

**MINUTES
VILLAGE OF HINSDALE
ZONING AND PUBLIC SAFETY COMMITTEE
MONDAY, AUGUST 27, 2012
MEMORIAL HALL
7:30 p.m.**

Present: Chairman Saigh, Trustee Angelo, Trustee Haarlow, Trustee Elder

Absent: None

Also Present: Michael Marrs, Village Attorney, Dave Cook, Village Manager, Robert McGinnis, Director of Community Development/Building Commissioner, Brad Bloom, Police Chief, Rick Ronovsky, Fire Chief, Sean Gascoigne, Village Planner

Chairman Saigh called the meeting to order at 7:30 p.m.

Minutes – June 2012

Trustee Elder moved to approve the minutes for the June 25, 2012 meeting as amended. Second by Trustee Haarlow. Motion passed unanimously.

Monthly Reports – June/July 2012

Fire Department

Chief Ronovsky reviewed the June and July Activity reports for the Fire Department. There were 197 incidents in the month of June and 256 incidents in the month of July. There have been a total of 1448 emergency incidents from January thru July.

Fire Department personnel participated in Hinsdale's Annual Safety Village in June. This year marked the 30th anniversary of Safety Village. Personnel assisted with the Fire Safety Trailer at the Western Springs Safety Village in late June. Also in June and July, members conducted resident CPR training, response training at the Hinsdale Community Pool with the life guards, high rise fire safety class at 21 Spinning Wheel Road, and public education programs at the Hinsdale Community House and Robert Crown Education Center. Both Village ambulances for compliance by the Good Samaritan Hospital EMS System and all fire apparatus were inspected by the Illinois Department of Public Health for compliance.

There were no major incidents in Hinsdale during the months of June and July. Village personnel responded to assist other communities during June and July including house fires in Western Springs and LaGrange Park. In July, our ambulance responded to assist the Village of Northlake during the evacuation of 300 residents of an elderly care residence. Hinsdale paramedics responded to several ambulance calls in the Village during this time. Captain DeWolf, one of the commanders on the DuPage Fire Investigation Task Force, assisted with the investigation of a fatal house fire in Lombard.

Police Department

Chief Bloom stated that the police department will have an increased presence around the schools to coincide with the start of the school year. The police will be enforcing traffic laws including speeding, stops signs and cell phone use in a school zone. Chief Bloom updated the Committee regarding the submission of grant request to CMAP to assist with a parking study in the Central Business District. Chief Bloom indicated that over 100 submissions for this grant were received and the grant awards will be announced on October 8, 2012.

Chief Bloom advised the Committee that Police Officer Joe Rauen has tendered his resignation as a police officer to pursue a career in the private sector as a computer forensic examiner.

Community Development

Robert McGinnis commented on departmental activity for June and July noting that though revenues were fairly flat during the period, activity was up and that the numbers coming in for August were very robust.

Referral to Plan Commission

Referral to the Plan Commission for Review and Consideration of a Text Amendment to Section 11-604 (Site Plan Review), as it Relates to the Language in the Site Plan Review Process.

Chairman Saigh introduced the item and asked Sean Gascoigne to give some background. Sean Gascoigne explained that this was a housekeeping item that would change site plan approval language to the positive rather than the negative. Trustee Angelo made a motion to approve the request. Second by Trustee Haarlow. The motion passed unanimously.

Referral to the Plan Commission for Review and Consideration of a Text Amendment to Section 9-106(F)9(Signs), as it Relates to Political Signs.

Chairman Saigh introduced this item and asked Sean Gascoigne to give some background on the item. Sean Gascoigne explained that the intent of this request was to bring our code in line with state law. Trustee Elder asked if anything in the legislation spoke to the location of the signage. There was discussion on whether something could be codifying that would discourage signage that stayed up for an extended period of time. Trustee Elder made a motion to approve the request. Second by Trustee Angelo. The motion passed unanimously.

Request for Board Action

Ordinance Approving a Major Adjustment to a Planned Development to Allow a Music School and Tutoring Service at 125 S. Vine Street

Chairman Saigh introduced this item and asked the applicant to speak on the request. Keith Larson gave some background on the request. He explained that the request was being driven by two existing users that were currently operating at this address.

The applicant gave some background on the music tutoring model they used at the facility. She explained that they had been at Zion for one year and that they did not expect any changes as part of the approval.

The applicant stated that the lessons generally went into the eight o'clock hour and that they generally had between two and four children at a time.

The applicant stated that this was a non-profit venture and that only the teachers were compensated.

