommendation of staff regarding a local amendment for residential swimming pools and direct the Village Attorney to prepare the Ordinance. Trustee Jacoby seconded the motion. The motion passed unanimously on a voice vote.

REPORT AND RECOMMENDATION OF STAFF RE: REQUEST FOR FUNDING UNDER THE BUSINESS FACADE REBATE PROGRAM – 827 & 829 WAUKEGAN ROAD Planning and Design Specialist, Elizabeth Delevitt, noted the Appearance Review Commission voted 5-0 in favor of the proposed exterior updates for the properties at 827 and 829 Waukegan Road during their July 25, 2022, and September 21, 2022, workshop meetings, pending Board approval of the Special Use for the Coder School. The applicant is requesting \$37,015.90 in building improvements and \$23,040.92 in site improvements through the Village's Façade Rebate program. These are not to exceed numbers. Actual costs will be based on receipts paid.

Mr. Street noted this is exactly what the façade rebate program was intended for. The applicants are investing in their property.

Trustee Oppenheim moved to accept the report and recommendation of staff and direct the Village Attorney to prepare a Business Façade Rebate Agreement to be presented at a subsequent Board of Trustees meeting. Trustee Berg seconded the motion. The motion passed unanimously on a voice vote.

CONSENT AGENDA

ORDINANCE O-22-31 AUTHORIZING A CLASS B SPECIAL USE TO PERMIT THE ESTABLISHMENT OF THE CODER SCHOOL AT 827 WAUKEGAN ROAD An Ordinance authorizing a Class B Special Use to permit the establishment of The Coder School located at 827 Waukegan Road.

Trustee Benton moved to approve the Consent Agenda and adopt the Ordinance. Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Benton, Berg, Jacoby, Oppenheim, Seiden (5)

NAYS: None (0)

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

RESOLUTION R-22-52 AUTHORIZING A ONE-YEAR EXTENSION TO THE FINAL DEVELOPMENT PLAN FOR 833 DEERFIELD ROAD Mr. Lichterman noted last year, the Board of Trustees approved an Ordinance granting an amendment to a Special Use and final development plan for the Deerfield Square PUD to allow the demolition of existing structures and

development of a five-story, 40-unit residential apartment building at the property commonly known as 833 Deerfield Road. The Zoning Ordinance provides that if no substantial construction has begun or no use has been established within the time stated in the Final Approval, the Special Use for the planned unit development shall become null and void unless the Village Board extends the time period for beginning construction, which may be extended by a period of not to exceed one year. A letter from the owner requesting a one-year extension of time to begin construction of the proposed development was received. The resolution would extend the deadline to begin construction of the proposed development to September 20, 2023.

Trustee Oppenheim moved to approve the Resolution authorizing a one-year extension to the final development plan for 833 Deerfield Road. Trustee Berg seconded the motion. The motion passed by the following vote:

AYES: Benton, Berg, Jacoby, Oppenheim, Seiden (5)

NAYS: None (0)

DISCUSSION

TRUSTEE IN THE TOWN Presiding Officer Seiden noted this past Saturday was the last Trustee in the Town. He encouraged residents to reach out to any Trustee or the Mayor with any questions.

COMMITTEE OF THE WHOLE Mr. Street reported there will be a Committee of the Whole meeting on October 11, 2022, from 3-5 p.m. He asked the Trustees to save October 25, 2022, for another Committee of the Whole meeting.

ADJOURNMENT There being no further business or discussion, Trustee Oppenheim moved to adjourn the meeting. Trustee Benton seconded the motion. The motion passed unanimously on a voice vote.

The meeting was adjourned at 7:55 p.m.

The next regular Board of Trustees meeting is scheduled to take place on Monday, October 17, 2022 at 7:30 p.m.

APPROVED:

Board of Trustees meeting
October 3, 2022
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Mayor

ATTEST:

Village Clerk