

**VILLAGE OF LIBERTYVILLE
BOARD OF TRUSTEES
STREETS COMMITTEE**

March 28, 2017
6:30 pm
Village Hall

Agenda

- 1) Call to Order
- 2) Minutes of February 28, 2017 Meeting
- 3) Draft Ordinances for Colby Subdivision
- 4) Adjournment

Any individual who would like to attend this meeting but because of a disability needs some accommodation to participate should contact the ADA Coordinator at 118 W. Cook Avenue, Libertyville, IL 60048, 847-362-2430. Assistive listening devices are available.

**VILLAGE OF LIBERTYVILLE
BOARD OF TRUSTEES
STREETS COMMITTEE**

February 28, 2017
7:00 pm
Village Hall

Minutes

Attendance

Committee: Trustee Donna Johnson, Trustee Scott Adams, Trustee Pete Garrity

Village Board: Mayor Terry Wepler, Trustee Pat Carey

Staff: Village Administrator Chris Clark, Public Works Director Paul Kendzior,
Police Chief Clint Herdegen, Asst to Public Works Director Laura DiTanto,
Village Attorney David Pardys, Community Development Director John Spoden

Others:

Jon Vana, Civiltech Engineering	Jim Woods, Civiltech Engineering
Jeff Harger, 1015 Ashley Lane	Gary Franzen, 1820 Torrey Pkwy
Dugal Sickert, 924 Wheeler	John Hackett, 306 Merrill
Susan Hackett, 306 Merrill	Ed Faulkner, 216 Johnson
Karen Faulkner, 216 Johnson	Kevin O’Neill, 908 Wheeler
David Goodwin, 216 W. Ellis	Sandra Goodwin, 216 W. Ellis
Susan Magill, 215 Johnson	Lucy Magill, 215 Johnson
Kerry Nowicki, 304 Johnson	Bryce Nowicki, 304 Johnson
Evan Nowicki, 304 Johnson	Elise Nowicki, 304 Johnson
Jason Polakaw, Director of Land Development, KHovnanian Homes	Bob O’Donnell, Khovnanian Homes, Legal Representative

Agenda

- 1) **Call to Order at 7:00 p.m.**
- 2) **Minutes of January 24, 2017 Meeting**

The minutes were approved with revisions in paragraph #5. It was noted that Khovnanian (“KHov”) objected to the sentence, “If the actual traffic counts exceed the TIS projected traffic volumes, KHov would be agreeable to the restrictive signage being installed.” Per KHov letter from Russ Whitaker on February 27, 2017 to Director of Public Works Paul Kendzior, Khovnanian claimed that they made no such statement at the January 24, 2017 meeting or at any other time. Bob O’Donnell, legal counsel, for KHov stated that KHov made no commitment to signage.

The Committee and Staff responded that this was their understanding from the previous meetings. If the actual traffic counts are more than estimated in the Traffic Impact Study, then the signage could be put in. The Committee agreed with the minutes.

Russ Whitaker, legal counsel for KHov, was not present at the meeting. He was present at the November 2016 and January 2017 Streets Committee meetings. The Committee required that the appropriate legal representative with the appropriate authority to make commitments on behalf of KHov be in attendance at future meetings.

3) Continuation of Traffic Concerns Associated with New Parkside of Libertyville Townhome Development

Trustee Johnson explained that the committee had heard testimony from the residents and KHov. The Committee had made a recommendation to the Village Board to install signage at W. Ellis Road & Parkside Court. The Village received a letter from KHov which states that they are not in favor of sign installation, due to the fact the requirement was not discussed as part of the development approval process.

Civiltech Engineering discussed the analysis of the KLOA Traffic Impact Study (TIS) prepared for KHov. Jon Vana and Jim Woods from Civiltech Engineering were in attendance. Woods stated that KLOA completed the TIS and Civiltech reviewed their study. Civiltech used several engineering manuals to review the study. Woods visited the traffic study site several times to see the traffic during the Food Bank at the Township office, morning hours, and evening hours to get a feel for the neighborhood.

Civiltech generally concurred with the KLOA TIS. Civiltech looked at site plans, confirmed the estimated number of trips to understand how KLOA routed traffic. Woods explained that he used the Trip Generation Manual which is a compendium of studies that tells you based on trips per townhome that will be generated. The Highway Capacity Manual assists to determine the level of delay at the intersections. Woods calculated that there would be six-tenths of a second delay at the intersections.

He indicated that the determination is not solely based on objective data. The Engineers look at other assumptions like minutes between cars, special events, etc. and use their independent judgment to determine their concurrence with the KLOA study. The Trip Generation Manual is accurate. The KLOA study reviewed the traffic patterns with the assumption of a fully built out subdivision. Additional cut through traffic is not typically considered in a study since that is a separate factor. His opinion was that real empirical data could be found following 100 percent build out of the subdivision and with actual data collected. At 75 percent build out, an engineer would need to stand at the location and obtain counts of vehicles. Jon Vana added that while an engineer can count vehicles, it is important to actually determine where the vehicle is traveling and these are two different items.

