

**CITY COUNCIL MEETING  
MINUTES – July 13, 2010**

**Mayor Ken Nelson called the Council meeting to order at 7:30 p.m.**

**Pledge of Allegiance to the Flag:** Mayor Nelson led the pledge.

**ROLL CALL:**

Present: Lusk, Buske, Judd, Adams, D’Astice

Absent: Pitzafarro, Larsen

**Staff Members Present:** City Manager Sarah Phillips, Public Works Director Fred Vogt, Community Development Director Valerie Dehner, Fire Chief Ron Stewart, Police Chief Dave Scanlan, Senior Accountant Rob Fredrickson, City Attorney Jim Macholl, Assistant City Manager Barry Krumstok, Assistant City Engineer Jason Souden

Mayor Ken Nelson 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:**

Alderman Buske moved to approve the minutes of the June 22, 2010 Council Meeting; seconded by Alderman Lusk.

Yeas: Lusk, Buske, Judd, Adams, D’Astice

Nays: 0

Absent: Pitzafarro, Larsen

**Minutes Approved**

**MOTION TO DEVIATE:**

None

**MAYOR'S REPORT:**

- 1) July 17<sup>th</sup> – Third Annual Duck Race (4:00pm at Kimball Hill Park) sponsored by the City’s Environmental Committee, Rolling Meadows Park District Foundation, and Rolling Meadows Rotary International. Tickets (\$5/duck) and additional information can be found at City Hall, the Community Center, and Nelson Sports Complex.
- 2) Terry Moran Family Day is also scheduled for Saturday, July 17<sup>th</sup> from 10:00am to 10:00pm at Kimball Hill Park. Please contact the Park District for additional information.

**MAYOR'S REPORT (cont'd):**

- 3) Also, on Saturday, July 17<sup>th</sup>, beginning at 7:30pm, there will be a free concert at the Community Church of Rolling Meadows. Country/Gospel singer "Levi Riggs" and his band will be the entertainment for this free concert.
- 4) Citywide Blood Drive – Wednesday, July 28<sup>th</sup> – from 1:00pm to 7:00pm in the City Hall Council Chambers. All participating blood donors can join the City in a free BBQ and they will receive a commemorative T-shirt.
- 5) Please plan on attending Cornfest which is scheduled for Saturday, August 7<sup>th</sup> from 11:00am to 7:00pm at the Community Church of Rolling Meadows.
- 6) The public is invited to the swearing in of the City's newest five firefighters, all hired in 2010, on July 21<sup>st</sup> starting at 7:00pm at Fire Station #16.
- 7) The Friends of the Rolling Meadows Library Summer Book Sale is scheduled for July 23<sup>rd</sup> to July 25<sup>th</sup>. Books, CD's, records and videos will be on sale. Please visit the library, the webpage at [www.rmlib.org](http://www.rmlib.org), or contact them at 847-259-6050 for hours.
- 8) The forecast for the next few days is going to be hot and humid. Asked residents to look in on elderly neighbors.

**WARD REPORTS:**

**Ward 1 – Alderman Pitzaferro:**

None

**Ward 2 – Alderman Lusk:**

The City of Excellence second annual Walk in the Park was a success. The drawing winners enjoyed their front row seats and snacks at the fireworks.

**Ward 3 – Alderman Buske:**

None

**Ward 4 – Alderman Judd:**

None

**WARD REPORTS (cont'd):**

**Ward 5 – Alderman Adams:**

Overnight parking - There was a situation where residents had their driveway seal coated. They called during business hours to let the City know they would be parking on the street. They were told that nobody was available and was referred to the website. They did not go to the website but instead knocked on neighbors' doors and made arrangements to park in one of their driveways.

**Ward 6 – Alderman D'Astice:**

None

**Ward 7 – Alderman Larsen:**

None

**MEETING OPEN TO THE PUBLIC FOR 20 MINUTES:**

Mr. Len Prejna, Adams Street, Rolling Meadows: Came forward to address 3 issues – The motorcycles. He answered Alderman Larsen's question; Fire Station #17 – The grant was voted down, the money was in hand. He feels the Council has made many shortsighted decisions with the voting down of the third station being one of them. Not once has he heard anyone on the Council apologize for the deficit. The Council is responsible for where the City is tonight.

