

**CITY COUNCIL MEETING
MINUTES – May 8, 2018**

Mayor Prejna called the Council meeting to order at 7:30 p.m.

Pledge of Allegiance to the Flag:

ROLL CALL:

Present: Cannon, Budmats, Majikes, Gallo, Banger, D’Astice, Veenbaas

Absent:

Staff Members Present: City Manager Barry Krumstok, Deputy City Clerk Ginny Cotugno, Fire Chief Terry Valentino, Police Chief John Nowacki, Public Works Director Fred Vogt, Assistant Public Works Director Rob Horne, Business Advocate Martha Corner, and City Attorney Jim Macholl

Mayor Prejna read the following statement:

MEMBERS OF THE AUDIENCE ARE REMINDED THAT THESE PROCEEDINGS ARE BEING VIDEO TAPED FOR CURRENT AND FUTURE BROADCAST OVER THE CITY’S CABLE TELEVISION CHANNEL.

MOTION TO APPROVE MINUTES:

Mayor Prejna: The first item on the agenda this evening is a motion to approve the minutes from the April 17, 2018 Committee-of-the-Whole Meeting and the April 24, 2018 Council meeting. Is there such a motion? Alderman Banger made the motion and it was seconded. Are there any additions, deletions, or corrections to the minutes? Seeing none the question is shall the minutes be approved? All those in favor please signify by saying aye; those opposed? The ayes have it and the minutes are approved.

MOTION TO DEVIATE:

None

MAYOR'S REPORT:

Mayor Prejna: It has been a busy couple of weeks. For those of you that attended our first Business Expo, City and Business Expo, it was a good attendance, good group. It was an opportunity to speak with a lot of individuals in the City and they liked it. I have received a couple of letters that they were very, the residents that said they look forward to it being expanded in the future and I do, it brought up to mind that Alderman Jerry Hill, who’s Not here, who even before he was elected was knocking on doors and bought this idea forth and I can remember being in Mr. Krumstok’s office and I think even with Fred and it came to pass. It was a year later, but that worked, it did work out, so I just wanted to mention that little seed had grown into the Expo. We were also at a ground breaking for School Health Group. They broke ground this last week and they expect to be done in October. Also when we were at the Business Expo there was a group of citizens led by Dave Whitney for the Citizens of Rolling Meadows and Mr. Budmats is going to coordinate it through the City Council in drafting a letter and we do have a petition drive so I just wanted to let those of you who know about that, that we are going forward with that and we will be meeting again with the Congressional offices that represent the City of

City Council Meeting

May 8, 2018

Page 2

Rolling Meadows as we put forth our letter. The City Council did approve in meeting a couple months ago that they would sign a letter to go forward with that. That's the Mayor's Report. Any Ward reports? Mr. Budmats.

WARD REPORTS:

Ward 2:

Alderman Budmats: I received a call from residents on Theda Lane who had an issue and I wanted to say that Public Works jumped right on that and got a letter out to the people letting them know that the contractor who had not completed the work has a back schedule to complete the work on their landscaping so just figured I'd let you know.

Mayor Prejna: Thank you sir. Any other Ward Reports?

MEETING OPEN TO THE PUBLIC FOR 20 MINUTES:

Mayor Prejna: This now brings us to the part of the meeting that is open to the public for 20 minutes. Our first signatory is Dave Whitney.

Dave Whitney: Thank you Mr. Mayor. As the Mayor just mentioned I've been working on a petition to bring back the post office. We're trying to get at least 1,000 signatures on it. To date we just started and we have about 120 signatures at this point. Anyone that is willing to help with this can contact me via email at davewhitneyrm@gmail.com. We're trying to close this off by the end of the month so we can present a stack of these petitions to the Congressmen. So thank you.

Mayor Prejna: Thank you Mr. Whitney for coming forward. The next person up is Nancy Roman. Hi Nancy, thank you for coming forward.

Nancy Roman: Good evening, Mr. Mayor and councilmen. My name is Nancy Roman and I live in Palatine. However, my daughter attends St. Collette's and I'm a parishioner of St. Collette's. Most recently we had an antique and vintage market and it went well. However, I'm here because I was wondering if we could be allowed to post more signs. Right now we only allowed 8 and I would really like to see if maybe the City could help us out to be able to put like 20 or 30 signs. I just want to mention that I went to Palatine and they did not allow signs. I went to Arlington Heights, they did not allow signs, only on private property. However, Fremd they were all over. They were in Hoffman Estates, they were in Schaumburg, they were in Palatine, they were in Rolling Meadows, they were in Arlington Heights and they pretty much clobbered our 8 little signs, so I was just wondering if you could consider, and I'm not just speaking for St. Collette's. I think I can speak for churches, schools. We do this to raise money for the school and this will really help us out a lot. And I just want to say thank you also for putting out our sign on the marquis. It helped us out a lot and if you could consider that, that would be wonderful. I appreciate it. Thank you.

Mayor Prejna: Thank you for coming forward. The next gentleman up to speak is Steve Holish.

Steve Holish: Good evening. Last month I asked the question about eliminating recycling on behalf of the residents and sort of give that to you all for discussion. I haven't heard anything back on that. I know it would add more garbage to the actual City workers, but at least it's for a discussion and that's something that I would think that all of you should be looking at and discussing it at the Committee-of-

City Council Meeting

May 8, 2018

Page 3

the-Whole sometime in the future. Tonight I would like to focus on the actual City street lights. I know there was a great aggressive move to get them in before the end of the year and get that accomplished so that we meet our budgets and everything else, but since that time I've noticed that they're not getting any better. The LED street lighting, as you all may be aware, isn't performing like it should. It doesn't compare to the incandescent lights that we had in the past. Primarily on the intersections where the bars of the street lights aren't angled correctly. That the LED lights do not perform as well as the incandescent lights. I've talked to staff about this on a particular area that I would like, which is Kirchoff Road and Meacham and those lights are drastically different. You can see downtown Kirchoff has very bright lights. Around the High School there are very bright lights, but the rest of the areas, they're not as bright and I was told that there's conditions where they can be controlled. Their wattage can be increased, but yet nothing's been done because they are different model lights. So, I'd like all of you to be aware of that. Maybe you could all look in your own Wards and suggest areas that are bad and send that over to staff and maybe they can look at it. But I think going forward something has to be done to improve the performance of the LED street lighting in all the areas. Thank you.

