

**REVISED
MINUTES
REGULAR VILLAGE BOARD MEETING
February 12, 2007**

Present:

Trustee Brandt	Trustee Kloske
Trustee McDonough	Trustee Saltiel
Trustee Servi	Trustee Walrath
Mayor Blomberg	Village Clerk Mastandrea
Village Manager Irvin	Dep. Village Clerk Marshall
Director of Public Works Tripicchio	Director of Community Development McNellis
Chief of Police Melvin	Director of Financial Systems Roelker
Village Attorney Simon	Village Treasurer Curtis

Location: Village Hall, Public Meeting Room, One Olde Half Day Road, Lincolnshire, Illinois 60069.

ROLL CALL

Mayor Blomberg called the meeting to order at 7:02 p.m. and Deputy Village Clerk Marshall called the Roll.

APPROVAL OF MINUTES

2.1 Approval of the minutes of the Regular Village Board Meeting of January 22, 2007

Trustee Saltiel moved and Trustee Brandt seconded the motion to approve the minutes of the Regular Village Board Meeting of January 22, 2007, with the following change: Page 3, Item #7.2, second paragraph, seventh line, change "courses" to "court". The roll call vote was as follows: AYES: Trustees Brandt, Kloske, Saltiel, Mayor Blomberg. NAYS: None. ABSENT: Trustees McDonough, Servi and Walrath. ABSTAIN: None. The Mayor declared the motion carried.

REPORTS OF OFFICERS

Mayor's Report - No report.

Village Clerk's Report - No report.

Village Treasurer's Report

Village Treasurer Curtis stated that Revenue and Expenditures by Fund for December 2006, were reviewed and found to be in proper order.

Village Manager's Report

Village Manager Irvin said that IDOT did not receive any bids on the log cabins. He contacted a member of IDOT's staff who said that they started the paperwork to get money and bids for the demolition and site work. There was a discussion regarding how the materials and debris would be taken out of the area. Trustee Brandt asked that Senator Link and State Representative Ryg contact IDOT and say the Village would appreciate IDOT following up on this matter as soon as possible.

Bills Prelist for the month of January, 2007

Village Treasurer Curtis presented the Bills Prelist for the month of January, 2007, totaling \$804,893.44. Trustee Brandt moved and Trustee Saltiel seconded the motion to approve the Bills Prelist for the month of January, 2007 as presented. The roll call vote was as follows: AYES: Trustees Brandt, Kloske, Saltiel, Mayor Blomberg. NAYS: None. ABSENT: Trustees McDonough, Servi, Walrath. ABSTAIN: None. The Mayor declared the motion carried.

PETITIONS AND COMMUNICATIONS

Mr. Victor Fernitz, 20 Trafalgar Square, #207, who is the President of the Hidden Lakes Homeowners Association, expressed the residents of the homeowners association's concern regarding the CBK development. They feel it will have a negative impact on property values for their condominiums; the grocery store is not a typical grocery store, and they prefer that it be built somewhere else; the noise that comes with loading and unloading trucks and air brakes is unwanted; deliveries in the early morning and late at night, they are not wanted; and they fear the lights will be on all night; traffic patterns will be worse than they are now; and they have concerns because they have been told the cell tower will be even closer to them than it is now. They are also concerned about the possibility of more tree loss and want the trees to provide a barrier between the condos and the development.

CONSENT AGENDA

Trustee Kloske moved and Trustee Brandt seconded the motion to approve the Consent Agenda as presented. The roll call vote was as follows: AYES: Trustees Brandt, Kloske, Saltiel, Mayor Blomberg. NAYS: None. ABSENT: Trustees McDonough, Servi, Walrath. ABSTAIN: None. The Mayor declared the motion carried.

The Consent Agenda is as follows:

- 7.1 Approval of proposed building elevation modifications to an approved restaurant for an enclosed patio, prepared by Nelson Architect, Inc. date stamped received January 9, 2007, located at 960 Milwaukee Avenue within the Lincolnshire Commons lifestyle center (Fleming's Prime Steakhouse & Wine Bar)

- 7.2 Approval of a request to waive building permit fees totaling approximately \$185.00 for costs associated with the proposed construction of a covered entrance on the south side of the existing Riverside Foundation building (Riverside Foundation)
- 7.3 Approval of revisions to the Village of Lincolnshire Disaster Preparedness Plan (Village of Lincolnshire)
- 7.4 Approval of Ordinance ___ Authorizing the Sale of Certain Surplus Real Property at the northeast corner of Half Day Road and Elm Road (Village of Lincolnshire)

ITEMS OF GENERAL BUSINESS

Planning, Zoning & Land Use

- 8.11 **Consideration, discussion and approval authorizing a Certificate of Approval for a 2-lot Rezoning and Subdivision as 23723 N. Elm Road in Unincorporated Lake County (Parviz Mohaghehpour and Nasrin Azad)**

Director of Community Development McNellis updated the Board on this matter per his memo dated, February 8, 2007, to the Mayor and the Board of Trustees (attached). After a brief discussion, Trustee Saltiel moved and Trustee Brandt seconded the motion to approve the authorization of a Certificate of Approval for a 2-lot Rezoning and Subdivision at 23723 N. Elm Road in Unincorporated Lake County for Parviz Mohaghehpour and Nasrin Azad. The roll call vote was as follows: AYES: Trustee Brandt, Kloske, Saltiel, Mayor Bloomberg. NAYS: None. ABSENT: Trustees McDonough, Servi, Walrath. ABSTAIN: None. The Mayor declared the motion carried.