Ms. Sue Walton, 2508 Millcreek Lane, Rolling Meadows and John Glow, 2840 Deepwood Lane: Came forward to talk about the Duck Race scheduled for Saturday, July 17<sup>th</sup>. Proceeds go right back into the community. There is \$1300 in prize money. The ten last ducks, "lame ducks", will receive \$10 each. Mr. Glow listed some of the prizes. Stillman Nature Center will be available with two large birds. Ms. Walton urges everyone to buy a duck. They will be on sale until 3:00pm the day of the race.

Ms. Debbie Guzan, 4431 Hoover Street, Rolling Meadows: Representative of the Fremd Booster Club: Asked Council to approve the posting of signs for the annual fundraiser. Proceeds will be donated to WINGS first.

Mayor Ken Nelson closed the floor.

➤ **PENDING:**

**A. Ordinance 10-20 / Approve a Zoning Text Amendment to Create the “Illinois Route 53 Expressway Sign Overlay District” (2<sup>nd</sup> Reading)**

Mayor Ken Nelson read the background on this Ordinance.

Alderman Lusk made a motion to accept the Ordinance, seconded by Alderman Buske.

Yeas: Lusk, Buske, Judd, Adams, D’Astice  
Nays: none  
Absent: Pitzafarro, Larsen

**Ordinance Passed**

**B. Ordinance 10-21 / Amend Traffic Code – Parking on Arbor Drive (2<sup>nd</sup> Reading)**

Mayor Ken Nelson read the background on this Ordinance.

Alderman D’Astice made a motion to accept the Ordinance, seconded by Alderman Buske.

Alderman Buske: This is part of the package?

Ms. Phillips: Correct.

Alderman Buske: When they lost that building, how much parking was freed up?

Ms. Phillips: There were 32 units in the building, so she believes about 64 spaces. We have limited the # of spaces. They will be restricted to the straightaway sections of Arbor Drive. Residents will need a permit to park in those spaces.

Yeas: Lusk, Buske, Judd, Adams, D’Astice  
Nays: none  
Absent: Pitzafarro, Larsen

**Ordinance Passed**

➤ **CONSENT: ORDINANCES FOR 1<sup>ST</sup> READING:**

**C. Ordinance / Accept Easement from Park District for Billboards**

**D. Ordinance / Authorize Execution of a Lease with Lamar Advertising**

Alderman Buske requested Item C be removed.

Alderman Judd requested Item D be removed.

**Item C from Consent Agenda: Ordinance / Accept Easement from Park District for Billboards**

Alderman Lusk made a motion to approve on first reading, seconded by Alderman Buske.

Alderman Buske: When we first accepted this it was because we needed to fill the gap from Sam's Club. When this was presented, the billboard was supposed to go on Winnetka which would have blocked a Park District sign. We have now moved the sign to Park District property and we will pay them for that use. He does not believe that we should be paying the Park District anything or possibly just a one time payment.

Alderman Judd: Does not see the 10% reference in the Ordinance.

Mr. Macholl: That would be subject to the Intergovernmental Agreement.

Alderman Judd: Why are we doing this now?

Mr. Macholl: Both of these items will require first and second reading.

Alderman Judd: Is not in favor of the Lamar issue. Believes it is a shortsighted sale and will not be supporting.

Alderman Judd: Made a motion to remove Lamar Advertising from the Ordinance, seconded by Alderman Buske.

Alderman Buske: Is Lamar paying us the most money?

Ms. Phillips: The most money up front.

Roll on Motion:

Yeas: Judd

Nays: Lusk, Buske, Adams, D'Astice

Absent: Pitzafarro, Larsen

**Motion Failed**

Alderman Buske: If we are doing the Park District a favor we should not have to pay them something every year.

Mr. Macholl: The sole purpose of this ordinance is to accept the easement. An Agreement is not yet in place.

Yeas: Lusk, Buske, Adams, D'Astice

Nays: Judd

Absent: Pitzafarro, Larsen

**Approved on First Reading**

**Item D from Consent Agenda: Ordinance / Authorize Execution of a Lease with Lamar Advertising**

Alderman Lusk made a motion to approve on first reading, seconded by Alderman D' Astice.

