



VILLAGE OF BARTLETT
BOARD MINUTES
May 19, 2015

1. CALL TO ORDER

President Wallace called the regular meeting of May 19, 2015 of the President and Board of Trustees of the Village of Bartlett to order on the above date at 7:00 p.m. in the Council Chambers.

2. ROLL CALL

PRESENT: Trustees Arends (via speakerphone), Camerer, Carbonaro, Deyne, Hopkins, Reinke, President Wallace were present.

ABSENT: None

ALSO PRESENT: Village Administrator Valerie Salmons, Assistant Administrator Paula Schumacher, Assistant to the Village Administrator Scott Skrycki, Finance Director Jeff Martynowicz, Director of Public Works Dan Dinges, Community Development Director Jim Plonczynski, Assistant Community Development Director Roberta Grill, Building Director Brian Goralski, Grounds Superintendent Kevin DeRoo, Chief Kent Williams, Sergeant Mike Rummell, Village Attorney Bryan Mraz and Village Clerk Lorna Giles.

3. INVOCATION

Pastor Ian Simkins from Poplar Creek Church did the invocation. He stated that on June 6th they are having a community wide festival from 1:00 p.m. to 9:00 p.m. that is free. He invited local business and artisans free booth spaces.

4. PLEDGE OF ALLEGIANCE

5. CONSENT AGENDA

President Wallace stated that all items marked with an asterisk on the Agenda are considered to be routine and would be enacted by one motion. He further stated that there will be no separate discussion of these items unless a Board member so requests, in which event, that item will be removed from the Consent Agenda and considered at the appropriate point on the Agenda. He asked if there were any items a Board member wished to remove from the Consent Agenda, or any items a Board member wished to add to the Consent Agenda.

Trustee Camerer asked that Items 3 and 5 under Public Works Committee, Resolution 2015-41-R, A Resolution Approving of the Non-Exclusive License Agreement Between the Village of Bartlett and Chicago SMSA Limited Partnership D/B/A Verizon Wireless



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and 2015-43-R, A Resolution Approving the Cross Connection Control Program Contract Between the Village of Bartlett and Aqua Backflow, Inc. be added to the Consent Agenda.

Trustee Reinke asked that Item 2 under the Planning & Zoning Committee, Ordinance 2015-38, An Ordinance Approving of the Rezoning from ER-1 to SR-2 and the Preliminary/Final Plat of Subdivision for Sanzeri's Subdivision be added to the Consent Agenda.

Trustee Camerer moved to amend the Consent Agenda by adding Item 2 under the Planning & Zoning Committee, Ordinance 2015-38 and Items 3 and 4 under Public Works Committee, Resolution 2015-41-R and 2015-43-R and that motion was seconded by Trustee Deyne.

ROLL CALL VOTE TO AMEND CONSENT AGENDA

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke
NAYS: None
ABSENT: None
MOTION CARRIED

Trustee Reinke moved to approve the amended Consent Agenda and all items contained therein, and that motion was seconded by Trustee Deyne.

ROLL CALL VOTE TO APPROVE THE AMENDED CONSENT AGENDA

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke
NAYS: None
ABSENT: None
MOTION CARRIED

6. MINUTES

Trustee Camerer moved to approve the Board Minutes from April 21, 2015 and that motion was seconded by Trustee Carbonaro.

ROLL CALL VOTE TO APPROVE THE BOARD MINUTES FROM APRIL 21, 2015

AYES: Trustees Arends, Camerer, Carbonaro, Reinke
NAYS: None
ABSTAIN: Trustees Deyne, Hopkins
ABSENT: None
MOTION CARRIED



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7. BILL LIST – Covered and approved under the Consent Agenda.
8. TREASURER’S REPORT – None
9. PRESIDENT’S REPORT

Mr. Gary Plice stated that the Bartlett Historical Society selected six local historical buildings for recognition and they received historical plaques.

This year’s homes are:

1. Eclectic Colonial, 1928. 234 S. Western Ave., owned by Chris and Gillian Reed.
2. Bungalow Cottage, 1926. 108 N. Elroy, owned by Viola Vlasak
3. Cape Cod, 1954. 121 S. Oak Ave., owned by Donna Merritt
4. Bungalow, 1928. 430 W. Oneida Ave, owned by Bruce and Kathy Herro
5. Mid-Century Modern, 1957. 105 W. North Ave., owned by David and Debbie Dortmund.
6. Gable-Front & Wing, 1894. 119 S. Hickory Ave., owned by Laurie Berg

President Wallace read a proclamation for National Public Works Week and declared May 17-23, 2015 as such.

President Wallace presented liquor license renewals for the following:

Class B Gap Sparta Food Service, Inc. dba Savoury Restaurant & Pancake Café
Class F Faros Restaurants, Inc. dba El Faro Restaurant #2

President Wallace stated that if there were no objections he would reissue each of the above liquor licenses which will be renewed for the license year May 1, 2015 to April 30, 2016. There were no objections.

