



THE REGULAR WORKSHOP MEETING MINUTES
OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PROSPECT HEIGHTS
HELD ON MONDAY, OCTOBER 9, 2017 AT 6:30 P.M.

**IN THE COUNCIL CHAMBERS, PROSPECT HEIGHTS CITY HALL,
8 NORTH ELMHURST ROAD, PROSPECT HEIGHTS, ILLINOIS
MAYOR NICHOLAS J. HELMER PRESIDING**

1. **CALL TO ORDER** – At 6:34 PM, City Clerk Morgan-Adams called to order the Prospect Heights Regular City Workshop Meeting at 8 North Elmhurst Road, Prospect Heights, IL 60070.
2. **ROLL CALL FOR QUORUM** – City Clerk Morgan-Adams called roll. A quorum was present.
ELECTED OFFICIALS PRESENT - Aldermen – Rosenthal, Messer, Ludvigsen, Dolick, Mayor Helmer (electronic presence by previous request to the Council), and City Clerk Morgan-Adams
ABSENT – Alderman Williamson (by previous notification) and Treasurer Tibbits (by previous notification)
OTHER OFFICIALS PRESENT – City Administrator Wade, Assistant to the City Administrator Falcone, Finance Director DuCharme, Deputy Clerk Schultheis, Digital Telecommunications Technician Colvin, Director of Building and Development Peterson, Public Works Supervisor Roscoe, Police Chief Steffen and City Attorney Kearney.

City Clerk Morgan-Adams called for a motion to appoint a Mayor Pro Tem, and accept the Mayor's electronic presence at the Meeting.

Alderman Ludvigsen moved to appoint Alderman Messer as the Mayor Pro Tem and accept Mayor Helmer's electronic presence in the meeting; seconded by Alderman Rosenthal.

ROLL CALL VOTE:

AYES -	Ludvigsen, Dolick, Rosenthal
ABSTAIN -	Messer
NAYS -	None
ABSENT -	Williamson

Motion carried 3 – 0, One absent and one abstention

3. **PLEDGE OF ALLEGIANCE** – led by Alderman Dolick
4. **APPROVAL OF MINUTES**
 - A. September 25, 2017 Regular Council Meeting Minutes

B. September 25, 2017 Regular City Council Executive Session Minutes, but not for public release – Alderman Dolick moved for omnibus approval Of the September 25, 2017 Regular City Council Minutes and the September 25, 2017 Regular City Council Meeting Executive Session Minutes (but not for public release); seconded by Alderman Rosenthal.

ROLL CALL VOTE: AYES - Rosenthal, Dolick, Ludvigsen, Messer
 NAYS – None
 ABSENT - Williamson

Motion passes 4 – 0, one absent

5. PRESENTATION - None

6. APPOINTMENTS/CONFIRMATIONS AND PROCLAMATIONS - None

7. CITIZEN CONCERNS AND COMMENTS (agenda matters) - None

8. STAFF, ELECTED OFFICIALS, and COMMISSION REPORTS

Director of Building and Development Peterson gave an update of Quincy Park upgraded electrical panels. He said that of the 591 units, over 400 were in compliance with building permits.

Finance Director DuCharme said that the City was on the last month of the reconciliation.

The City is compiling data that it needs for the Yearly Treasurers Report that has to be published in the paper by year end.

The City Engineer and Finance Director met with IDOT to go over outstanding items related to Motor Fuel Tax. Paperwork needs to be completed. Some paperwork dates as far back as the late 90's. There were questions related to the service charges that the City was using for MFT funds.

9. CONSENT AGENDA - None

10. OLD BUSINESS

A. O-17-23 Staff Memo and Ordinance Approving a Text Amendment to Sections 5-2-2 Definitions and 5-6-1A Permitted Uses in the Single Family Residential District (**2nd Reading**) – **Alderman Rosenthal moved to Approve a Text Amendment to Section 5-2-2 Definitions and 5-6-1A permitted Uses in the Single Family Residential District; seconded by Alderman Dolick.**

ROLL CALL VOTE: AYES - Rosenthal, Dolick, Ludvigsen, Messer
 NAYS – None
 ABSENT - Williamson

Motion passes 4 – 0, one absent

B. O-17-24 Staff Memo and Ordinance Establishing a Vacant and Foreclosed Property Registration Program (**2nd Reading**) – **Alderman Dolick moved to Approve an Ordinance Establishing a Vacant and Foreclosed Property Registration Program; seconded by Alderman Ludvigsen.**

ROLL CALL VOTE: AYES - Rosenthal, Dolick, Ludvigsen, Messer
 NAYS – None
 ABSENT - Williamson

Motion passes 4 – 0, one absent

11. NEW BUSINESS

A. Request for Council Authorization for Expenditure in Excess of \$10,000 (Landscape Concepts Management, \$11,401) for Tourism District Landscaping, Fall Plantings and Enhancement – City Administrator Wade noted that Landscape Concepts had been the lowest bidder when selected, and that the request was for authorization for additional work for them at the request of the Tourism District Board and also include the island that is at Apple Drive and Milwaukee Avenue for landscaping. – Alderman Rosenthal moved to Authorize the expenditure in excess of \$10,000 (Landscape Concepts Management, \$11,401 for Tourism District Landscaping, Fall Planting and the Milwaukee Avenue/Apple Drive island enhancement; seconded by Alderman Ludvigsen.

Discussion followed – The pavement work for the Apple Drive area will be scheduled for 2020. Only the island work will be enhanced as part of the project above.

There was a question as to whether or not the Landscape Management was a multi-year contract. City Administrator noted that it was a three year contract, but that this was not in the original scope of work, and therefore, it needed to be brought to Council for approval.

