

VILLAGE OF LIBERTYVILLE
BOARD OF TRUSTEES
May 11, 2021

Please note that the meeting was conducted virtually due to Governor's Executive Orders #2020-10, 18, 32, 44, and 48.

President Johnson noted that the Disaster Declaration is still in effect and will be until the next Village Board Meeting.

President Johnson called to order a virtual meeting of the Board of Trustees at 8:00 p.m. Those present were: President Donna Johnson, Trustees Matthew Krummick, James Connell, Peter Garrity, Matthew Hickey, Scott Adams, and Dan Love.

ITEMS NOT ON THE AGENDA

Four emails were received by Jennifer Crane, Maggie Barrett, Haley Yutman, Shawna Burns regarding concerns about the cleanliness of the portable toilets at Butler Lake Park. The emails were read aloud by Deputy Village Administrator Ashley Engelmann. President Johnson spoke to the concerns and she stated it was being addressed by staff. Trustee Love offered related suggestions related to special events and restrooms at Butler Lake Park.

OMNIBUS VOTE AGENDA

President Johnson introduced the Omnibus Vote Agenda and asked if there were any items to be removed for a separate discussion. No items were removed from the Omnibus Vote Agenda.

Omnibus Vote Agenda

- A. Summary of Omnibus Vote Agenda Items
- B. Approval of the Minutes of the April 27, 2021 Village Board Meeting
- C. Bills for Approval
- D. **RESOLUTION NO. 21-R-67:** A Resolution to Approve a Special Event – Village Green Montessori
- E. **RESOLUTION NO. 21-R-68:** A Resolution Appointing Village Administrator Kelly A. Amidei as Deputy Village Clerk
- F. **RESOLUTION NO. 21-R-69:** A Resolution Appointing Village Administrator Kelly A. Amidei as Deputy Liquor Commissioner
- G. **ORDINANCE NO. 21-O-29:** An Ordinance Appointing a Director and Alternate Director to Represent the Village of Libertyville on the Central Lake County Joint Action Water Agency
- H. **RESOLUTION NO. 21-R-70:** A Resolution Approving a Fireworks Permit Application for Libertyville High School
- I. **ORDINANCE NO. 21-O-30:** An Ordinance Amending the Intergovernmental Agreement with the Solid Waste Agency of Lake County

- J. **RESOLUTION NO. 21-R-71:** A Resolution to Purchase a Replacement Police Department Community Service Officer Vehicle
- K. **ORDINANCE NO. 21-O-31:** An Ordinance Granting a Variation From Section 26-11-13(c)(3) of the Libertyville Zoning Code for a Freestanding Business Sign (1050 S. Milwaukee Avenue) - Napleton Properties, LLC, Applicant
- L. **RESOLUTION NO. 21-R-72:** A Confirming Resolution for Change Order No. 2 with Visu-Sewer of Illinois, LLC for the 2020 Sanitary Sewer Cleaning, Televising & Lining Project
- M. **RESOLUTION NO. 21-R-73:** A Resolution Adopting an Update to the Village of Libertyville Economic Development Strategy: Key Land Redevelopment Opportunities & Priorities
- N. Recommendation to Designate FOIA (Freedom of Information Act) Officers and OMA (Open Meetings Act) Designees
- O. **ORDINANCE NO. 21-O-32:** An Ordinance Amending Chapter 2 of the Libertyville, Illinois Municipal Code Regarding Certain Village Committees, Boards, and Commissions
- P. **RESOLUTION NO. 21-R-74:** A Resolution Appointing Members to Village Commissions
- Q. **RESOLUTION NO. 21-R-75:** A Resolution Approving a Special Event - Red Rose Choir

Trustee Adams moved to adopt the items listed on the Omnibus Vote Agenda in a single group pursuant to the omnibus vote procedures of the Libertyville Municipal Code, and Trustee Garrity seconded. President Johnson asked for further Board or public comment and there was none. The motion carried on roll call vote as follows:

AYES: Trustees Krummick, Connell, Garrity, Love, Adams, and Hickey

NAYS: None

REPORT OF THE ZONING BOARD OF APPEALS, ZBA 21-05, Variation for Parking, Dos Amigos Mexican Restaurant, Applicant, 101 W. Rockland Road

President Johnson noted Dos Amigos Mexican Restaurant is requesting a variation for parking in order to allow an expansion of the restaurant. The tenant currently occupies 101 W. Rockland Road and is proposing to expand into 103 W. Rockland Road. The Zoning Board of Appeals heard the request at the April 26, 2021 meeting to reduce the parking space requirements for the center from 69 to the existing 60 spaces. Members of the Zoning Board of Appeals concurred with the request as the peak hours for the restaurant are in the evenings while the majority of the remainder of the center are during the day. A motion to recommend Village Board of Trustees approval passed with a vote of 7 - 0.