Yeas: Lusk, Buske, Adams, D' Astice  
Nays: Judd  
Absent: Pitzafarro, Larsen

**Approved on First Reading**

➤ **NEW BUSINESS:**

**E. Motion to Approve Payment of Bills on Warrant 7-13-2010**

Alderman Lusk made a motion to approve Warrant, seconded by Alderman D' Astice.

Yeas: Lusk, Buske, Judd, Adams, D' Astice  
Nays: none  
Absent: Pitzafarro, Larsen

**Warrant Passed**

**F. Resolution No. 10-R-76 / Authorize City to Apply for the Cook County No Cash Bid Program**

Mayor Ken Nelson read the background on this Resolution.

Alderman Lusk made a motion to accept the Resolution, seconded by Alderman Buske.

Alderman Buske: Is this because they haven't paid the taxes on this property.

Ms. Phillips: Correct, and that is because nobody is certain who owns the property. This will give us ownership of the property and we will give it to the Park District as green space.

Alderman Buske: That is a good idea.

Alderman Judd: We are not liable for any taxes?

Ms. Phillips: Correct.

Yeas: Lusk, Buske, Judd, Adams, D' Astice  
Nays: none  
Absent: Pitzafarro, Larsen

**Resolution Passed**

**G. Resolution No. 10-R-77 / Authorize Placement of Temporary Signs on Public Right-of-Way – Fremd Viking Booster Club**

Mayor Ken Nelson read the background on this Resolution.

Alderman Lusk made a motion to accept the Resolution, seconded by Alderman Buske.

Alderman D’Astice: Although his heart belongs to the Mustangs he will vote in favor of this.

Alderman Buske: Is pleased to hear that money will be donated to WINGS.

Mayor Nelson: While he understands where Alderman D’Astice’s loyalty lies, his loyalty lies with Fremd.

Yeas: Lusk, Buske, Adams, D’Astice

Nays: Judd

Absent: Pitzaferro, Larsen

**Resolution Passed**

**H. Resolution No. 10-R-78 / Approve Change Order # 2 for Algonquin Road Street Lighting Engineering**

Mayor Ken Nelson read the background on this Resolution.

Alderman Lusk made a motion to accept the Resolution, seconded by Alderman D’Astice.

Alderman Buske: Understands that if we did not get a grant we would not be doing this. Does Arlington Heights know that is a possibility?

Mayor Nelson: Yes, they are aware. Also, we have been assured of our monies if we get the preliminary engineering done.

Mr. Vogt: As this was a shovel ready project, the current total estimate is \$900,000 in ARA funds.

Yeas: Lusk, Buske, Judd, Adams, D’Astice

Nays: none

Absent: Pitzaferro, Larsen

**Resolution Passed**

**I. Resolution No. 10-R-79 / Award Contract for Engineering Services for Richnee Lane Force Main Replacement**

Mayor Ken Nelson read the background on this Resolution.

Alderman Lusk made a motion to accept the Resolution, seconded by Alderman Buske.

Yeas: Lusk, Buske, Judd, Adams, D'Astice

Nays: none

Absent: Pitzafarro, Larsen

**Resolution Passed**

**DISCUSSION ITEMS:**

**1) Staff Traffic Advisory Report**

1. Police Chief Scanlan provided an update of the proposed Arbor Drive/Algonquin Road red light camera installation; awaiting permits.
2. Weight limits posting for Central Road bridges – awaiting specific language for posting from IDOT via City Engineer.
3. Parking restrictions on Emerson Avenue, between Brockway Street and Plum Tree Lane.

Current posting is inadequate, with the north side of the street parking prohibition from Brockway towards Smith Street, and the south side of the street parking prohibition from Plum Tree Lane to Smith Street. A more consistent posting would be desired.

Police Department will survey resident input there, and report back to the Traffic Review Committee for its August or September meeting prior to a recommendation being made.

**2) Street Pavement Condition Report**

Mr. Vogt: This report was by the direction of City Council back in January.

Mr. Kurt Corrigan, Burke Engineering: Presented report.

Mr. Vogt: Presented funding options for future street operations.

Alderman Buske: If we spent \$1 million per year, how much is maintenance?

Mr. Vogt: The maintenance costs are currently funded from the Motor Fuel Tax and Local Roads.