The applicant stated that lessons lasted thirty minutes.

Julie Crnovich stated that she was happy to see that the existing planned development was being amended to include those uses already in place in the church. She also added that moving forward the Committee should look to ensure public input when requests of this nature came in as a major adjustment.

Chairman Saigh requested that the applicant provide notice to the neighboring properties. He stated that letting them know about these two uses seemed right and fair.

Trustee Elder asked about the tutoring service and how many student they had. Keith Larson stated that they had one tutor with two students per week. He stated that there should be some sort of cap on the number of students permitted.

Trustee Elder stated that he personally wanted to see the request go in front of the Plan Commission, but that he did not want to prohibit the continued use of the space while they went through the process.

Trustee Haarlow stated that he agreed with Trustee Elder and felt that notification was important.

Trustees discussed whether the referral to Plan Commission would trigger a public hearing rather than a public meeting. The issue being additional time for a public hearing. The Code is not clear on this. The Trustees agreed that a public meeting rather than a public hearing was adequate.

Trustee Elder made a motion to approve an Ordinance Approving a Major Adjustment to a Planned Development to Allow a Music School and Tutoring Service at 125 S. Vine Street and approve a temporary use permit while the request went through Plan Commission. Second by Trustee Angelo. The motion passed unanimously.

Ordinance Amending Article V (Business Districts), Section 5-105 (Special Uses) of the Village of Hinsdale Zoning Code to Allow Fitness Facilities (7991) in the B-1 Community Business District as Special Uses

Kathleen Keating spoke on behalf on the applicant in this case and gave some background on the request. She stated that the use was a good fit in these districts.

Trustee Angelo made a motion to approve an Ordinance Amending Article V (Business Districts), Section 5-105 (Special Uses) of the Village of Hinsdale Zoning Code to Allow Fitness Facilities (7991) in the B-1 Community Business District as Special Uses. Second by Trustee Elder. The motion passed unanimously.

Ordinance Approving a Special Use Permit for a Fitness Facility at the Property Located at 777 N. York Road

Trustee Angelo made a motion to approve an Ordinance Approving a Special Use Permit for a Fitness Facility at the Property Located at 777 N. York Road. Second by Trustee Elder. The motion passed unanimously.

Ordinance Approving the Site Plans and Exterior Appearance Plans for Modifications to a Commercial Building at 8 E. Hinsdale Avenue

Greg Burman spoke behalf of the applicant and stated that the request was to re-skin the existing awning in blue and change the name on the front of the valance. Trustee Angelo made a motion to approve an Ordinance Approving the Site Plans and Exterior Appearance Plans for Modifications to a Commercial Building at 8 E. Hinsdale Avenue. Second by Trustee Haarlow. The motion passed unanimously.

Bid Award Chicago Elevator for Repair to the Police Department Elevator in the Amount not to Exceed \$13,261

Chief Bloom stated that the Villages' Building Maintenance department recently sought competitive quotes for repair of the Police Department's building elevator. Routine maintenance of the elevator found that the submersible hydraulic pump and control valve needed to be replaced. We budgeted \$15,000 for this repair.

Quotes were received from Chicago Elevator for \$13,261 and Colley Elevator for \$ 14,659. Chief Bloom stated they are recommending the job be awarded to Chicago Elevator, the low bidder for a cost not to exceed \$13,261.

Trustee Haarlow moved to recommend that the Village Board approve awarding a bid for elevator repair to Chicago Elevator in an amount not to exceed \$13,261. Trustee Elder seconded. Motion passed unanimously.

Ordinance to Change the Limited Two Hour Parking Zone on 57th Street Between Grant and Madison Streets from the South Side of Street to the North Side of 57th Street

Chief Bloom stated that a request was received from the residents residing on 57th Street between Grant and Madison Streets and Foxgate Lane requesting that the parking currently allowed on the south side of the street be moved to the north side of the street. In their request resident cite difficulty from line of site issues when backing from their driveways located on the south side of 57th. Street.

Currently parking on the south side of 57th Street between Grant and Madison is restricted to a 2 hour limit between 9:00 am and 6:00 pm. Parking on the north side of 57th is currently prohibited on this block.

Chief Bloom said that a petition advocating the requested changes was supported from all except one of the residents on the effected block including the residents of Foxgate Lane. The one resident who did not sign the petition indicates that he is opposed the changes due to the difficulty the change presents while backing from the driveway. A meeting with school administrators, police and neighborhood representatives was also held to discuss the impact of these changes related to recent high school construction and all parties agreed that moving the parking from the south side to the north side of 57th Street would not adversely impact the ingress and egress from the student lot or new bus lane on 57th street.