ROLL CALL VOTE:

AYES -	Rosenthal, Dolick, Ludvigsen, Messer
NAYS -	None
ABSENT -	Williamson

Motion passes 4 – 0, one absent

12. DISCUSSION/SELECTION OF TOPICS FOR UPCOMING WORKSHOP MEETING, ITEMS LISTED PREVIOUSLY:

A. Discussion of Commercial Truck Parking Regulations – Building and Development Director Peterson said that Alderman Williamson, Code Enforcement officer Porzycki and he had met and spoken by phone; looked at getting commercial vehicles off the driveway and parked out of site. There was discussion regarding signage on vehicles, including any vehicle that had signage including B plated cars. This could trigger freedom of speech violations because commercial signage is protected. That will be up for Discussion. Looking for direction because to move forward the City would have to apply to the PZBA for a text amendment to the City Code. Timing wise, the November PZBA would hear the case, and then the first December Council Meeting would be the presentation to the Council for approval. Comments regarding multiple trucks in the same driveway.

Attorney Kearney said that political signs have been supported by the Courts, and commercial signs have less scrutiny but the issue is that there cannot be a blanket ban until we see if it is legal or feasible.

Alderman Dolick discussed different rules for condo associations. Attorney said that HOA covenants is a private contract, and City's enforcement is not interfering with private covenants.

Building and Development Director Peterson said that the City has 35 sprinters, D-plates, 22 with ladders, two taxis, etc. off of Old Willow, and there is no way to comply because they would have to move their vehicles offsite. Otherwise we would have to put in a section on multi-family housing. This Ordinance is not zone-specific. It is for all residential parking, so there are vehicle in common areas that may not be able to garage their vehicles. If not a single family residence, the resident may not have a garage.

There were discussions regarding the cost of compliance for each resident that has a vehicle that might be in violation of the code. There was a concern that people's livelihoods might be affected. There was a concern about negative impacts.

There was discussion regarding allowing existing, non-compliant vehicles to be exempted, but keep the problem from growing and establish restrictions.

Direction is to tweak the Ordinance based on the conversations that Council has suggested and go to PZBA. The City needs to tweak the vehicle sticker reports to delineate vehicle types. The Associations will deal with handling their own D-plated vehicles.

B. Review of City Liquor Code – Attorney Kearney said that he had received comments from the Council. There had been a question as to whether or not a BYOB would qualify for a gaming license – it was confirmed that BYOB would NOT allow gaming in the facility as per state law.

Mayor Pro Tem Messer said that the City should get a petition and go to State to try to get permission, even as a non-home rule community, to control giving liquor license but not being forced to automatically accept video gaming. The State would still control the tax distribution. It was suggested that a letter be sent to the Northwest Municipal Conference as they have a committee on Home Rule. Attorney Kearney said that the State believes that a non-home rule community can control video gaming by not allowing liquor license. A suggested option was for the City to regulate video gaming through zoning; but the City had rejected it. It can be reopened for exploration. Alderman Rosenthal said that the City should go forward with the argument and let the State approve or defeat it, so that the City's view was on record. – **City Administrator Wade said that he would write a letter to the Illinois Municipal League. Also have the Attorney look into zoning control over video gaming.**

ROLL CALL VOTE:

AYES -	Rosenthal, Dolick, Ludvigsen, Messer
NAYS -	None
ABSENT -	Williamson

Motion passes 4 – 0, one absent

13. APPROVAL OF WARRANTS

A. Approval of Expenditures

General Fund	\$95,180.78
Motor Fuel Tax Fund	\$0.00
Palatine/Milwaukee TIF	\$0.00
Tourism District	\$0.00
Development Fund	\$0.00
Drug Enforcement Agency Fund	\$813.30
Solid Waste Fund	\$25,985.62
Special Service Area #1	\$0.00
Special Service Area #2	\$0.00

Special Service Area #3	\$0.00
Special Service Area #4	\$0.00
Special Service Area #5	\$0.00
Special Service Area #8 – Levee Wall #37	\$0.00
Special Service Area-Constr #6 (Water Main)	\$0.00
Special Service Area- Debt #6	\$0.00
Road Construction	\$0.00
Road Construction Debt	\$0.00
Water Fund	\$906.44
Parking Fund	\$8.96
Sanitary Sewer Fund	\$0.00
Road/Building Bond Escrow	\$0.00
Police Pension	\$0.00
TOTAL	\$122,895.10

Wire Payments

9/29/2017 PAYROLL POSTING	\$137,116.01
September Illinois Municipal Retirement Fund	\$25,940.33
Police Pension Payments	\$56,295.02

TOTAL WARRANT	\$342,245.46
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City Clerk Morgan-Adams read the warrants.

Alderman Rosenthal moved to accept the warrants as presented; seconded by Alderman Dolick in the amounts – TOTAL of \$122,895; 9/29/2017 PAYROLL POSTING of \$137,116.01; September Illinois Municipal Retirement Fund of \$25,940.33; Police Pension Payments of \$56,295.02 and TOTAL WARRANT of \$342,245.46.

- 14. RESIDENT COMMENTS** (Non-agenda matters) - None
- 15. EXECUTIVE SESSION** - None
- 16. ACTION ON EXECUTIVE SESSION ITEMS, IF REQUIRED**

17. ADJOURNMENT

At 7:25 PM, Alderman Rosenthal moved to Adjourn; seconded by Alderman Dolick.

VOICE VOTE: All ayes, No Nays

Motion carried 4 – 0; Alderman Williamson absent.

Approved by the City Council of the City of Prospect heights on this the 23rd Day of October, 2017.



Deputy Clerk Schultheis



Mayor Nicholas J. Helmer