The KLOA study took into account activities at the Township such as the food pantry. KLOA responded to the Townships questions as part of the public process submitted by Kathleen O'Connor, the Township Supervisor. Woods concurred with KLOA on-site observations and the numbers collected in their study.

The meeting was opened for public comment.

Kevin O'Neill, 908 Wheeler Court, inquired about the 388 trips in relation to the number of trips predicted on the study diagrams. O'Neill stated that these numbers do not make sense. Woods stated that it's not an average over 24 hours, but that there are peaks in the morning and night. Also, the traffic is distributed between a vehicle exiting the neighborhood onto Winchester and exits on Johnson or W. Ellis onto Milwaukee Avenue.

John Hackett, 306 Merrill Court, asked how much actual data was involved in the study, how much observation time there was, did the manual consider socioeconomics, and did it look at density. The observation time was on a Thursday in May. Woods said that looking at too many days most likely will not change the data. Weekends, Mondays, Fridays, and holidays are avoided.

Dugal Sickert, 924 Wheeler, asked if the study considered W. Ellis as another route. Woods stated that W. Ellis was considered as another route but the study concluded that fewer drivers would exit on W. Ellis versus Johnson Avenue. Susan Magill, 215 Johnson, stated that using W. Ellis is the safer alternative to exiting on Johnson Avenue.

Trustee Johnson stated that there is not empirical data from either side since the subdivision is not complete. KHov does not object to a traffic impact study and would have an independent analysis completed of the TIS. KHov cannot commit to any signage until a TIS is completed.

Trustee Johnson asked KHov for an update regarding disclosures to buyers of potential turning restrictions. Bob O'Donnell, the KHov legal representative, stated that KHov would be willing to revisit this issue. Trustee Johnson stated that at the January 24, 2017 meeting, Russ Whitaker, indicated that KHov would include disclosure in their sales contracts. The Committee stated that KHov must be consistent with their statements.

Trustee Johnson stated that the Committee has a vested interest with both developers and residents. The Committee and Staff will consult with the Village Attorney on how to proceed in the future and staff will alert residents about future discussions.

Trustee Garrity stated that future residents should be made aware of the traffic issues and there seems to be no awareness to buyers of the potential restrictions which could hurt sales.

Trustee Johnson concluded the meeting, but indicated this is a challenging task and it is important to do due diligence to study this matter and make the right decision over several meetings.

4) Roadway Project Updates - Deferred

5) Adjournment at 8:20 pm

VILLAGE OF LIBERTYVILLE

ORDINANCE 17-O- _____

AN ORDINANCE AMENDING CHAPTER 23, SECTION 23-48
OF THE LIBERTYVILLE MUNICIPAL CODE
REGULATING TURNING MOVEMENTS ALONG VARIOUS STREETS
IN THE VILLAGE OF LIBERTYVILLE, LAKE COUNTY, ILLINOIS

Adopted by the
President and Board of Trustees
of
The Village of Libertyville
Lake County, Illinois

This _____ day of _____, 2017

Published in pamphlet form by direction
and authority of the Village of Libertyville
Lake County, Illinois

This _____ day of _____, 2017

VILLAGE OF LIBERTYVILLE

ORDINANCE 17-O- ____

AN ORDINANCE AMENDING CHAPTER 23, SECTION 23-48
OF THE LIBERTYVILLE MUNICIPAL CODE
REGULATING TURNING MOVEMENTS ALONG VARIOUS STREETS
IN THE VILLAGE OF LIBERTYVILLE, LAKE COUNTY, ILLINOIS

WHEREAS, Section 625 ILCS 5/11-208 of the Illinois Vehicle Code authorizes local authorities to regulate the turning of vehicles at intersections; and

WHEREAS, the Streets Committee of the Village of Libertyville Board of Trustees has recommended implementation of certain regulations on turning movements; and

WHEREAS, Section 23-48 of the Libertyville Municipal Code regulates turning movements on various public streets, it is necessary for the Village to adopt an Ordinance regulating turning movements on various public streets;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LIBERTYVILLE, LAKE COUNTY, ILLINOIS as follows:

SECTION ONE: Recitals. The foregoing recitals are hereby incorporated herein as if fully set forth.

SECTION TWO: Amendment to Section 23-48. Section 23-48 (Turning Movements) of the Libertyville Municipal Code shall be and is hereby amended as follows by adding:

Parkside Court, eastbound, onto West Ellis Avenue, right turn prohibited.

West Ellis Avenue, northbound, onto Parkside Court, left turn prohibited.

SECTION THREE: Penalty. Any person, firm or corporation violating this Ordinance shall be subject to penalty as provided in Section 1-12 of the Libertyville Municipal Code.