Mayor Prejna: Thank you for coming forward. The next signatory is Karen Dodge. Thank you for coming forward tonight.

Karen Dodge: I'm here representing Quantum Sign on behalf of the Fuller's Car Wash signage that you'll be voting on later. I just wanted to let you know I'm here if there's any other questions, but I did want to let you know with that EMC sign that we're proposing we don't want to be obtrusive. We don't want to have flashing pictures or anything. They're willing to have solid static message with text only for like 5 minutes. They're willing to turn it off at like 10:00pm. When we presented in front of the Committee they were kind of uncomfortable voting on this stating that there's no other electronic message centers along that roadway and they were uncomfortable kind of setting precedence. However, we did notice that at 1911 Algonquin Road, Acceptance Auto, does have an EMC and it looks like they just have text, so we want something similar to what they are doing. So, just want to let you know I'm available for questions when this comes up later on in the meeting.

Mayor Prejna: Thank you very much for stepping forward. The next person up is Lauren Gallucci.

Lauren Gallucci: Hi, this is my first council meeting. Thank you for having me.

Mayor Prejna: Well, we're glad that you're here.

Ms. Gallucci: Thank you.

Mayor Prejna: Slow deep breath and you'll be fine.

Ms. Gallucci: All right. I'm actually not a current resident of Rolling Meadows. I am a former resident. I grew up here and a future resident. I'll be moving back in June and so I was really pleasantly surprised to see that the backyard chicken discussion is open. So I just wanted to offer support for that. I think that Rolling Meadows really stands out having that discussion alone, but if it proceeds that would be a great benefit for the City. I know it's on my deal breaker list for forever home things, but I also wanted to offer some support. I'm in my 12th year of full-time zookeeper at Brookfield Zoo so if this is something that would go forward, I wanted to offer support to any residents who are interested in keeping chickens and needed animal support. I think it's a great thing so I just want to thank you all for bringing that up and having that discussion. I'm looking forward to seeing it possibly progress. I have my plans in place, so thank you for being open to that idea. I think it's a wonderful idea. I think a lot of young homeowners and young families are really looking for this kind of more sustainable lifestyle so I

City Council Meeting

May 8, 2018

Page 4

think it fits right in with attracting new homeowners to the City. As somebody who grew up here there are plenty of benefits to living in Rolling Meadows to begin with, but I think that's just an added bonus. So, thank you for considering it.

Mayor Prejna: Thank you for coming forward. The final signatory is Tom Rataiczuk. Thank you for coming forward.

Tom Rataiczuk: Thank you. I'm also here to voice support for Alderman Banger's chicken ordinance. It's something that my wife has wanted to do for quite some time. She was unable to make it here this evening, but I think it will be a benefit to the City and I also think that there's, I think there's some discomfort around it from, likely from some Aldermen and maybe from some residents, but I think that it's a fairly targeted number of people that are going to want to be doing this. I don't think it's something that's going to be wide-spread where it's going to cause chaos in chicken ownership throughout the City. There are a lot of villages in the adjoining area, including the City of Chicago, in which you can have chickens. In the City of Chicago you can have roosters on your lot, which I think is insanity, but that's, I think Alderman Banger has done a great job of sort of assuaging concerns and I think that it's worth consideration. So, that's all. Thank you.

Mayor Prejna: Thank you for coming forward.

Mayor Prejna closed the floor.

➤ **PENDING**

**A) Ordinance No. 18-20 /Amend Code to Establish Parking Restrictions on Various Streets
(2nd Reading)**

Mayor Prejna read the background on the ordinance.

Mayor Prejna: Is there a motion to adopt the ordinance? Alderman Budmats made the motion and it has been seconded. Is there any discussion? Seeing none, will the Clerk please call the roll?

AYES: Cannon, Budmats, Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

The Ordinance was adopted.

➤ **CONSENT ORDINANCES:**

B) Ordinance / Approve Signage Request for Fuller Car Wash (1st Reading)

C) Ordinance / Approve Electronic Sign for Fuller Car Wash (1st Reading)

D) Ordinance / Amend Liquor Code to Create a G1 Liquor License (1st Reading)

E) Ordinance / Declare Surplus Property for Vehicles and Equipment (1st Reading)

F) Ordinance / Amend Code to Allow Backyard Chickens (1st Reading)

City Council Meeting

May 8, 2018

Page 5

Mayor Prejna: That brings the council to the consent ordinances in for 1st Reading this evening. There are five items that could be grouped together in a Consent Agenda with no debate if the council so wishes. They are Items B through F. Would any alderman like any of those items removed from the Consent Agenda? Alderman Cannon

Alderman Cannon: F

Mayor Prejna: F

Alderman Banger: Did he say F?

Mr. Krumstok: Yes

Alderman Banger: Okay, thank you.

Mayor Prejna: Alderman D'Astice?

Alderman D'Astice: D

Mayor Prejna: That will leave us with three, so the question is shall all three ordinances be moved forward for 2nd Reading?

Mayor Prejna read the background on the remaining ordinances.

Mayor Prejna: Again, the question is shall all three ordinances be moved forward for 2nd Reading. The Clerk will please call the roll.

AYES: Cannon, Budmats, Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

The Ordinances were moved forward for 2nd Reading.

D) Ordinance / Amend Liquor Code to Create a G1 Liquor License (1st Reading)

Mayor Prejna read the background on the ordinance.

Mayor Prejna: Is there a motion to move this ordinance forward for 2nd Reading? Alderman Majikes made the motion and it was seconded. Alderman D'Astice you have first opportunity at this.

Alderman D'Astice: Thank you. I read the proposed language in here and I'm not necessarily opposed to the intent. I'm opposed to a lot of the language. First of all it says a business operator cannot place any sign, any post, or any picture, or any wording on the windows or doors. I think that kind of, that really restricts a business from doing any type of marketing. You can't have anything on the walls or the roofs. Again, it just totally restricts it. I think we need to be a little bit, we need to open it up so that if a business wants to do this, we have to give them the opportunity to do it. Then it says in addition a tasteful wall. Well somebody may think a tasteful wall is pink with red polka dots and somebody may say that's pretty ugly. I think it's very subjective. So, a tasteful wall needs to be changed. And then

City Council Meeting

May 8, 2018

Page 6

items like a rope, I know what that is, and fencing but a flimsy divider. Once again, it's very subjective so I'm not opposed to those, I'm opposed to those words, but not the ordinance. And then finally it says you have to have a table next to each machine. Well what if I have a shelf next to the machine and it's not a table and it will serve the same purpose. So I would make a motion to postpone a vote on G1 and have staff have another go at changing some of the wording so it is not subjective and it allows the operator the opportunity to do some marketing for their business. It doesn't have to be big old ugly signs that cover every inch of window space, but I think there needs to be, we need to allow them some flexibility.