Public Safety

- 8.41 **Consideration, discussion and approval of Resolution _____ Authorizing the Village of Lincolnshire to Apply for an Infrastructure Maintenance Fee Litigation Settlement Grant**

Village Manager Irvin updated the Board on this matter and said if this is successful, it will pay for about 50% of our 9-1-1- telephone system. Trustee Brandt moved and Trustee Kloske seconded the motion to waive the first reading of a Resolution Authorizing the Village of Lincolnshire to Apply for an Infrastructure Maintenance Fee Litigation Settlement Grant. The roll call was as follows: AYES: Trustee Brandt, Kloske, Saltiel, Mayor Bloomberg. NAYS: None. ABSENT: Trustees McDonough, Servi, Walrath. ABSTAIN: None. The Mayor declared the motion carried.

Trustee Saltiel advised that he was told by staff that one of the individuals on the CY Pres Committee that approves these is a former judge who is a member of his law firm. The

Village Attorney advised Trustee Saltiel that there is no conflict and no problem with him participating in this vote. Normally he would have chosen not to vote on this matter. But because the Village could lose significant funding if he did not vote, as there would not be a quorum if he does not vote, and because he has counsel's approval because counsel believes this vote is not improper, he will vote on this matter. Trustee Brandt moved and Trustee Kloske seconded the motion to approve a Resolution Authorizing the Village of Lincolnshire to Apply for an Infrastructure Maintenance Fee Litigation Settlement Grant. The roll call was as follows: AYES: Trustee Brandt, Kloske, Saltiel, Mayor Blomberg. NAYS: None. ABSENT: Trustees McDonough, Servi, Walrath. ABSTAIN: None. The Mayor declared the motion carried.

Trustee Saltiel asked for a report regarding the coyotes in the area.

Director of Public Works Tripicchio advised the Board that there was a second effort with the trapper and he took five more animals. They targeted an aggressive male and female in the Nottingham area and the area near Daniel Wright Jr. High school. He is awaiting the necropsy report, but they did find dog food in one of the animals. He advised the Board that this is a controversial issue, and the calls he gets are clearly divided. He feels the issue is now under control. He does not think any other animals are overly aggressive. He feels we should step back and monitor the matter. The Village has spent \$10,530.

The Board discussed the issue of educating the public by providing guidelines for the residents. The Board suggested listing websites where there is extensive information regarding coyotes, putting together a list of aggressive behaviors for which to be on the lookout and how to act when people sight a coyote. Director of Public Works Tripicchio explained that if there is a dominant male coyote and he sees a dog, the coyote feels the dog is in the coyote's territory, and it will go after the dog. Director of Public Works Tripicchio will pull together some information to provide to the public.

ADJOURNMENT

Trustee Brandt moved and Trustee Kloske seconded the motion to adjourn. The voice vote was unanimous, and the Mayor declared the motion carried. The meeting was adjourned at 7:42 p.m.

Respectfully submitted,

VILLAGE OF LINCOLNSHIRE

Carol S. Marshall
Deputy Village Clerk

Village of
Lincolnshire

Memorandum

To: Mayor and Board of Trustees

From: Steve McNellis, Director
Department of Community Development

Subject: **AZAD SUBDIVISION, 23723 N. Elm Rd.
Certificate of Approval Authorization
Rezoning & Subdivision**

Date: February 8, 2007

The Village has been provided the attached documentation relating to a proposed rezoning and two-lot subdivision in Lake County on the east side of Elm Road, approximately 400' south of the intersection with River Oaks Road. This property is in our 1.5 mile planning area, and is addressed in our Comprehensive Plan as Environmentally Sensitive Estate Residential. It is not currently adjacent to any Village Boundary Line, but is within 150' of the south boundary of the proposed Phase II of Brampton Woods. The proposal is for two lots, one of which would have an area of approximately 1.2 acres (the north lot, containing an existing residence), and the other of which would be approximately 1.0 acre (the south vacant lot). As it is in our Extraterritorial Planning Area, and will remain unincorporated in Lake County, it has been presented to the Village for a Certificate of Approval for the proposed rezoning and subdivision, as we are the closest municipality upon which it could have an effect.

As for the rezoning, most of the unincorporated property on Elm Road is (E) Estate zoning, which requires 2 acre minimum lot sizes and is intended for large-lot residential. The proposed R1 residential zoning requires 1 acre minimum lot sizes and is intended to serve low-density residential. The lot size and configuration is consistent with the Village's R2 zoning, which is proposed for the nearby Brampton Woods - Phase 2 subdivision, and is larger than the other R2A lots that are located further south. In addition, several of the unincorporated parcels in the vicinity of this property (including the two immediately north) are 1.0 acre in size.

In the case of this proposed two-lot subdivision, Staff finds that it would not have an impact on the Village's road system, utilities, or stormwater. No additional right-of-way dedication is necessary for Elm Road and no utilities are being requested. It would also meet the basic requirements of our own Subdivision Code.

As such, staff believes the proposed rezoning and subdivision are consistent with unincorporated lots in the immediate vicinity, as well as the nearby Village zoning and lot sizes, and the requirements of the Village Subdivision Code. Staff does not believe any further comment or recommendations, on the Village's behalf, are warranted and we would recommend that a Certificate of Approval be authorized for this proposed rezoning and subdivision.

Staff is providing this information to the Board for authorization of a Certificate of Approval. We will be available at Monday night's meeting to answer any questions the Board may have.