10. QUESTION/ANSWER: PRESIDENT & TRUSTEES - None
11. TOWN HALL

Richard Lewis, 868 Braintree

Mr. Lewis stated that he wanted to speak about the Route 59 and Stearns intersection with a fresh mind and a sense of compromise. He spoke about the local drivers who know the intersection well and non-local drivers who come through infrequently. The local driver will adjust to the changes that may be made are just about changing habits. For the non-local driver, it is about making sure the intersection and access to the shopping area is not confusing. He spoke about the traffic on Braintree for those expecting a back entrance to the mall. He stated that he felt that there is a need for dual turn lanes on



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Stearns and suggested a slightly modified Option 3. He stated that directional signage on Stearns and Route 59 could navigate drivers to the shopping center. He stated that Option 3 is tied to two things – a traffic light at Norwood and Route 59 and directional signage. He spoke about the traffic on Norwood and Braintree and the potential to close Norwood.

Javier Milan, Traffic Engineer for Walgreens in 2012

Mr. Milan stated that he analyzed the intersection of Stearns and the Brewster Creek access drive when the new Walgreens was proposed. He stated that at the time, it operated at acceptable levels of service as well as future projections. He stated that the proposed IDOT plans introduced a raised barrier median that extends from 59 to Braintree which limits accessibility of the shopping center. It will reduce the viability of the shopping center and make it less desirable for customers who patronize.

Art Pierscioneck, 925 Auburn Lane

Mr. Pierscioneck stated that Mr. Lewis did a great job representing the neighborhood and his communication was good. He stated that he has been using the shopping center for many years and noticed the traffic pattern turning left onto Stearns. He understood that the shopping center relies on traffic but that intersection is getting busier and he felt that the stores will continue to bring people. His concern was for the residents safety and he recommended Option A in which the traffic consultants felt was the safest choice. He asked why the Board would bring in an expert consultant if they do not take their advice. He felt that public safety should be the utmost thing on their minds.

Sam Bartolone, 1618 Far Hills Drive

Mr. Bartolone stated that he supported Option C as the best and viable option.

Doug Hansen, Store Manager of Walgreens

Mr. Hansen thanked the Board for working on keeping the Stearns Road entrance a viable access to the store. Walgreens made a significant investment in the community with this location and felt that store accessibility had to be convenient. He stated that his preferred option would be a left turn access from the shopping center – Option C. He thanked the Board for weighing this option out.

Martin McManamon, 1192 Independence Drive

Mr. McManamon stated that Independence Drive was a cut-through street and when trains back up on Route 59 everyone cuts down Independence to make it to Struckman. He was not in favor of Option 1 because it adds more traffic to Route 59. He felt that adding a traffic light is not going to help. He was in favor of Option 2 or 3.



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12. STANDING COMMITTEE REPORTS

A. PLANNING & ZONING COMMITTEE, CHAIRMAN REINKE

Trustee Reinke presented Ordinance 2015-37, An Ordinance Granting Approval of a Final Plat of Subdivision and Final PUD/Site Plan for Lot 1 for Artis Senior Living.

Community Development Director Plonczynski stated that Artis is requesting the approval of the three lot subdivision and final plan for their senior living memory care facility.

Trustee Reinke moved to approve Ordinance 2015-37, An Ordinance Granting Approval of a Final Plat of Subdivision and Final PUD/Site Plan for Lot 1 for Artis Senior Living as presented, and that motion was seconded by Trustee Camerer.

Trustee Reinke reiterated that he had concerns with the right in/out and thought it would be problematic for any business. He was concerned about what lot 2 would morph into and felt that it creates land locked parcel. He stated that he would be voting "no".

Trustee Camerer stated that he was very happy to see Artis coming in and thought it was a well needed facility. He felt that the right in/out has been addressed and the petitioner feels quite capable of making that work and sees no barriers to that. As far as other businesses or entities coming into the existing lots, they don't know but the parcel has been sitting vacant for 30 to 35 years and he didn't know if anything else would ever come into it. He welcomed them to the community and stated that he will be voting "yes".

Trusted Deyne stated that when this came before the Plan Commission, they discussed this at length regarding the right in/out and his understanding was that IDOT would not allow any deceleration lanes. He stated that their intent for the vacant lots would be for some kind of medical purposes. He stated that it was not a unanimous recommendation for approval but the majority did recommend approval.

President Wallace reiterated his statement that with this ruling from IDOT, they are very fortunate to have a business there.

ROLL CALL VOTE TO GRANT FINAL PLAT AND PUD/SITE PLAN FOR ARTIS SENIOR LIVING

AYES: Trustees Arends, Camerer, Deyne, Hopkins

NAYS: Trustees Carbonaro, Reinke

ABSENT: None

MOTION CARRIED



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Trustee Reinke stated that Ordinance 2015-38, An Ordinance Approving of the Rezoning from ER-1 to SR-2 and the Preliminary/Final Plat of Subdivision for Sanzeri's Subdivision was covered and approved under the Consent Agenda.

