

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE SPECIAL MEETING
April 3, 2023**

The regularly scheduled meeting of the Hinsdale Village Board of Trustees was called to order by Village President Tom Cauley in Memorial Hall of the Memorial Building on Monday, April 3, 2023 at 7:00 p.m. Roll call was taken.

Present: President Tom Cauley, Trustees Matthew Posthuma, Laurel Haarlow, Luke Stifflear, Michelle Fisher, and Neale Byrnes

Absent: Trustee Banke

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager Andrianna Peterson, Police Chief Brian King, Fire Chief John Giannelli, Finance Director Alison Brothen, Director of Community Development Robb McGinnis, Village Planner Bethany Salmon, Village Engineer Matthew Lew, Director of Public Services George Peluso, Village Clerk Emily Tompkins

Present electronically: Parks and Recreation Superintendent Mike Hayes, Human Resources Director Tracy McLaughlin

PLEDGE OF ALLEGIANCE

President Cauley led those in attendance in the Pledge of Allegiance.

APPROVAL OF MINUTES

a) **Special meeting of March 16, 2023**

Trustee Posthuma moved to **approve the minutes of the special meeting of March 16, 2023, as presented.** Trustee Haarlow seconded the motion.

AYES: Trustees Posthuma, Stifflear, Fisher, and Byrnes

NAYS: None

ABSTAIN: Trustee Fisher

ABSENT: Trustee Banke

Motion carried.

VILLAGE PRESIDENT'S REPORT

President Cauley reported the Egg Hunt would be Saturday, April 8 at Robbins Park and there would be a Spring Park Clean Up day Thursday, April 20 at various Hinsdale parks.

President Cauley also reported Hinsdale Restaurant week would run April 14 through April 23.

CITIZENS' PETITIONS

Mr. Joseph Craig, 602 S. Garfield, addressed the Board to express his concern regarding street signs on Garfield that said “Street” not “Avenue”. He explained it has been an ongoing issue with his mail delivery.

Mr. Junguo Bian, 811 N. Oak, addressed the Board regarding ongoing landscaping issues with the Land Rover dealership. President Cauley explained Land Rover had received a citation from the Village and would be in court the next day.

FIRST READINGS – INTRODUCTION

Administration & Community Affairs (Chair Posthuma)

a) Approve an Ordinance amending various sections in Title 3 (Business and License Regulations), Chapter 3 (Liquor Control) of the Village Code of Hinsdale, Illinois relative to Class A3 (Packaged Sales at Boutiques) liquor licenses.

Trustee Posthuma introduced the item. He explained the Village’s Liquor Code currently has a Class A3 – Packaged Sales at Boutiques License that authorizes the sale, on the premises specified on the license, of alcoholic liquors and also allows for complimentary tastings of alcoholic liquor for consumption on the premises in limited quantities. The Hinsdale Wine Shop, located at 12 East Hinsdale Avenue, is the Village’s only Class A3 licensee and has been in business approximately 20 years. Trustee Posthuma stated the Hinsdale Wine Shop has requested that their license be amended to allow for sales and tastings of wine only at off-premise events specified in the annual license application. If additional events are identified by the Wine Shop after the annual license is issued, the Wine Shop would need approval from the Liquor Commissioner. Trustee Stifflear questioned if other liquor license holders would want to change their licenses and President Cauley replied any requests would need to go before the Board.

The Board agreed to move this item to the consent agenda at their next meeting.

b) Waive the competitive bidding process and approve the purchase of proprietary software and information technology security managed services from Ascend Technologies of Chicago, IL at a cost not to exceed \$21,073.20.

Trustee Posthuma introduced the item. He stated each year, Village staff requests that the Village’s Information Technology (IT) contractor, Orbis Solutions, review the adequacy of the Village current IT security products. Since 2020, Orbis Solutions has recommended managed IT security service products. For the past several years, the Village has contracted with Infogressive for this service. Infogressive was recently acquired by Ascend Technologies. Ascend Technologies provides e-mail security, endpoint detection and response services, and log analysis. Additionally, Ascend Technologies provides end-user training on detecting e-mail phishing scams and security awareness, and will test and report on end-user’s ability to detect suspicious e-mails. According to Orbis, Ascend employs best of breed technologies, in a layered defensive framework with 24x7 support, monitoring and analysis through their Security Operation Center (SOC).

The Board agreed to move this item to the consent agenda at their next meeting.

c) Waive the competitive bidding process and approve a contract with Scarlett Entertainment to provide a projection mapping event for the Village's 150th Anniversary, at a cost not to exceed \$29,000.