**OTHER BUSINESS & REPORTS:**

Mayor's Appointments:  
Mayor's Proclamation:  
City Clerk's Report:  
City Staff Reports:

**1) PO Disclosure Over \$2500.00**

Alderman Buske: The payment to Traffic Control & Protection - Are these new signs?

Mr. Vogt: Yes.

Alderman Judd: Didn't we buy a machine to make these signs?

Mr. Vogt: We buy standard signs from vendors if they are more cost effective than making our own.

Alderman Judd: How much do they cost?

Mr. Vogt: \$20-\$55 per sign.

**2) Presentation of the July 20<sup>th</sup> Committee of the Whole  
Agenda**

Alderman Judd: Would like to add a brief discussion on the budget.

Alderman D'Astice: Will not be able to attend meeting next week.

Alderman Buske: Agrees with Alderman Judd, but does not want anything else added to this agenda.

Mayor Nelson: Let's approve this agenda and we can adjust it and if the hour gets late we can then postpone those items.

Alderman Buske made a motion to accept the Committee of the Whole Agenda; seconded by Alderman Judd.

**UNANIMOUS**

**3) May 2010 Financial Report**

Alderman Judd: We have roughly a \$79,000 surplus at this point. What, if any, is that figuring in for the lease with Lamar?

Ms. Phillips: It was originally, and still is, at \$175,000.

Alderman Judd: So, if we did nothing with Lamar we would be \$100,000 in the hole?

Ms. Phillips: Correct.

**MATTERS NOT ON THE AGENDA:**

Alderman Buske: Disappointed that he was not contacted during the storm when he was Mayor Protem. What are the duties of the Mayor Protem?

Mr. Macholl: An Ordinance provides the duties. They are somewhat flexible based on what is going on.

Mayor Nelson: Certainly, if it had been necessary to sign documents, he would have been contacted.

Alderman Buske: At the COW meeting, Alderman Lusk brought up an Ethics Ordinance issue. Direction was given to provide copies of the actual Ethics Ordinance and also the employees Ethics Ordinance. Nothing has been given to Council and he would like to know why.

Ms. Phillips: Her understanding was that it would be brought back for further discussion in August and information would be provided at that time.

Alderman Lusk: Had asked members of Council to come to her with any concerns or questions and nobody had come to her.

Alderman D'Astice: Distinctly remembers asking for that information. He has not gotten back to Alderman Lusk because he has been waiting for the information from Ms. Phillips.

Alderman D'Astice: Would like an update on East Frontage Road.

Mr. Vogt: No work because of the labor stoppage.

Alderman D'Astice: Could staff provide him or the Council with a list of vacant city property that may be available to sell?

Mayor Nelson: That should be easy to provide.

Alderman D'Astice: With the lease that we have been talking about where the city will be receiving some income, can we put some protection in the lease, should the company decide they don't want to pay us anymore, where we would be protected? Can we look into adding a completion clause into the contract?

Mr. Macholl: We can certainly look into various options; a bonus for completing early, a penalty for completing late, a Performance Bond.

Alderman Judd: Prevailing wage – Is this for any Public Works projects or only projects that are funded by state/federal grants?

Mr. Macholl: Both scenarios.

Alderman Judd: Feels that we should not have had to pay prevailing wages on the painting of the museum.

**CLOSED SESSION:**

- 1) Pending Litigation
- 2) Personnel
- 3) Land Acquisition

Alderman D'Astice made a motion to enter into Closed Session, seconded by Alderman Lusk.  
**Unanimous**

**ENTERED INTO CLOSED SESSION:** 9:12 pm

Alderman Lusk made a motion to go into Open Session; seconded by Alderman D'Astice.  
**Unanimous**

**RETURNED TO OPEN SESSION:** 9:45 pm

**ADJOURNMENT:**

There being no further business, Alderman D'Astice moved to adjourn, seconded by Alderman Adams.  
**UNANIMOUS**

City Council meeting of July 13, 2010 adjourned at 9:46 p.m.

Respectfully submitted by: Lisa M. Hinman, City Clerk

July 13, 2010 Minutes Approved by Council on July 27, 2010

  
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Lisa M. Hinman, City Clerk