Mayor Prejna: So Mr. D'Astice has made the motion. Is there a second to postpone? Alderman Veenbaas has made that. Is there discussion? Will the Clerk please call the roll on the motion to postpone Ordinance D?

AYES: Cannon, Gallo, Banger, D'Astice, Veenbaas

NAYS: Budmats, Majikes

ABSENT: 0

The ordinance was postponed to the May 22, 2018 Council meeting.

F) Ordinance / Amend Code to Allow Backyard Chickens (1st Reading)

Mayor Prejna read the background on the ordinance.

Mayor Prejna: Is there a motion to move this ordinance forward for 2nd Reading? Alderman Banger made the motion and it was seconded by Alderman Veenbaas. Alderman Cannon you asked that this be pulled. So Mr. Cannon you have first opportunity.

Cannon: Thank you Mr. Mayor. When we passed this to today two of our members were absent so Mr. Banger asked us to kind of hold off until everybody's here, so out of respect for him I voted to move it forward. Tonight I won't be supporting it. I'm not adamantly against it, but the main thing that I have trouble with getting my head around is how we would control this from the standpoint of the City. Our Public Works Department, our Community Development Department, our Police Department have plenty of things on their plate right now. I think most people would be responsible with this, but as I think the City is usually worried about the people who aren't responsible. I just see too many issues that might come up and then we have to police somehow. Not literally police it, but somehow take care of it. Is it too close to the neighbor's property? Is the property really 8000 square feet? It just seems to be problematic at this point to me. Maybe down the line I'll be swayed, but right now I won't be supporting it tonight. Thank you Mr. Mayor.

Mayor Prejna: Thank you Mr. Cannon. Is there any further discussion? Mr. Banger

Alderman Banger: I guess my response to Alderman Cannon's comments would be the same questions, and I guess the same reservations came out during backyard beekeeping which turned out, again my phrase is much ado about nothing. We had six beehives in the City last year and zero complaints. I'll be picking up another six packages of bees on Sunday and I expect once again to have a smooth

beekeeping year. So, again I think that the response to this is going to be minimal and the problems as Tom had mentioned, they're going to be good actors, the type of people who are going to be getting chickens to raise in their backyard, which would be my response to any worries. Thank you.

City Council Meeting

May 8, 2018

Page 7

Mayor Prejna: Thank you. Any further discussion? Alderman D'Astice

Alderman D'Astice: I guess I have, I do have reservations with what's written and my questions are several. How did we determine 8,000 square feet and not 10,000 square feet as the minimum? It says a covered enclosure, structure with attached covered enclosed outdoor to prevent chickens from encroaching. So, obviously then it's some kind of a building and/or building codes play into this so that it has to be built within code. It doesn't state anything about codes there. 5 feet from the lot line, my impression is and maybe Laura you might help me, if there's a chicken house 5 feet from the lot line and your house is for sale, would it impact the value of your home. I mean, I don't know. So it's another question that I pose. I certainly don't want a chicken house 5 feet from my house. I don't know what I don't know, but I just think that 5 feet is not right. It says they're going to be kept clean and well maintained with little or no accumulation of waste. Very subjective. How do you decide what's a little and what's a lot? Is it a lot when it starts to smell or is a little when it starts to smell? I don't know. A \$25.00 fee, it would seem to me that it's going to cost more to the City to have an inspector go out there and check the construction of the coop and occasionally check to see if there is a smell than \$25.00, so that seems low if it's going to pass. And how do we determine that 25 residential lots will be licensed and not 5 to start and go from there? So those are all the questions that I have open to whomever.

Mayor Prejna: I'm going to turn that to Mr. Macholl since he's the one who has drafted this. Mr. Macholl?

Mr. Macholl: Do you have any more questions?

Alderman D'Astice: Nope, that's all my questions.

Mr. Macholl: Okay, well relative to the square feet, there's two residential districts in the City of Rolling Meadows. The R-1 has a minimum of 10,000 square feet. There's an R-2 which has a minimum of 8400 square feet. So the idea was to try, and there are somewhat variances, to try to open it up to lots that actually have less than 10,000 square feet.

Alderman D'Astice: So let me stop you. Would it make more sense to say it's an R-2 so this way we all know, because if it's an R-2 it should have 8400 and this is 8, okay, so that will work. Okay, I gotcha.

Mr. Macholl: Okay, and then the other thing is with respect to the coop it was just to try to provide some sort of building code framework for that, but there really isn't anything definitive in that regard. The 5 feet from the property line, that's a zoning issue. Most lots have a 5 foot side yard, so if they're within or beyond the 5 foot, that's fine, so but it depends because every parcel in the City has different zoning requirements and building requirements and the like, so it's not a one size fits all. As far as the clean and kept orderly, that's got to be somewhat subjective. I don't know how else to do it. It's kind of like the beauty is in the eyes of the beholder. The \$25.00 fee is just a figure that other municipalities have used and we took that not knowing what it would actually be. We can increase or decrease it as the case might be. And the 25 residential lots, we just tried to keep it at a minimum, much like we did with the bee ordinance. We tried to limit it to a certain number of lots. So that's where that came from.

Alderman D'Astice: Okay

City Council Meeting

May 8, 2018

Page 8

Mayor Prejna: Does that answer all your questions?

Alderman D'Astice: It answers the questions.