President Johnson asked for public comment and there was none. President Johnson asked if the applicant was present and wished to speak. Kenneth Henry, attorney for Dos Amigos, made a brief statement.

President Johnson if there was any public comment and there was none. Several trustees spoke in favor of approval of the variation. Mr. Henry thanked the board for their support and was appreciative of staff assistance.

Trustee Adams moved to approve the parking variation at 101 W. Rockland Road, and Trustee Love seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

REPORT OF THE HISTORIC PRESERVATION COMMISSION, HPC 21-02, Martina Cook, Applicant - 210 Lake Street

President Johnson noted the Historic Preservation Commission is recommending designation of 210 Lake Street as a local landmark. The Commission held a public hearing on March 15, 2021, and found that the structure met criteria for designation including its exemplification of important planning and urban design techniques and its location and physical appearance. The Historic Preservation Commission voted unanimously to recommend Board approval of the local landmark status.

The architecture of this 1874 Victorian-style home has been maintained through a recent renovation and addition. The original wall sconces have been maintained along with original hardware. The original home was constructed with brick-lined walls known as “Brick Nogging”. The Historic Preservation Commission confirmed that the addition is consistent with the original house, as Chicago brick was used and diamond window patterns replicated.

Members of the Commission voted unanimously to recommend the designation after a presentation by the owners of the property. The Report of the Historic Preservation Commission is attached for Village Board of Trustees review. Upon approval, an ordinance will be drafted for Village Board approval and a plaque prepared for the property owner.

President Johnson asked for public comment and there was none. President Johnson asked the Board for comments. Several Trustees spoke in favor of the landmark status for the property.

Trustee Krummick moved to approve the local landmark status for 210 Lake Street, and Trustee Love seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

REPORT OF THE PLAN COMMISSION, PC 21-07, Text Amendment to Section 26-16-8.5, PC 21-08, Site Plan Permit, Durable Inc./Garden Investment Co., Applicant, 1530 Artaius Parkway

President Johnson noted that at the April 26, 2021 meeting, the Plan Commission heard a request from Durable Inc. to amend the Zoning Code to give the Village Board of Trustees the authority to grant a variation for design and maintenance requirements as it relates to off-street loading. Durable Inc. is located at 1530 Artaius Parkway and also requested an associated variation to increase the percentage of truck doors on the south facade. The consensus of the Plan Commission was to support the Text Amendment, but limited to the I-1 District. The applicant also applied for a Site Plan Permit to consolidate the truck loading/unloading to the south side of the building. The applicant plans to fill in six (6) internal truck docks on the north and south sides of the building and install eight (8) exterior truck docks on the south side of the structure. Also proposed is a 38 stall parking lot on the northwest corner of the building. The Commission also concurred with that request. Motions to recommend Village Board of Trustees approval of the Text Amendment and Site Plan Permit passed with votes of 6 - 1.

President Johnson asked if there were any public comments and there were none. Representatives of Durable Inc./Garden Investment Company were available for questions or comments. President Johnson asked for Board comments. Several Trustees spoke in favor of supporting PC 21-07, the Text Amendment.

Trustee Adams moved to approve PC 21-07, the Text Amendment, and Trustee Love seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

President Johnson asked if there were any comments on PC 21-08, Site Plan Permit, from the public or representatives of Durable Inc./Garden Investment Company and there were none. President Johnson asked if there were any board comments. Trustee Garrity asked the representatives if they could monitor the bushes and vegetation near the post office property. The representatives agreed to review it further and monitor. There were no further comments from the representatives or the Board.