Trustee Posthuma introduced the item. He explained The Village of Hinsdale is celebrating its Sesquicentennial – 150th Anniversary - in 2023. The Village has considered special activities to highlight this important and historic occasion. Those involved in planning the 150th events are recommending that the Village provide a twenty-minute, custom light projection mapping show on the south face of the Memorial Building as a special event this year. The custom light show is proposed to be projected onto the building and trees, and will include images highlighting Hinsdale's rich history, as well as a soundtrack. The show content is expected to feature imagery of the founders of Hinsdale, key historical figures, buildings, events, and objects important to the community. Trustee Posthuma stated the light show would require less space and be safer and more environmentally friendly than a firework show. Assistant Village Manager Andri Peterson played a short video example of a light show.

The Board agreed to move this item to the consent agenda at their next meeting.

Environment & Public Services (Chair Byrnes)

d) Award a professional services contract to Christopher B. Burke Engineering, Ltd. (CBBEL), for 2023-2024 Development Reviews in an amount not to exceed \$175,000.

Trustee Byrnes introduced the item. He explained the Village has used consultants to support the Engineering Division by reviewing residential and commercial development items and performing municipal services. Trustee Byrnes stated these items include single-family construction reviews, demolition reviews and multi-family commercial reviews. He explained all the review fees are passed on to the applicable property owners. The firm that performed Village reviews can no longer complete these services, and the Village is currently utilizing a temporary consultant, CBBEL. Village staff sent a request for proposal to engineering consulting firms who have recent, positive, and applicable experience. After receiving responses, CBBEL was selected for this project. CBBEL has successfully completed other Village projects.

The Board agreed to move this item to the consent agenda at their next meeting.

e) Reject all February 15, 2023 submitted bids for the Elm Street Sidewalk Project and review re-submitted bids at a future Board Meeting.

Trustee Byrnes introduced the item. He explained that in conjunction with the relocation of Hinsdale Community Services to 22 N. Elm Street, the Village and Hinsdale Community Services agreed to a new public sidewalk on the west side of Elm Street. All bids received for the project were greater than the engineer's estimate and related Village budget. Staff has identified potential project cost savings and will re-bid this contract as an alternative bid with the 2023 Sidewalk Program. These bids are scheduled to be reviewed by Village staff in April.

The Board agreed to move this item to the consent agenda at their next meeting.

Zoning and Public Safety (Chair Stifflear)

f) Waive the competitive bidding requirement in favor of the Sourcewell Purchasing

Agreement, contract 113021-OKC-1 with Pierce Manufacturing; and Approve the purchase of a Pierce Enforcer Pumper from MacQueen Emergency Group in an amount not to exceed \$840,000.

Trustee Stifflear introduced the item. He explained the Village of Hinsdale owns two pumping engines with one maintained as a secondary engine to be placed in front-line service while the primary engine is out for repairs and maintenance. Additionally, the secondary engine responds to incidents, an average of three times per month, while the front-line engine is committed to a separate incident. The replacement vehicle policy recommends replacement of the fire engine at 16 years of service, with eight years in front-line service and eight years as second-line or reserve. Replacement of this apparatus has been in the Capital Improvement Plan (CIP), first in Fiscal Year 2021/2022 and has increased in cost from \$550,000 to the current quote of \$840,000. The expected build time is two or more years with an expected delivery and payment in 2025. The current front-line apparatus will be 11 years old when the new apparatus is delivered. The reserve apparatus to be replaced will be 25 years old. Using the Sourcewell Purchasing Agreement to purchase an engine through Pierce Manufacturing's "Build My Pierce" program, will reduce the build time to 30 months, with delivery before 2026. This is important as nationally, all engines delivered after 2026 will be mandated to have a new more expensive motor estimated at \$80,000 to \$110,000 more due to new Federal EPA emission regulations that will apply. Trustee Stifflear stated on Friday March 17, Pierce had 200 open slots for orders. As of Tuesday March 28, there were 90 open spots nationwide for this option; they predict filling the spots before May 1, 2023. Pierce has also indicated they plan to implement an 8% price increase on May 1, 2023. The Village explored purchasing through other apparatus suppliers. Rosenbauer has a similar program, but their dealer estimated their cost for our specification to be over \$900,000 and Sutphen estimates \$951,608 with a four-year build time.

Chief John Giannelli explained the engine is also advanced life support equipped and is used for extrications and hazardous material incidents and a certain pumping capacity is needed to maintain the ISO Fire Rating.

President Cauley recommended the purchase of the engine with the understanding the Village would look into ways to reduce the overall cost of equipment including sharing the equipment with neighboring Fire Departments. A straw poll was taken and all Trustees agreed with the exception of Trustee Byrnes.

The Board agreed to move this item forward for a second reading at their next meeting.

g) Approve a Resolution authorizing a Settlement Agreement between the Village of Hinsdale and Crown Castle Fiber, LLC relative to small wireless facilities, and approving certain waivers and modifications to Village codes, regulations and design standards regarding small wireless facilities.