Chief Bloom stated that they have evaluated this request and we do not see the requested change having an adverse impact on traffic or safety related issues. Regarding the concerns of the one person opposed to the change, Chief Bloom stated that there are only 3 houses on the north side of the street as opposed to 27 homes on the south of 57th. Additionally, there is a downhill grade on the south side making it difficult for a car backing to see through the parked cars.

Chief Bloom said that a notice was sent to residents in the affected area indicating that the ZPS Committee would be considering this request at their August meeting.

Trustee Angelo motioned to recommend that the Village Board approve an ordinance amending section 6-12-8 and 6-12-9 of the Village Code to restrict parking to 2 hours between 9:00 am and 6:00 pm on the north side of 57th Street between Grant and Madison and prohibit parking on the south side of the street in this block. Trustee Elder seconded. Motion passed unanimously.

Purchase of Two (2) Zoll Medical, X Series Cardiac Monitors/Defibrillators in the amount of \$52,000 and waiving the competitive bid requirement

Chief Ronovsky reported that the current budget included the purchase of replacement cardiac monitors for both Village ambulances. The current units that are being used are over nine years old and are indicated for replacement. Members of the Fire Department have met with several different manufacturers of cardiac monitors. They have reviewed the current models and technologies and have indicated that the Zoll Medical, X series device is the best for the Village. Zoll also offers us a trade in on the current units that we have and group purchase pricing with several other Fire Departments and private Ambulance Services. Trustee Elder made a motion to approve the purchase of two (2) Zoll Medical, X

series cardiac monitors/defibrillators and waive competitive bidding. Second by Trustee Harlow. The motion passed unanimously.

Ordinance Amending Title 7 (Public Ways and Properties), Chapter 1 (Streets and Sidewalks), Article G (Construction of Utility Facilities in Rights of Way), and Title 13 (Telecommunications), Chapters 1 (General Provisions) and 6 (Fees and Compensation), Relative to Installations of Distributed Antenna Systems in Public-Rights-of-Way

Chairman Saigh some background on the item and asked Village Attorney Michael Maars to speak on changes that had been made to the draft ordinance since the Committee last discussed it.

Chairman Saigh introduced John Lenahan from AT&T who summarized their concerns with the draft ordinance.

Mr. Lenahan stated that once they installed the LTE upgrades to the existing 9 DAS sites, that AT&T had no further installations anticipated. That being said, he stated that their concerns were primarily driven by precedent, as there were no other municipalities in the state that were looking to draft legislation that regulated DAS installations on the Right of Way.

He offered that the process needed to culminate with an administrative approval rather than a zoning approval and explained a three step process for approvals that was similar to what was in the draft, but better reflected an administrative review and approval rather than a referral to the Committee and/or Village Board.

There was discussion about the application fee and available colors for the equipment. Mr. Lenahan stated that he understood the only color available was beige primarily due to overheating concerns.

Chairman Saigh stated that he understood AT&T concerns, but that he felt it was important to have resident input on these installations.

Trustee Angelo stated that the process that Mr. Lenahan laid out effectively shut out resident input and eliminate the committee from the process.

Mr. Lenahan defended the process that they had submitted offering that it still had opportunity for resident input, but still maintained an administrative review and approval as a Right of Way permit.

There was further discussion over the permit fee versus an application fee.

There was discussion over the provision that a change “not materially increase the cost” in the AT&T proposal.

Chairman Saigh stated that he felt the two sides were very close and that both sides could make this work to address the concerns that both sides had but wanted more of an opportunity for public input.

Trustee Elder made a motion to approve an Ordinance Amending Title 7 (Public Ways and Properties), Chapter 1 (Streets and Sidewalks), Article G (Construction of Utility Facilities in Rights of Way), and Title 13 (Telecommunications), Chapters 1 (General Provisions) and 6 (Fees and Compensation), Relative to Installations of Distributed Antenna Systems in Public-Rights-of-Way subject to language from the Village Attorney forthcoming. Second by Trustee Angelo. The motion passed unanimously.

Adjournment

With no further business to come before the Committee, Chairman Saigh asked for a motion to adjourn. Trustee Angelo made the motion. Second by Trustee Elder. Meeting adjourned at 10:05PM.

Respectfully Submitted,

Robert McGinnis, MCP
Director of Community Development/Building Commissioner