

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF METTAWA, ILLINOIS, HELD AT THE HOUR OF 7:30 P.M. ON JULY 16, 2019 IN THE COTTONWOOD ROOM OF THE HILTON GARDEN INN HOTEL, 26225 N. RIVERWOODS BOULEVARD, METTAWA, ILLINOIS

A. CALL TO ORDER

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

B. ROLL CALL

Upon a call of the roll, the following were:

Present: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne and Mayor Urlacher

Absent: None

Mayor Urlacher declared a quorum present.

Also, present: Village Administrator, Bob Irvin; Village Clerk, Sandy Gallo; Village Attorney, Jim Rhodes of Klein Thorpe & Jenkins, Ltd; Financial Consultant, Dorothy O'Mary; Village Treasurer, Pam Fantus; Representative of the Firm of James Anderson Company, Scott Anderson

Mayor Urlacher welcomed Village Attorney Jim Rhodes from Klein, Thorpe & Jenkins to the Village Board. Village Attorney Rhodes is our Attorney for the Zoning, Planning and Appeals Committee. Mr. Rhodes brings to the Village Board 40 years of experience with practicing municipal law. Village Attorney Ferolo has been assigned to support Vernon Hills, his home town.

C. APPROVAL OF MINUTES:

Board Meeting Minutes: June 18, 2019

The Village Board meeting minutes were reviewed. It was moved by Trustee Towne and seconded by Trustee Bohm that the minutes of the Board Meeting of June 18, 2019 be approved and be placed on file.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

D. APPROVAL OF BILLS

Trustee Maier reported the amount for bills to be paid this month is \$192,328.54.

It was moved by Trustee Maier and seconded by Trustee Brennan to approve payment of the bills.

Trustee Maier said this month's bills include the 50% Oasis Tax Share invoice along with three invoices which will be reallocated into FY2018-2019 expenses.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried and the bills will be paid.

E. TREASURER'S REPORT

Presentation of the Treasurer's Summary Report for the Month of July 2019.

It was moved by Trustee Brennan and seconded by Trustee Towne that the Board acknowledges receipt of the July 2019 Treasurer's Summary Report and it be placed on file.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

F. PUBLIC HEARING

G. COMMUNICATIONS AND PETITIONS FROM THE PUBLIC

Resident, Larry Falbe (13948 W Trail Drive) represented the Hamilton Estate Home Owners Association (HEHOA). Mr. Falbe attended this meeting with two other Hamilton Estate residents; Dominic Bryne (13966 W. Trail Drive) and Fred Arazan (13984 W. Trail Drive). Mr. Falbe said it had come to his attention that the Village would be clearing the remaining thick foliage located at the Oasis Park which is currently shielding the yards along Trail Drive. With the removal of the remaining foliage, buckthorn and dead ash trees the screening for the Hamilton Estate homes backing into the Oasis Park will be exposed. The HEHOA would like to request new plantings and trees be positioned in front of the current foliage to allow time to grow and fill-in, prior to clearing the current foliage. Trustee Bohm said no plans have been made to clear the south end of the Oasis Park. Trustee Bohm added when the Committee is ready to address this area, they will include Hamilton Estate residents with the plans. Mr. Falbe said he would like to work with the Parks and Recreation Committee when the clearing and plantings plans are discussed. Mr.

Falbe said the original Teska plans included trees along the ridge of the berm and those plantings were never completed. Mayor Urlacher said the Committee will be discussing today their tree plantings to be completed later this fall.

Resident, Mr. Bryne said he has lived in Mettawa for 15 years. During these years, Mr. Bryne stated what the Committee proposes to complete from the final Board approval usually varied. One example is the placement of the Emma Lane wall with plantings to cover it. The wall was built; however, no plantings were added. When the berm was built, trees were promised in order to shield the Oasis Parks lights. No trees were planted on the ridge of the berm. As a result, Mr. Bryne said he would prefer to have the new plantings completed prior to any removal of the current foliage.

Resident, Mr. Arazan said in the winter the Oasis Park trees become bare causing the Oasis' lights to intensify. Mr. Arazan said he closes his blinds due to the lights intensity to reach his home. Mr. Arazan addressed his interest in keeping some hedge around his lot due to his young family.

Chairman Sheldon commented the goal is to get the Committee in agreement of adding some trees to the Oasis Park.