Mayor Prejna: Thank you. Mr. Banger

Alderman Banger: Thank you. I started this ordinance with a proposal that single family residents of Rolling Meadows should be able to raise a few chickens in their backyard then the lawyer got involved. And so I understand all the language and Jim did a great job of crafting this and we copied other suburbs' laws and some of the parts of this for example one of the parts that I didn't agree with just with the same as my beehive, is I actually don't want building inspectors to come out in my backyard. I definitely didn't want building inspectors to come out and inspect the beehive. That's not in their job description I imagine. And so Jim did a good job of putting this together kind of mirroring other suburbs laws and it's something obviously my simple statement isn't enough. And we have to add a lot of extra rules, which is fine, and I get some of your concerns Alderman D'Astice, and I can almost guarantee you after reading about the City of Evanston and how with 70,000 some residents I want to say year two of their backyard chicken ordinance they had 8 licensees, so once again I think we open it up to 25, but the response is probably going to be just a handful of that. The registration, again with beehives it was arbitrary. I set it at \$15.00 because why not? I'd rather it be nothing, but \$25.00 sounded reasonable. These are, the purpose of this isn't to, I don't think, isn't to recoup our costs. I think just have a nominal fee so people have a little bit of skin in the game and so something we had to put in there. I would like to keep it very simple, but I think Jim did a great job of just kind of adopting things. I sent some redline edits to him and he took those out, so this is good stuff. I think it will be, once again, something that we don't even notice the impact, but the people who will notice the impact are those people who get to enjoy having chickens in their backyard. Thank you.

Mayor Prejna: Is there any other discussion on F code to allow backyard chickens? Mr. Veenbaas

Alderman Veenbaas: I've got one question. In the neighborhood that I represent in my Ward we have an incredible coyote problem and it's been dealt with by the Chief of Police, the City Manager, we've had animal control out there, what have you, and I personally own a dog myself, a small one, but they're getting so smart these days that they destroy whatever they need to destroy to get where they got to get to the point where they're actually at my patio door and they come through during the daylight, night, the whole situation there so I'm not too sure that this is the I'll say using my term the attraction we want for that kind of animal situation that is going on and for that reason I'm going to say no tonight, but I understand and my family, I came from farmers and what have you and they had chickens and cows and everything else, but I think at least in the neighborhood that I live in, we can barely keep our dogs outside let alone I can't imagine what would happen if we had chickens, at least in my neighborhood. Thanks.

Mayor Prejna: Thank you. Any further comments on the ordinance? Mr. Banger, the second time.

Alderman D'Astice: The third time.

Alderman Banger: I guess just to respond. I've heard a lot of people say chickens will attract predators and it makes me think of running trap lines again on the farm and you know it's not like they're scent lures bringing in predators from miles away. If you want to get rid of coyotes I would certainly say start getting rid of small family pets. Also get rid of Canadian Geese. Those coyotes snack on their eggs and their young and all sorts of other things around the City that actually you're never going to get rid of, so

City Council Meeting

May 8, 2018

Page 9

I've heard this argument several times. I don't think it's valid just because these problems don't come up just because a handful of people put chickens in their backyard. Those critters that are wild animals are living amongst us and they're not going to go away unless we have some sort of declare war on them and have people come in and trap and kill them. So just in response to that concern. Thank you.

Mayor Prejna: Thank you. Seeing none, will the Clerk please call the roll?

AYES: Gallo, Banger

NAYS: Cannon, Budmats, Majikes, D'Astice, Veenbaas

ABSENT: 0

Mayor Prejna: That ordinance fails by 2 to 5.

➤ **NEW BUSINESS:**

G) MOTION TO APPROVE PAYMENT OF BILLS ON WARRANT 5-8-18.

Mayor Prejna: Is there a motion to approve the May 8, 2018 Warrant as presented by the Finance Department? Alderman Majikes made the motion and it has been seconded. Is there any discussion? Seeing none, the Clerk will please call the roll.

AYES: Cannon, Budmats, Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

The warrant was approved.

➤ **CONSENT RESOLUTIONS:**

H) Resolution No. 18-R-40 / Approve 2018 Zoning Map

I) Resolution No. 18-R-41 / Approve Amendment to the Intergovernmental Agreement with the Rolling Meadows Park District for use of their Facilities

J) Resolution No. 18-R-42 / Award Contract for Additional Engineering for Proposed Sanitary Sewer for Sunset and Brookview

K) Resolution No. 18-R-43 / Award Contract for Pavement Striping

L) Resolution No. 18-R-44 / Award Contract for Asphalt Purchase

M) Resolution No. 18-R-45 / Authorize Purchase of a 2019 Ford F-250 Pickup Truck – Replacement of RM111/T324 2004 Ford F-250

N) Resolution No. 18-R-46 / Authorize Purchase of a 2019 Ford F-550 Dump Truck – Replacement of RM168/T323 2006 Ford F-250

O) Resolution No. 18-R-47 / Authorize Purchase of a 2019 Ford F-350 Pickup Truck – Replacement of RM179/T342 2006 Ford F-350

P) Resolution No. 18-R-48 / Authorize Purchase of one (1) Police Pursuit Vehicle for Replacement of RM332/C703 2006 Toyota Avalon

Q) Resolution No. 18-R-49 / Approve Subdivision on DuPont

City Council Meeting

May 8, 2018

Page 10

Mayor Prejna: That brings the council to the consent resolutions for this evening. There are ten items that could be grouped together in a Consent Agenda if the council so wishes. They are Items H through Q. Would any alderman like any of those items removed from the Consent Agenda? Alderman D'Astice?

Alderman D'Astice: J

Mayor Prejna: Alderman Budmats?

Alderman Budmats: Q

Mayor Prejna: Anyone else? The Chair declares it in order for one motion to consider all eight resolutions without debate. Is there such a motion? Alderman Banger made the motion and it has been seconded. The question is shall all eight resolutions be adopted.

Mayor Prejna read the background on the resolutions.

Mayor Prejna: Again, the question is shall all eight of these resolutions be adopted. The Clerk will please call the roll.

AYES: Cannon, Budmats, Majikes, Gallo, Budmats, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

The resolutions were adopted.

J) Resolution No. 18-R-42 / Award Contract for Additional Engineering for Proposed Sanitary Sewer for Sunset and Brookview

Mayor Prejna read the background on the resolution.

Mayor Prejna: Do I have a motion to adopt this resolution? Alderman Banger made the motion and it has been seconded. Mr. D'Astice?