Trustee Garrity moved to approve PC 21-08, Site Plan Permit, and Trustee Adams seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

REPORT OF THE ZONING BOARD OF APPEALS ZBA 21-07, Variation for Loading Spaces ZBA 21-08, Variation for Loading Docks ZBA 21-09, Variation for Loading Facing Street Durable Inc./Garden Investment Co., Applicant 1530 Artaius Parkway

President Johnson noted that in association with requests for a Text Amendment and Site Plan Permit, Durable Inc. requested three (3) variations for the project which include the following: □

- Variation to allow loading spaces closer to the right-of-way than the facade of the building. Zoning Board of Appeals action: Motion to recommend approval passed with a vote of 6 - 1 as the right-of-way is a private easement with limited access. □
- Variation to increase the maximum allowed percentage of loading docks from 32% to approximately 42%. Zoning Board of Appeals action: Motion to recommend approval passed with a vote of 5 - 2. □
- Variation to allow loading spaces to not be enclosed by the building. Zoning Board of Appeals action: Motion to recommend approval passed with a vote of 6 - 1.

President Johnson asked if there were any public comments or comments from the representatives related to ZBA 21-07 and there were none. President Johnson asked the Board for comments and several Trustees spoke in favor of the item.

Trustee Hickey moved to approve ZBA 21-07, and Trustee Connell seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

President Johnson asked if there were any public comments or comments from the representatives related to ZBA 21-08 and there were none.

Trustee Adams moved to approve ZBA 21-08, and Trustee Hickey seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, and Connell

NAYS: Krummick

Trustee Love moved to approve ZBA 21-09, and Trustee Adams seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

ORDINANCE NO. 21-O-33: An Ordinance Waive Formal Bidding and Purchase

Extrication Equipment

President Johnson noted the Fire Department will soon be taking delivery of a new Pumper Truck. This new apparatus also responds to motor vehicle accidents and is equipped with vehicle extrication tools. The Fire Department budgeted \$28,500 in the 2021-22 Vehicle Maintenance and Replacement Service Fund for a new set of extrication tools for the new pumper. The department operates Hurst brand extrication tools sold by Air One Equipment and has recently started purchasing battery operated tools to replace the older gas-powered units. The newest set of battery Hurst extrication equipment has performed exceptionally well for the department.

Because the department operates Hurst extrication equipment it is important that all the tools are the same for ease of use, maintenance, and operation. Hurst extrication tools are only available through Air One and are therefore a sole source purchase. Village staff recommends the approval of the attached Resolution to purchase new Extrication Tools from Air One Equipment, Inc. in the amount of \$27,329.00 and to authorize the execution of the purchase by the Village Administrator.

President Johnson asked if there were any public comments and there was none. President Johnson asked if there were any Board comments and several Trustees spoke in favor of the purchase. Trustee Love asked Fire Chief Carani about pricing and competitive bidding.

Trustee Adams moved to approve waiving formal bidding and purchase, and Trustee Hickey seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

ORDINANCE NO. 21-O-34: An Ordinance to Waive Formal Bidding and Award a Contract for Replacement of Outdoor Warning Siren

The Village of Libertyville owns and operates eight outdoor emergency warning sirens within the Village. The siren located at Golf and Butterfield is 30 years old and is currently the only siren not operating under battery power. This siren is scheduled for replacement and funding has been allocated in the Public Building Improvement Fund in the amount of \$36,000 for the replacement. JS Communications Technologies LLC is the service company used by the Village and the Libertyville Fire Protection District to maintain and service our emergency warning siren system.

JS Communications has provided a quote for the siren replacement in the amount of \$35,793.49. This quote is sole source due to the fact JS Communications is the only local siren installer. JS communications has installed and serviced the Villages equipment for the past 30 years and does

an exceptional job. Staff is requesting that the Village waive formal bidding due to the limited number of local siren installers and award the contract to JS Communications Technologies LLC in the amount of \$35,793.49 to install a new siren and remove the existing siren and to authorize the execution of the purchase by the Village Administrator.

President Johnson asked if there were any public comments and there was none. President Johnson asked if there were any Board comments and several Trustees spoke in favor of the purchase. Trustee Garrity asked Chief Carani about JS Communications and a previous job in the Village. Chief Carani assured the Board about the inquiry. President Johnson asked Chief Carani about a change in ownership related to the vendor. Chief Carani clarified the questions for the Board. There were no further comments from the Board.