H. COMMISSION AND COMMITTEE REPORTS FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON

1. Finance Committee

a. Update on FY2018-2019 Audit

Trustee Maier said the audit is moving along and the field work will commence next week. The Financial Consultant has provided the Trial Balance and the General Ledger to the auditors. Trustee Maier reminded the Trustees that they received a fraud packet from Sikich early June. A completed and returned fraud packet is required from each Trustee as part of the audit process. The audit is due to be completed in September with a rough draft of the final results to be reviewed in October.

b. Update on the 2019 Tax Rebate Program

Trustee Maier commented all tax rebate applications have been mailed. The Village Treasurer Fantus has reported 3 tax applications have been received to date. Trustee Maier reminded everyone that the application does need to be notarized. Notarization can be completed at your local bank, UPS locations for \$4.50, and at the surrounding libraries.

c. Other Matters

2. Public Works Committee

a. Recommendation to Complete a Light Study at the Southeast Corner of Old School and St. Marys Road to Add a Street Light

Trustee Towne said resident Adam Lyons presented to the Committee his concern of a dark street corner located at the southeast corner of Old School and St. Marys Road. This corner is utilized greatly by the many residents. A power pole has been located on the corner with no light arm. The Committee has recommended that ComEd complete a light study and provide an estimated cost to add a street light to this corner. Trustee Towne recommended that the resident located on this corner be notified of the possible street light being added. Trustee Pink asked if the current street light arm was redirected would that address this issue. Trustee Towne added the light is to south to illuminate the opposite side of the street.

b. Update on the Culvert and Drainage Projects

Trustee Towne said the Mettawa Lane culvert repair is getting closer to commencement.

Trustee Towne said another culvert requiring repair is located in front of the Chainski's home on Little St. Marys Road. This culvert is causing the water to overflow onto the road. A topography was recently completed to help address this drainage issue.

c. Recommendation to Approve a Proposal for Storm Sewer between Mettawa Lane and the Tollway Access Road on Bradley Road from Forest Builders in an Amount Not to Exceed \$30,000

Trustee Towne said the Committee has made a recommendation to repair the storm sewer between the Mettawa Lane and the Tollway access road in the amount not to exceed \$30,000. This storm sewer is located in front of the Liphardt's residence. Forest Builders original proposal was submitted at \$33,500, yet the Committee's recommended approved amount is \$30,000. Village Engineer Scott Anderson said a large portion of the proposal pertains to the trail being raised, which increased the total amount.

d. Update on Crosswalks Painting

Trustee Towne said the Committee will be reviewing crosswalk painting proposals for next month's meeting.

- e. Update on the Intergovernmental Agreement with the Illinois Tollway Authority Regarding the Bradley Road Bridge

Trustee Towne said the Committee is thoroughly reviewing this agreement and it will be discussed at next month's meeting.

- f. Other Matters

3. Parks and Recreation Committee

- a. Update on the Plans for the Village Property on St. Marys Road and Route 60

Trustee Sheldon said the Committee plans for this corner lot is to remove all of the buckthorn, grade and seed it, along with extend the current berm. The Village Engineer is currently working on the specifications for this berm to go out to bid. The Committee's goal is to clear this corner at no expense.

- b. Recommendation to Approve Perfect Cut Taking Over Dunlap Maintenance for Whippoorwill Park Subject to Review by the Village Attorney

Trustee Sheldon said the Village has invested a large amount of money in planting trees and shrubs at Whippoorwill Park. As a result, we have asked Dunlap to remove this park from their scheduled maintenance and allow Perfect Cut to complete the much-needed trimming of trees and clearing of beds along with mowing this area for the remaining year. Dunlap has released obligation from their contract for the Whippoorwill Park maintenance. The Committee is recommending for the change in contractors.

- c. Recommendation to Approve the Proposal from Perfect Cut for Tree Removals at Whippoorwill Park and Oasis Park in the Amount of \$5,900 with the Work to be Completed Within 90 Days After Approval

Trustee Sheldon stated both of the Village's parks have a number of large dead trees that should be removed. The Committee recommends the two Perfect Cut proposals in order to clear the parks from dead trees.

- d. Update on Tree Plantings at the Oasis Park

Trustee Sheldon said she has recommended that the original Teska plans be provided to the Committee to review the proposed tree plantings locations. Tree plans have been brought to the Committee for discussion. Trustee Sheldon has spoken to a number of native landscaping companies regarding the Oasis Park's plantings slow growth. The companies were not impressed with the plants progress. Trustee

Sheldon confirmed no current foliage will be removed from the Oasis Park without planting the new trees or shrubs first.