Alderman D'Astice: Thank you. Several questions on this as well. Just, the first is confirming that the cost to the City is \$24,000 for the survey and I think we need to do this. My concern is that the way this is written it says we will, the company will perform a tree survey in the public rights-of-way and on private properties where proposed sanitary sewer services could be in conflict with existing trees and shrubs. So, that's a good part and I like that. The other part, though, it says that is was reiterated numerous times that the residents and the importance of tree preservation this project needs to be designed to protect all existing trees expect in any extreme situation, so that's the part I have a little bit of an issue with. As we do the survey, I would like to see what is the least expensive way to do this and then what's the additional cost to avoid all the trees. I have no problem with avoiding all the trees, but as in the case when we replaced trees in the streets, you get what you get unless you want to pay to get something better or more. So my feeling on this is I think we should move ahead, but we should have the, the survey should be written, done in such a way and such a manner that this is what it will cost, but to say all the trees, it's going to cost \$2.00, or \$200,000, or something in between. Now that cost should then be put on to the homeowners who want to save all the trees. It shouldn't be a burden placed onto the city. Our job is to put the sanitary sewer in so that everybody has it, but I don't think we have to, we

City Council Meeting

May 8, 2018

Page 11

should try to save as many as we can, but once it starts to cost us, the rest of the residents more money, those who want to save the trees need to come up, pony up the difference.

Mayor Prejna: Mr. Vogt?

Mr. Vogt: Thank you Mr. Mayor. If I could, Alderman D'Astice, you're pretty spot on in terms of your comments and concerns and that really is what my intent is in regards to performing the tree survey work. We have spoken with roughly half of the residents there that are very, at least at this point, supportive once we can get them more firm information. The other residents who we haven't yet spoken with or even some of those that we have, until we know and determine the quality of the trees and shrubs, particularly on private pretty, yes I would expect that several of the lots would end up with say an alternate A route, alternate B route, depending on if they want all the trees saved, all the shrubs saved, and what that cost would be and negotiate and discuss that with them at that time, once we've determined what the actual cost and the routes are. So, I support, we plan to do pretty much what you pointed out.

Alderman D'Astice: Then I'm fine with it as it is.

Mr. Vogt: That will be the next step, once we complete this engineering work.

Mayor Prejna: Thank you Mr. Vogt. Mr. Cannon

Alderman Cannon: Thank you Mr. Mayor. To go along with Mr. Vogt's comments, Mr. D'Astice, the people over there realize that the trees are valuable and Fred's gone out of his way to try to ensure them that we'll do the best we can. Part of the problem as I perceive it is we're not sure of the exact route of the street. The reason being is we're going to have to acquire some right-of-way to make this project work. So, there's going to probably be some kind of hacking and chopping and moving a little bit, so I think that's part of the, I'm not speaking for them, just from the comments around when I've been there, it's not a definite route where you just go straight down the road. It's really substandard just in width. A normal street for us to put the right-of-ways is usually 66 feet, not even close to that in some places in there. So, there's a lot of issues, but I think these guys have done, bent over backwards to try to help keep the trees. So I appreciate your concerns, but I think everybody is concerned about it also.

Mr. Vogt: The tree concerns are for public property, right-of-way, and the private sector.

Mayor Prejna: Thank you Mr. Vogt. Any further discussion? Will the Clerk please call the roll?

AYES: Cannon, Budmats, Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

The resolution was adopted.

Q) Resolution No. 18-R-49 / Approve Subdivision on DuPont

Mayor Prejna read the background on the resolution.

Mayor Prejna: Is there a motion to adopt this resolutions? Do I have a motion? Alderman D'Astice made the motion and Alderman Cannon seconded it. Mr. Budmats, sir?

Alderman Budmats: I pulled this. I went and looked at this property and given the recent rains it currently looks more like a lake than it does a lot. There's definitely standing water and I'm concerned about building homes on what might be viewed as swamp property and the affect it might have on future homeowners. So I understand that this is one step in the process, but I would like to see us not allow the furnishing of any building permits until MWRD, Metropolitan Water Reclamation District, actually approves a final plan for this property because as of yet they have not and I would like to make sure that this plan in no way includes extending Vermont Street to the north of DuPont which would be very expensive and on some of the drawings they could be misinterpreted to think that what is now right-of-way could be looked at as a road and I don't want to have the City responsible for the cost of providing that road. So, I would like to amend this that no building permits would be issued on this property despite this subdivision until such time as MWRD actually does approve a final plan and that in no way does this obligate us to make improvements or create a road north of DuPont extending Vermont.

Mayor Prejna: You wish to amend the resolution?

Alderman Budmats: I do.

Mayor Prejna: Okay, could you just condense?

Alderman Budmats: No building permits would be issued on this subdivision until such time that MWRD actually approves a final plan and that nothing in this would obligate the City to extend Vermont north of DuPont.

Mayor Prejna: So, that is the amendment. Do we have a second? Mr. Banger has made a second. Is there further discussion? Mrs. Majikes

Alderman Majikes: Just curious about any idea like when final approval for the plan would be from MWRD? How long a delay?

Mayor Prejna: Mr. Vogt, I believe you would be the person to take that one.

Mr. Vogt: Once, if the council approves this subdivision, the developer's engineer will be expected to complete the final engineering plans. They're still subject to review by our City engineer. One of the conditions of the Planning & Zoning Commission put on the matter when they approved it was to have discussions with the Village of Palatine. We have done that with regards primarily to drainage and lot size. We believe, based on input we just received the other day, that we'll probably have to have another meeting with the engineer, but to me that's all part of that final review and ultimately approval by our City engineer. That could be in the next couple of weeks. It could be a couple of months. We don't know, but once that is secured the developer would then be submitting MWRD permits and any other regulatory agencies involved with the wetlands along the creek. We know that their engineers have had extensive discussions already, preliminarily with MWRD, to get their plans to the point where they are now. So they're close to being complete, but not yet complete. So hope that answers your question.

City Council Meeting

May 8, 2018

Page 13

Alderman Majikes: Yes, thank you.

Mayor Prejna: Thank you. Are there further, Mr. Cannon?

Alderman Cannon: Mr. Mayor I have some questions, but they're not necessarily about this ordinance. Should I wait for this amendment to go through first and then talk?

Mayor Prejna: Is there Matters Not on the Agenda?

Alderman Cannon: No, no, no, about this, but...

Mayor Prejna: You mean not about the amended, but the original ordinance?

Alderman Cannon: I'd just like to comment about the whole project.

Mayor Prejna: Okay

Alderman Canon: I don't know if it's appropriate or wait until later.