SECTION FOUR: Validity. That if any section, paragraph, clause phrase or part of this Ordinance is for any reason held invalid, such decision shall not affect the validity of the remaining provisions of this Ordinance, and the application of these provisions to any persons or circumstances shall not be affected thereby.

SECTION FIVE: Repeal of Conflicting Ordinances. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed insofar as the conflict herewith.

SECTION SIX: Effective Date. This Ordinance shall be in full force and effect following its passage, approval and publication in pamphlet form as required by law.

PASSED this _____ day of _____, 2017

AYES:

NAYS:

ABSENT:

APPROVED this: _____ day of _____, 2017

ATTEST:

Terry Wepler, Village President

Sally Kowal, Village Clerk

VILLAGE OF LIBERTYVILLE

ORDINANCE 17-O- ____

AN ORDINANCE AMENDING CHAPTER 23, SECTION 23-77, SCHEDULE VII OF THE LIBERTYVILLE MUNICIPAL CODE REGULATING THE AUTHORITY TO DESIGNATE THROUGH HIGHWAYS, STOP AND YIELD INTERSECTIONS, ONE-WAY STREETS AND TO PLACE TRAFFIC CONTROL DEVICES ALONG VARIOUS STREETS IN THE VILLAGE OF LIBERTYVILLE, LAKE COUNTY, ILLINOIS

Adopted by the
President and Board of Trustees
of
The Village of Libertyville
Lake County, Illinois

This ____ day of _____, 2017

Published in pamphlet form by direction
and authority of the Village of Libertyville
Lake County, Illinois

This ____ day of _____, 2017

VILLAGE OF LIBERTYVILLE

ORDINANCE 17-O- ____

AN ORDINANCE AMENDING CHAPTER 23, SECTION 23-77, SCHEDULE VII OF THE LIBERTYVILLE MUNICIPAL CODE REGULATING THE AUTHORITY TO DESIGNATE THROUGH HIGHWAYS, STOP AND YIELD INTERSECTIONS, ONE-WAY STREETS AND TO PLACE TRAFFIC CONTROL DEVICES ALONG VARIOUS STREETS IN THE VILLAGE OF LIBERTYVILLE, LAKE COUNTY, ILLINOIS

WHEREAS, Section 625 ILCS 5/11-208 of the Illinois Vehicle Code authorizes local authorities to regulate one-way streets; and

WHEREAS, the Streets Committee of the Village of Libertyville Board of Trustees has recommended implementation of certain regulations on one-way streets; and

WHEREAS, Section 23-77 of the Libertyville Municipal Code regulates the authority to designate through highways, stop and yield intersections, one-way streets and to place traffic control devices, it is necessary for the Village to adopt an Ordinance regulating one-way streets;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LIBERTYVILLE, LAKE COUNTY, ILLINOIS as follows:

SECTION ONE: Recitals. The foregoing recitals are hereby incorporated herein as if fully set forth.

SECTION TWO: Amendment to Section 23-77. Section 23-77, Schedule VII of the Libertyville Municipal Code shall be and is hereby amended as follows. (Additions to the municipal code are in bold text.)

In accordance with section 23-77, the following streets are designated as one-way streets:

Cass Avenue, northbound, from the north curb of Cedar Glen Drive to the south property line of Peterson Road commercial properties, on weekdays from 7:30 a.m. to 8:30 a.m., except school buses and authorized emergency vehicles.

Park Place, from the south curb of Maple Avenue to the north curb of Hurlburt Court, one-way southbound, between 7:00 a.m. and 4:00 p.m. on school days.

Merrill Court, westbound, from the south curb of W. Ellis Avenue to the west curb of Wheeler Court, on weekdays from 7:00 a.m. to 8:00 a.m., except school buses and authorized emergency vehicles.

Johnson Avenue, eastbound, from the west curb of Milwaukee Avenue to the east curb of Wheeler Court, on weekdays from 5:00 p.m. to 6:00 p.m., except school buses and authorized emergency vehicles.

SECTION THREE: Penalty. Any person, firm or corporation violating this Ordinance shall be subject to penalty as provided in Section 1-12 of the Libertyville Municipal Code.

SECTION FOUR: Validity. That if any section, paragraph, clause phrase or part of this Ordinance is for any reason held invalid, such decision shall not affect the validity of the remaining provisions of this Ordinance, and the application of these provisions to any persons or circumstances shall not be affected thereby.

SECTION FIVE: Repeal of Conflicting Ordinances. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed insofar as the conflict herewith.

SECTION SIX: Effective Date. This Ordinance shall be in full force and effect following its passage, approval and publication in pamphlet form as required by law.

PASSED this _____ day of _____, 2017.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____, 2017.

Terry Wepler, Village President

ATTEST:

Christopher D. Clark, Deputy Village Clerk

DRAFT