Trustee Sheldon said the grant area in the Oasis Park is doing well. Trustee Sheldon and Trustee Towne met with Stormwater Management to walk the north end of the park and they have approved of the outcome. Mr. Falbe said the new relocated trail at the Oasis Park looks great; however, the top of the berm still requires some clearing prior to any new plantings. Trustee Sheldon said the soil at the Oasis Park is problematic. Trustee Sheldon added soil testing should be considered given the soil issues and the slow plant growth in some areas of the park.

e. Update on the V3 for Continued Management Proposal for the Oasis Park and Bradley Park Natural Areas

Trustee Sheldon said the V3 proposal resulted in a higher contractual amount than the Committee anticipated for the parks maintenance. The proposal will be discussed further more at the next Committee meeting.

f. Other Matters

4. Safety Commission

a. Status and Activity Update

Trustee Pink said the Village activity has been reported to be lower than prior months. The June report only included 62 incidents.

Trustee Pink said she is very disappointed about the speed trailer data results. Village Administrator Irvin added the information was corrupted from a computer failure and no data is available, yet again.

Trustee Pink suggested completing a traffic study and counting cars that travel on Old School Road and both directions on St. Marys Road. Trustee Pink indicated the study should be completed after school is in session to capture the normal traffic flow. Trustee Pink asked for the Board to provide consensus about a special detail support from the Lake County Sheriff's Department. Mayor Urlacher said he would be reporting the Sheriff's special detail under his report.

Trustee Pink said the reported call rates has dropped for this month. Village Administrator Irvin said the Village is entering their 6th year of the 10th year contract with the Sheriff's Department. This year the number of calls made to 911 have dropped an estimated 10-15%. As a result, the Village has received a \$5,000 credit for the low call volume.

5. Zoning, Planning and Appeals Commission Report

Village Attorney Rhodes said on June 25th the ZPA began their discussion and review of the Camiros recommendations to the zoning ordinance. During the 25th meeting, half of the recommendations were examined. The next ZPA meeting will be August 6th. During this process, the Commissioners are also revising zoning definitions to clarify the terms being referenced in ordinances.

Village Administrator Irvin said the remaining zoning ordinances to be discussed should be completed at the August 6th meeting. As a result, a public hearing would be held for the October ZPA meeting to discuss the final recommendations.

I. BUSINESS FROM THE BOARD FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON:

1. Mayor's Report

- a. Discussion on Reinstating the Turn Restrictions at the Intersection of St. Marys Road and Old School Road

Mayor Urlacher said both of the Village's turn restrictions were lifted during the Bradley bridge road repair. Mayor Urlacher asked for a consensus of the Board if they would like to reinstate these turning restrictions. If the restrictions are to be reinstated, the Sheriff's Department special details would also be required to reinforce this change. Trustee Towne said the turning restrictions were discussed at the Around the Town meeting. At this meeting, the repair on Route 176, the AbbVie no right turn and the traffic car count study were all discussed.

Mr. Falbe said since the turning restrictions have been lifted, he has enjoyed the ease of turning and getting home quicker. Mr. Falbe said he is in favor of the sheriff's reinforcing the speed limit, yet not the turning restrictions.

Mayor Urlacher said at this time no action will be taken on reinstating the turning restrictions.

- b. Village Picnic

Mayor Urlacher said the Village picnic will be held on Saturday, August 24th from 11:00 am -2:00 pm at St. Basil's Church. This event will occur rain or shine.

- c. Building Report

Mayor Urlacher thanked Village Engineer Scott Anderson for the monthly building report and said it would be placed on file.

d. Other Matters

e. Village Administrator's Report

Village Administrator Irvin said the July Newsletter is currently underway and it will be released by July 26th. Costco gas station expansion permit has been issued and the project will commence soon. The expansion is estimated to be completed in 2-months. Costco will be closed for a full month during their construction. The project will result in doubling their current number of gas station pumps.

2. UNFINISHED BUSINESS

a. Approval of an Ordinance Amending the Mettawa Code of Ordinance with Respect to the Keeping of Chickens

It was moved by Trustee Maier and seconded by Trustee Sheldon to approve the ordinance amending the Mettawa Code of Ordinance with respect to the keeping of chickens.