Mayor Prejna: No, we need to go forward with the amendment.

Alderman Cannon: I was just asking.

Mayor Prejna: Yes, Mr. D'Astice.

Alderman D'Astice: I have a question. So...

Mayor Prejna: The question would be for?

Alderman D'astice: On the amendment.

Mayor Prejna: Okay, yes.

Alderman D'Astice: To Fred, help me understand the timeline. So do we pass this before MWRD does their thing?

Mr. Vogt: Yes

Alderman D'Astice: So if we don't pass this, then they can't do anything.

Mr. Vogt: There's no point in making submittals because the City staff won't support the permit applications.

Alderman D'Astice: So then the amendment was a two part amendment. One don't pass this without their approval, which kills the whole thing and the other part was don't build the street.

Alderman Budmats: No, it wasn't not to pass this. It was not to allow building permits to be issued. It's not about stopping the subdivision. Its about not letting buildings being built until we know that there's a flood plan.

City Council Meeting

May 8, 2018

Page 14

Alderman D'Astice: Okay, so then that comes after, permits come after we get approval from MWRD?

Mr. Vogt: Yes, we would typically not issue building permits without the MWRD permit, not only for the stormwater areas, but also for the sanitary sewer installations that will be required on DuPont, so it all pretty much works together.

Alderman D'Astice: Okay

Mayor Prejna: Yes, Mr. Krumstok

Mr. Krumstok: I do want to reiterate one thing that's also we gave you the letter from Palatine, but as we've mentioned and actually I got a voicemail today, we've also told them that there would be another time during this engineering review that they would actually get to look at this again, so just putting that out there that again Palatine knows what's going on. They really had two left concerns from the letter, but again one of them is really our rules and then the other part is we told them that the engineering would go back to them that they could look at it and comment again.

Mayor Prejna: Thank you. Any further discussions on the amendment? Mr. Veenbaas

Alderman Veenbaas: Yes, Mr. Vogt, I have a question for you, maybe just a clarification. So with this amendment the way Mr. Budmats, Alderman Budmats, is adding do you believe this is necessary with what the typical process is for this area. It sounds like if I listen to you carefully that the, all of the flooding and water reclamation, that will be done anyway, irrespective of whether we do this amendment. Correct, or no? That would be my question.

Mr. Vogt: Typically that would be what's done. I'm trying to think of a circumstance by which building permits might be issued before we go the MWRD permit, so I look at the proposed amendment as it certainly doesn't hurt to add that condition.

Alderman Veenbaas: I got my answer. Thanks.

Mayor Prejna: Thank you. Any further discussion on the amendment to the resolution? Will the Clerk please call the roll?

AYES: Cannon, Budmats, Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

The amendment passes

Mayor Prejna: This brings us back to the main ordinance. And you had a question Mr. Cannon?

Alderman Cannon: No, I didn't have really a question, Mr. Mayor. I just wanted to express some thoughts since this is in my Ward. I'm very familiar with this property. I never like to be against business, but I'm really nervous about this project going forward. This area has water problems all the time. It sounds like they're trying to do their best to address them, but if you go down there a lot of people would refer to this as a bog as opposed to just vacant land. It's wet very, very often throughout the year. There's a development across the street that was just built in the last three years. I had a personal friend who lived back up to that. His kids didn't even play on that property even though it was

City Council Meeting

May 8, 2018

Page 15

vacant land, a couple acres, because it was so soft and so mushy. Just directly to the south of this property, about 50 to 60 yards away, when it rains more than an inch that area gets multiple feet of water in it. It comes all the way up to the street and there's a gentleman in the audience here that lives in that area who would attest to that. I'm just concerned that we just keep on pushing the water out and it has to go somewhere. I'm not necessarily against this, but I just think it's, we're really going down a dangerous path by building houses in here. I think the people across the street, I know a couple of them had their sub pumps run ungodly amount of time during the day because there's water filtering into their foundations constantly. So I just, I think Public Works is doing an admirable job. I'm not out to pick on anybody. I'm not out to pick on the builder. It's just, I'll tell you if you go down there I know most of you don't go in that area because it's not in your Ward, but it's just really a difficult area. There's the creek is right, a couple 100 feet away, an extension of Salt Creek. It's just really a difficult area. If you saw the land, many people if they saw it in the state it's in right now would be hard pressed to want to build a home there. So, I'm not sure I'll vote against it, but I just have lots of concerns. I'd really be extra cautious. If we do approve this down the line I'd like to see all kinds of covenants put on them so they cannot do anything in their backyards where the water retention areas will be. Where they can't fill them in with anything because they need to have all kinds of compensatory storage to make this thing work. So I don't know if my comments make any sense, but I'm just, I just have a lot of concerns about it. It's just really a difficult area. Thank you for listening.

Mayor Prejna: Thank you Mr. Cannon. Alderman Banger

Alderman Banger: Thank you. Reading through this, I actually drove past this on my way down Sunset this afternoon and yeah, it's actually a swamp right now. The core of engineers name is scattered throughout this. They've been involved with it and the developer is building four bays which are detention ponds in the front vs. the back. I get the feeling that they're going to make them habitable and I'm always for something like this just because if somebody thinks they can build a house there, there's plenty of people willing to buy it. Rolling Meadows has grown to their borders and the only new developments we have are infilling and this is an example of infilling. I think it speaks well for the City because people want to move here so badly that they'll take what looks to most of us like something you could not build in and just be creative and turn it into something you actually can live on, so I'm in support of this. Thanks.

Mayor Prejna: Thank you Mr. Banger. Any other comments? Will the Clerk please call the roll?

AYES: Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: Cannon, Budmats

ABSENT: 0

The resolution is approved, as amended.

OTHER BUSINESS & REPORTS:

Mayor's Appointments: None

Mayor's Proclamations: 1) John Somogyi's Retirement

Mayor Prejna read the proclamation and proclaimed Friday, May 11, 2018 as John Somogyi day in the City of Rolling Meadows.