Trustee Stifflear introduced the item. He provided a brief history of the installation of cellular equipment. He stated the equipment used in the past was much larger and lower on the poles than what is proposed by Crown Castle. He stated the Village of Hinsdale was one of the first to roll out design standards in order to protect the aesthetics of the Village's neighborhoods. The Federal government restricts certain authority of local municipal government and anything related to radio frequency is controlled by the federal government. The State of Illinois also

passed measures which restrict the authority of local government on the installation of 5G. Trustee Stifflear stated Village staff and certain elected officials of Hinsdale worked diligently to influence State and Federal legislatures regarding 5G. In 2018 Verizon advised the Village that it intended to roll out its 5G small cell program. At that time, it was anticipated that there could be as many as one hundred and thirty-seven (137) stand-alone poles in the Village. Since that time, changes in state legislation promoted the use of existing ComEd infrastructure for this purpose. As a result, Crown Castle is now proposing that many of the small wireless facilities can be placed on existing ComEd distribution poles. The parties are also proposing to address many of the additional small wireless facilities through a process by which ComEd would decommission certain streetlight poles, which would then be replaced by slightly taller wooden poles that will be owned and maintained by Crown Castle, and which can accommodate both the Crown Castle equipment and a streetlight. This approach is intended to greatly minimize the number of pole locations in the community. All costs for these installations, including new light poles, will be at Crown Castle's expense. The proposed Settlement Agreement between the Village and Crown Castle addresses the design for each of the following potential types of installations.

President Cauley explained the Village does not have the authority to regulate the kind of equipment used and the Village cannot prohibit the use of 5G for safety or health reasons. He explained if the Village prohibited the installation of 5G, they would be taken to court. He said Illinois legislature passed a law that 5G antennas are a permitted use on the public right of way and the Village is limited in regulating the location and aesthetics.

Trustee Posthuma explained similar agreements have been entered into by Clarendon Hills and Western Springs.

Mr. Ray Cesca, 46 Mockingbird Lane, spoke of safety and health concerns related to 5G.

Ms. Heidi Hanson, Western Springs resident, spoke of health concerns related to pentachlorophenol, a pesticide used in treating wood to keep out insects or fungus. Ms. Hanson also spoke of health and safety concerns regarding radiofrequency.

Ms. Ray Mugnolo, 415 S. Boden, spoke of concerns about the location of telecommunication poles.

Ms. Nancy Perlman, spoke of concerns related to radiofrequency limits.

Ms. Yanna Dykstra, questioned the need for so many poles and spoke of safety and health concerns related to 5G.

Ms. Marilyn Bloom, 542 Woodside, questioned if analysis had been done related to property values and telecommunication poles.

Ms. Susie R., Clarendon Hills resident, spoke against 5G and expressed safety and health concerns.

CONSENT AGENDA

Administration & Community Affairs (Chair Posthuma)

- a) Trustee Byrnes moved to **Approve payment of the accounts payable for the period of March 15, 2023 through March 29, 2023 in the aggregate amount of \$647,622.54 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Fisher seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes

NAYS: None

ABSTAIN: None

ABSENT: Trustee Banke

Motion carried.

The following items were approved by omnibus vote:

Environment & Public Services (Chair Byrnes)

- b) Waive the competitive bidding requirement in favor of the Sourcewell Purchasing Agreement #040319-CEC; **and**
Approve the purchase of a L28 Bobcat Small Articulated. Loader from Atlas Bobcat of Mokena, IL in an amount not to exceed \$62,742.02***
- c) Accept proposal from C.T.R. Systems, Inc. for sewer service lining at the Memorial Building in the amount of \$30,000.***
- d) Accept proposal from Steiner Electric Company for street light pole replacements in the amount of \$34,349.79.***
- e) Award the 2023 Crack Sealing Program to Denler, Inc. of Joliet, IL in the amount not to exceed \$98,000.***

Trustee Byrnes moved to **approve the Consent Agenda, as presented.** Trustee Fisher seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes

NAYS: None

ABSTAIN: None

ABSENT: Trustee Banke

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA – ADOPTION

There were no items on the Second Readings / Non-Consent Agenda.

DISCUSSION ITEMS

None.

DEPARTMENT AND STAFF REPORTS

a) Parks and Recreation

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

None.

ADJOURNMENT

There being no further business before the Board, President Cauley asked for a motion to adjourn to Closed Session under 5 ILCS 120/2(c) and that the Village Board would not be returning to open session. Trustee Stifflear moved to **adjourn to Closed Session under 5 ILCS 120/2(c)**. Trustee Banke seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes

NAYS: None

ABSTAIN: None

ABSENT: Banke

Motion carried.

Meeting adjourned at 9:26 p.m.

ATTEST: _____
Emily Tompkins, Village Clerk