Trustee Towne said he received a letter and a phone call from resident Cornel and Maggie Petre (100 Indian Ridge Road). A copy of the Petre's letter was provided to all of the Trustees. The letter specified the limitation of 6 chickens was an issue compared to the 15 dogs/cats allowed by the Village. Village Administrator Irvin said some of the subdivisions have greater restrictions on animals.

Trustee Brennan said she would like to keep the ordinance as is.

Resident, Mr. Petre said most homes in Mettawa have 5-acre properties. This ordinance is disproportion to the lot sizes. Mr. Petre said Chicago allows chickens and their lots are much smaller than Mettawa.

Mayor Urlacher asked if the Board would like to change the current ordinance of 6 chickens allowed. Trustee Sheldon said she would approve of 10 chickens.

Village Attorney Rhodes said when the Commissioners studied this issue, the study encompassed a number of municipalities that regulated chickens and 6 was their approved number. Chickens are considered flock animals which require them to be gathered in a limited number for ideal conditions. Increasing the flock size, could result in aggressive chickens. Barrington Hills was a municipality that was studied due to their lot sizes mirroring Mettawa's. Barrington Hills only allows chickens on 40,000 square feet building acres. Trustee Sheldon said that number is less than an acre.

Trustee Pink said 6 chickens is a good number to start and approve the Commissioners recommendation. Trustee Pink addressed that there is an age appropriate and provisions that should be followed when handling chickens per Lake County's postings that should also be considered.

Trustee Maier said he sent an article to the Village Attorney Ferolo regarding center of disease control, certain ages should not be touching chickens.

Mayor Urlacher said the ordinance can be approved tonight with 6 chickens and follow-up in a year to determine if the number should be altered.

Trustee Towne asked if the ordinance can be restated as recommended and not list what is allowed. Village Attorney Rhodes said no.

Trustee Bohm said his original thought was 6 chickens was too few. However, he would like this ordinance to move forward and address the approved number in a year.

Village Administrator Irvin said an application for the chicken permit has been created to follow this ordinance approval. A follow-up question includes, once the application has been submitted with the coop set-back location and material. No inspection would be completed prior to the issuance of a permit. Village Administrator Irvin asked if the signed application authorized the Village to complete an inspection when a complaint has been received. Village Attorney Rhodes said an inspection should be performed after the coop has been built to ensure the setbacks were fulfilled and the material used followed the code. Village Attorney Rhodes said the owner would need to receive notification prior to an inspection occurring on their property.

Trustee Towne said he felt the permit requirement was restrictive.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Maier, Pink, Sheldon and Towne

Nay: Brennan

Absent: None

Mayor Urlacher declared the motion carried.

3. NEW BUSINESS

- a. Approval of a Proposal for a Storm Sewer between Mettawa Lane and the Tollway Access Road on Bradley Road from Forest Builders in the Amount Not to Exceed \$30,000

It was moved by Trustee Towne and seconded by Trustee Bohm approved the proposal for a storm sewer between Mettawa Lane and the Tollway access road on Bradley Road from Forest Builders in the amount not to exceed \$30,000.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

- b. Approval of Perfect Cut Taking Over Dunlap Maintenance for Whippoorwill Park Subject to Review by the Village Attorney

It was moved by Trustee Maier and seconded by Trustee Bohm to approve the Perfect Cut taking over Dunlap maintenance for Whippoorwill Park subject to the review by the Village Attorney.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

- c. Approval of the Proposal from Perfect Cut for Tree Removals at Whippoorwill Park and Oasis Park in the Amount of \$5,900 with the Work to be Completed Within 90 Days After Approval

It was moved by Trustee Bohm and seconded by Trustee Maier to approve the proposal from Perfect Cut for the tree removals at Whippoorwill Park and Oasis Park in the amount of \$5,900 with the work to be completed within 90 days after approved.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

J. EXECUTIVE SESSION

K. CALL TO RECONVENE

L. ROLL CALL

M. MATTERS REQUIRING ACTION ARISING AS A RESULT OF THE EXECUTIVE SESSION

N. ITEMS TO BE REFERRED

O. FOR INFORMATION ONLY

P. ADJOURNMENT

With no further business to conduct, it was moved by Trustee Brennan and seconded by Trustee Sheldon that the meeting be adjourned.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried and the meeting adjourned at 8:34 p.m.

Sandy Gallo, Village Clerk