City Clerk's Report: None

City Staff Reports:

1) Community Items of Interest

- 1) Thank you to everyone who attending the Rolling Meadows Business & Community Showcase that was held at the Rolling Meadows High School (2901 Central Road) on Saturday, April 28th. A special thank you goes out to all the community event foundation volunteers.
- 2) Thank you to everyone who participated in the DEA Drug-Take-Back Event held on Saturday, April 28th. Over 100 pounds was collected at this event. [Note: Rolling Meadows residents do not have to wait for the DEA Drug-Take Back events, please remember that there is a grey drug drop off box on the second floor of City Hall that is provided by Cook County for these items].
- 3) Rolling Meadows High School (Township High School District 214) will be conducting a "Preview Night" on Wednesday, May 9th at the RMHS theater beginning at 7:00 pm. This event is scheduled so residents can hear about several construction projects that are planned for the High School as they renovate, repair, and create an addition. If you have any questions about the Preview Night event, please contact Rolling Meadows High School Principal Eileen Hart at 847-718-5610.
- 4) Pancake Breakfast – Saturday, May 12th – 8:00 am to 11:00 am. Fire Chief Valentino and some members of the Rolling Meadows Fire Department will be doing the cooking for The Rolling Meadows Golden Years Council. The location for this event is at Park Central (3000 Central Road). There is a fee for this event.
- 5) The Garden Club's Hometown Plant & Craft Sale is Saturday, May 12th – 9:00 am to 2:00 pm – Public Works Building located at 3200 Central Road (William D. Ahrens Building).
- 6) The Historical Museum (3100 Central) will also be having an open house on Saturday, May 12th during the Plant and Craft Sale.
- 7) Sprinkling ban begins May 15th. To conserve water throughout the community, lawn sprinkling is prohibited between noon and 6 pm daily, and on consecutive days.
- 8) The 16th Annual Dunkin Donuts Cop on Rooftop promotion will take place on Friday, May 18th from 5:00 am to 2:00 pm at the Dunkin Donuts located at 3350 Kirchoff Road. During this fundraiser, local Rolling Meadows Police Officers will be on the rooftop to heighten awareness and raise money for the Law Enforcement Torch Run for Special Olympics Illinois. Customers who make a donation will receive a coupon for a free donut (*while supplies last*). For a \$5.00 donation a customer can receive a lapel pin (*while supplies last*). For every \$10.00 donation received, the donor can obtain a Torch Run/Dunkin Donuts stainless steel coffee mug (*while supplies last*) and a coupon for a free coffee. For a \$15.00 donation a customer can receive a T-Shirt (*while supplies last*). We hope that you will be able to attend this promotion on Friday, May 18th and support Cop on a Rooftop that heightens awareness and raises money for the Law Enforcement Torch Run for Special

City Council Meeting

May 8, 2018

Page 17

Olympics Illinois. If you have any questions or would like to make a donation, please contact Detective Katsenios at 847-870-2693.

- 9) Meadows Cruise Nights are back thanks to Meadows Christian Fellowship located at 2401 Kirchoff Road. The cruisers will be around from 5:00 pm to 8:00 pm on Friday's starting May 25th and going all the way through August 31st. Please join the free family fun at 2401 Kirchoff Road. If you want additional information, please visit www.meadowscruisenights.com
- 10) May 25th Veterans Dinner – Veterans planning on attending this annual dinner should contact City Hall at 847-394-8500. Space is limited.
- 11) May 26th – City Market (1st for the season) from 10:00 am to 2:00 pm at Community Church (2720 Kirchoff Road).
- 12) May 26th – Memorial Day Parade & Ceremony starts at 11:00 am on Kirchoff Road.
- 13) June 8th – 4th Annual Block Party to be conducted on Kirchoff Road from 4:30 pm to 8:30 pm. Kirchoff Road will be closed from Meadows Drive to Oriole for the Party. Please plan on visiting.
- 14) Just a reminder that if you have an American flag that needs to be retired, you can always drop it off here at City Hall because the Flag Retirement Ceremony for scouts is scheduled for Monday, June 11th at 7:00pm at the Fire Pit at Kimball Hill Park. We bring those over. We make sure that those flags are retired by the scouts and if you can't make it to that Monday event, a great place to drop them off here at City Hall. And again we'll have more on that too, but that's Monday, June 11th, at 7:00pm is the American Flag Retirement Ceremony, but we would take any of those American Flags here and make sure they are retired professional and also honorably.

2) Presentation of the May 15th Committee-of-the-Whole Agenda

Mr. Krumstok presented the May 15, 2018 Committee-of-the-Whole Agenda.

Mayor Prejna: Mr. D'Astice, please

Alderman D'Astice: Thank you Mr. Mayor. I'd like to make a motion that we postpone the whatever subject ISNS is until after the June 5, 2018 Planning & Zoning review. I saw that they have something on their meeting and as we have done in the past, I think it's wrong that the council would express any type of an opinion prior to the Planning & Zoning Board vetting it out and making a recommendation to the council. So I would make a motion that we postpone ISNS until after Planning & Zoning has reviewed it and vetted it out.

Mr. Macholl: What if we move to remove it from the, the motion could be to remove it from the May Committee-of-the-Whole to the June Committee-of-the-Whole.

Alderman D'Astice: I could do that too.

City Council Meeting

May 8, 2018

Page 18

Mr. Macholl: If we postpone it, then we're postponing it to the next council meeting, so if we could do that.

Alderman D'Astice: I'll retract it and remove it and put it on to June. So this way we can get the planning & Zoning feedback prior to us making comments.

Mayor Prejna: So Mr. D'Astice's motion is to move it, not postpone it, from May to June. Is there a second? It has been seconded. Any further discussion?

Alderman Cannon: I'm not going to be here for the June meeting, so I guess I would like to move it to July.

Mayor Prejna: Well we could....

Alderman Cannon: I stated my intention a couple of weeks ago so people knew about it on staff.

Mayor Prejna: Correct.

Mr. Macholl: Well, it is somewhat time sensitive once it goes to the Planning Commission, but I think the timeframe could be 60 days for the council to come back after the Plan Commission, so it possibly could accommodate a July date. If you forgive me, I'll take a look at it.

Alderman Cannon: Like I said, I stated my position that I wasn't going to be here. I knew about it months ago, so I could be here for it.

Mayor Prejna: So we could postpone it, I'm sorry, move it.

Mr. Macholl: Why don't we move it to June?

Mayor Prejna: Move it to June

Mr. Macholl: And take a look at it and see if, based on Alderman Cannon's schedule, we can actually then subsequently move it to July if no one has an objection.