Trustee Adams moved to approve waiving formal bidding and purchase, and Trustee Love seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

RESOLUTION NO. 21-R-76: A Resolution to Approve a Contract with Simon Roofing Products for Roof Repairs at the Parks Maintenance Building and Fire Station No. 1

The Fiscal Year 2021/22 budget provides funding for roof repairs at the Parks Maintenance Building and Fire Station No. 1. This work is also identified in the Village's Capital Improvements Plan. The roofs at both buildings are past their serviceable life and in need of repairs. The Parks Maintenance Building was acquired in 1994 and that was the last time repairs were performed on the roof. Fire Station No. 1 was built in 1991 with a lower-tier roof and an upper-tier roof. The lower-tier and upper-tier roofs have been maintained with spot repairs as needed to date. Both roofs have an aluminum coating system which is showing signs of distress at both locations.

The Village is a member of The Interlocal Purchasing System (TIPS), a government cooperative purchasing program. Simon Roofing is a TIPS preferred vendor for roofing projects. Simon Roofing and the Village partnered to create a scope of services for the Parks Maintenance Building and Fire Station No. 1 roof repairs. Simon Roofing will be general contractor and oversee the roofing project.

The total cost for the roof replacement work is \$70,230, which consists of \$45,692 for the Parks Maintenance Building and \$24,538 for Fire Station No. 1. The total contract amount will be \$71,788, which includes material shipping and bonding costs. The Public Building Improvement Fund has \$118,770 budgeted in Account #46-0000-0-796 for the Parks Maintenance Building and \$25,000 budgeted in Account #46-0000-0-794 for the Fire Station No. 1 roof repairs.

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Staff recommends approval of the attached Resolution to award the contract through joint purchasing to Simon Roofing Products for roof repairs at the Parks Maintenance Building and Fire Station No. 1 in the not-to-exceed amount of \$71,788 and authorize execution of the contract by the Village Administrator.

President Johnson asked if there were any public comments and there was none. President Johnson asked if there were any Board comments and several Trustees spoke in favor of the purchase. Trustees Garrity and Krummick asked Director Kendzior questions about the project and the vendor.

President Johnson asked if there were any further comments and there was none. Trustee Krummick moved to approve the resolution, and Trustee Adams seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

PETITIONS AND COMMUNICATIONS

President Johnson announced the following:

- The Firefighter's Pension Fund Board will meet virtually at 8:30 a.m. on Monday, May 17, 2021.
- The Historic Preservation Commission will meet virtually at 5:00 p.m. on Monday, May 17, 2021.
- The Appearance Review Commission will meet virtually at 7:00 p.m. on Monday, May 17, 2021.
- The Economic Development Commission will meet virtually at 7:30 a.m. on Wednesday, May 19, 2021.
- The Sustain Libertyville Commission will meet virtually at 4:00 p.m. on Wednesday, May 19, 2021.
- The Human Relations Commission will meet virtually at 5:00 p.m. on Wednesday, May 19, 2021.
- The Libertyville Arts Commission will meet virtually at 2:00 p.m. on Monday, May 24, 2021.
- The Plan Commission/Zoning Board of Appeals will meet virtually at 7:00 p.m. on Monday, May 24, 2021.
- The Bicycle Advisory Commission will NOT meet at 6:00 p.m. on Tuesday, May 25, 2021.

- The Village Board will meet virtually at 8:00 p.m. on Tuesday, May 25, 2021.

President Johnson advised the Trustees to contact Village Administrator Amidei with any questions about committee assignments.

Village Administrator Amidei made an announcement about the upcoming COVID-19 Bridge Phase and upcoming 4th of July festivities.

President Johnson asked if there were any further comments from the Board. Several Trustees complimented President Johnson on her first meeting as President. There were also welcomes to the new Trustees and Clerk. President Johnson thanked staff for all their efforts in supporting outgoing and incoming elected officials.

There were additional public comments and questions about the potential development at Route 21 and Route 137. President Johnson clarified the process for the residents.

ADJOURNMENT

With no further business to come before Village Board, Trustee Garrity moved to adjourn at 8:15 p.m., and Trustee Adams seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Love, Krummick, and Connell

NAYS: None

Respectfully submitted,



Luke Stowe
Village Clerk