Mayor Prejna: So we have a motion and a second to move it to, yes I'm sorry, Mr. Veenbaas? Barry?

Mr. Krumstok: I just want to make one quick clarification and this is how we secured it the last time, so we had discussions on M1 and also the project for October and November 2015 and then of January 2016 the Planning & Zoning, or at that point in time it was only the Planning Commission had that discussion. So we're still following what we've done in the past and I understand exactly what you're asking, so the only other caveat that I could give out to you and maybe Jim and I will talk about that is that we haven't done this in a long time, but maybe two meetings. You have a council meeting first and then we call a special, but I'm not trying to put words into anybody else's until we look into the dating.

Mayor Prejna: Any further discussion? Okay, will the Clerk please call the roll removing this from the May to the June? Thank you.

AYES: Cannon, Budmats, Banger, D'astice, Veenbaas

NAYS: Majikes, Gallo

ABSENT: 0

Moved to the June COW meeting.

3) Comprehensive Plan Update

Ms. Corner updated Council on the status of the Comprehensive Plan:

City Staff has been in the process of selecting, and ultimately recommending to the City Council to update the 2006 City of Rolling Meadows Comprehensive Plan. The Staff selection committee is comprised of the following:

- Barry Krumstok, City Manager
- Fred Vogt, Director of Public Works
- Robert Horne, Assistant Director of Public Works
- Elizabeth Payne, Administrative Services Coordinator for the Public Works Department
- Martha Corner, Business Advocate

To begin, Staff invited, through a formal Request for Proposals (RFP) process, eleven (11) pre-qualified consulting firms to submit proposals, along with posting the RFP on the City website and the American Planning Association (APA) website. Six (6) detailed proposals were submitted, from which three (3) firms were chosen to be interviewed. At this time, a number of considerations are still subject to further review, as outlined below:

- 1) **Comprehensive Plan Update Consultant Selection So Far** – Following the interviews, Staff as yet has detailed discussion relative to consultant qualifications and quality of presentations. It was expected that a recommendation for a Comprehensive Plan Update contract be awarded by the City Council on May 8, 2018 but the decision has been deferred to May 22, 2018 to deal with some items that have been brought up during the interviews.
- 2) **City of Rolling Meadows Zoning Code Update** – During the consultant interview process, Staff recognized the opportunity for a Rolling Meadows Zoning Code update concurrent with the Comprehensive Plan update. (All the consultants mentioned how old, antiquated, and complex our current Zoning Code is – they also mentioned a few areas of conflict). Currently a Zoning Code update is timely, and would be efficient to perform concurrently, for the following reasons:
 - The Zoning Code currently has inherent conflicts due to random timing of prior amendments (e.g. cell towers/antennas) making interpretation difficult;
 - The Zoning Code also has outdated terminology (such as haberdashery) and does not reflect current trends in development;
 - Signage regulations are outdated;
 - Subdivision code requirements are outdated.
- 3) **Revised Comprehensive Plan Update Project Plan – Include Zoning Code Update** – At this time, it makes sense to combine the efforts of updating the Comprehensive Plan with updating the Zoning Code as it will avoid some duplication of efforts by Staff, selected consultants and public bodies (e.g. Planning & Zoning Commission and City Council) during public meetings. At this time, Staff is requesting informal quotes for a Zoning Code update from the three (3) planning consulting firms interviewed. We anticipate a recommendation with costs and contracts for City

City Council Meeting

May 8, 2018

Page 20

Council approval at the May 22, 2018 regular meeting. This process will be expected to now extend into early 2019, and costs will be incurred and paid for in FY 2018 and FY 2019, subject to City Council approval and FY 2019 budget approval.

Mayor Prejna: Yes, Barry

Mr. Krumstok: Just a reminder that this is a staff report so you will see at the May 22nd meeting some of the items that we talked about, but it was kind of interesting during the interviews where everybody was taking shots at our Zoning Code too. So, I don't want to take a shot at an attorney, but it was written by an attorney.

MATTERS NOT ON THE AGENDA:

Mayor Prejna: First thing I will bring up is I have been approached now not by one but two, but is interest in bringing a microbrewery to Rolling Meadows so we don't have an ordinance for that so I will be asking Mr. Macholl to draft one and bring it to us sometime later in the summer so I thought that was kind of an interesting sidebar. Any other items not on the agenda? Mr. Banger.

Alderman Banger: Thank you. Mr. Holish had mentioned his question a few times now about eliminating recycling and I think the answer might be easy, but I'll have to ask Fred or Rob. We're compelled to recycle correct?

Mr. Vogt: As being a member of the Solid Waste Agency of North Cook County, yes

Alderman Banger: Okay, thank you.

Mayor Prejna: Any other matters not on the agenda? Mr. Veenbaas

Alderman Veenbaas: I'd just like to make a comment about this Comprehensive Plan. The last time we did this was in '06. A lot of things have changed in the world around us, let alone in the City since '06 so I'm in full support of moving post haste on this. It's been a long time. We're in 2018. All these things need to get updated so I'm glad we're working on this now. That's all.

Mayor Prejna: Thank you.

CLOSED SESSION:

- 1) Personnel – 5 ILCS 120/2 (c) (1) of the Illinois Open Meetings Act

Mayor Prejna: There is a request to go into Closed Session tonight. It does require a formal vote and roll call. Do we have a motion to go into Closed Session? Alderman Budmats made the motion and it was seconded. Is there any discussion? Seeing none the question is shall the council go into Closed Session? The Clerk will please call the roll.

AYES: Cannon, Budmats, Majikes, Gallo, Banger, D'Astice, Veenbaas

NAYS: 0

ABSENT: 0

City Council Meeting

May 8, 2018

Page 21

Mayor Prejna: With 7 in favor and none opposed the Council will now enter Closed Session. The audience and press are advised that the council does not anticipate taking any action upon returning to Open Session.

ENTERED CLOSED SESSION AT: 8:43 p.m.

ENTERED OPEN SESSION AT: 9:00 p.m.

ADJOURNMENT:

There being no further business, by unanimous consent the meeting adjourned.

City Council meeting of May 8, 2018 adjourned at 9:00 p.m.

Respectfully submitted by: Ginny Cotugno, Deputy City Clerk

May 8, 2018 Council Minutes Approved by Council on May 22, 2018.

Ginny Cotugno, Deputy City Clerk