Trustee Reinke presented 2015-39-R, A Resolution Approving the Letter of Intent Between IDOT and the Village of Bartlett for the Route 59 and Stearns Road Intersection Improvement Project and Preferred Design for the East Leg of Said Intersection.

Community Development Director Plonczynski stated that the intent of the Resolution is a vote on the alternative for the design of the east leg of the intersection. The letter of intent commits the Village to improvements to that intersection totaling \$42,723 and they include a shared path, a sidewalk and a pre-emption light for the traffic signal at 59 and Stearns.

Trustee Carbonaro asked what changed the default option from 1 to 2.

Community Development Director Plonczynski stated that discussions with staff, IDOT and DuPage County, the original design included a barrier median in both the east and west leg of Stearns. The Village sent a letter to DuPage County asking for a revision based on some input at the public hearing that was received from the shopping center owner and other businesses. DuPage County also commented on that – they asked that on the west leg to open up the median at the Home Depot entrance. DuPage County came back with Option 2 which is the left turn into the shopping center and only one left turn southbound. He stated that IDOT does not wait for a response and have gone into a preliminary phase 1 design including Option 2 that is the east leg with a single left turn lane and the west leg with opening at Home Depot entrance.

Trustee Carbonaro asked who in the Village sent the letter.

Community Development Director Plonczynski stated that the Mayor sent the letter to DuPage County as well as IDOT engineers asking for the change and it was sent to all the Trustees. They came back with the revised change. The Mayor's letter did not specify eliminating the dual left turn lane, it was a design choice by the traffic engineers at both IDOT and DuPage County.

Trustee Reinke moved to approve Resolution 2015-39-R, A Resolution Approving the Letter of Intent Between IDOT and the Village of Bartlett for the Route 59 and Stearns Road Intersection Improvement Project and Preferred Design for the East Leg of Said Intersection (Option 1) as presented, and that motion was seconded by Trustee Hopkins.

Trustee Reinke asked the traffic engineer, Brad Coulter, if it was his recommendation that the original plan is his preferred plan.



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Mr. Coulter responded “yes” because it optimizes the overall safety of the intersection area. The Brewster Creek access falls within the functional intersection area for Stearns Road.

President Wallace stated that Mr. Coulter has also stated that all three options are safer than what they have now.

Trustee Deyne asked Mr. Coulter if he had to compromise from Option 1, which one would be his choice.

Mr. Coulter stated Option 3 because it still provides the dual left turn lanes westbound which minimizes the cueing that occurs during the off-peak time. The dual left turn lanes minimizes stacking, doesn't block the Brewster Creek access drive, allows the east leg of Stearns to operate more efficiently, less delay in all lanes. It still allows for u-turns from Stearns Road to access the shopping center.

Trustee Deyne asked if they were looking at Option 1 and traveling eastbound on Stearns, they would have to make a u-turn at the end of the median to go back westbound or turn on Braintree and turn around. That is not the case with Option 3.

Mr. Coulter stated that Option 1 would allow a u-turn at Braintree. Option 3 would allow a u-turn at Braintree or from the median west of Braintree.

Trustee Deyne asked if he was going westbound on Stearns and wanted to access Walgreens it would be no problems but when he wanted to leave, he would have to go to Route 59 to Norwood to Braintree to go eastbound on Stearns.

Mr. Coulter stated that the advantage to Option 1 and Option 3 is during the peak hours where left turns are restricted anyway, under all the options, with two westbound turn lanes and anticipated stacking not to block access from the shopping center, you still have the option of heading eastbound to enter the inner left turn lane and make a u-turn with the protected green arrow and head back east on Stearns.

Trustee Deyne stated that he believed that they have to reach a compromise and he supported Option 3.

Trustee Camerer asked the Chief about the safety issues with these options. He asked about the accident reports from previous meetings and recalled that the majority of accidents occurred in the intersection proper of Stearns and Route 59 and not the exit of the shopping center.



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Chief Williams stated that was correct. They conducted a survey and in the last three years they had 172 to 175 accidents at the generalized intersection. Almost all of them were in the intersection proper.

Trustee Camerer stated that only a small amount have occurred at the shopping center exit.

Chief Williams stated 12%, approximate seven per year and twenty in the last three years.

Trustee Reinke stated that more people pass through the intersection than pass by the mall so he doesn't necessarily follow that argument. He asked Administrator Salmons to share her thoughts.

Administrator Salmons stated that her concern is that they have looked at the access into the shopping center repeatedly and she thought the focus was getting a little bit off the intersection itself. When this first came in, the Chief, Public Works Director and Traffic Engineer reiterated that the benefit is that they have dual left turns on every single portion of this intersection and that is what makes this safer. Option 2 is the one option that does not allow for the dual lefts heading west going south. Keeping the integrity of the dual lefts at all the intersection portions is critical.

Public Works Director Dinges echoes what the Chief and Village Administrator stated. Option 1 is the safest but when you are trying not to impact the businesses he thought Option 3 was a good compromise. It maintains integrity of the main intersection but allows for the left turn out of the shopping center.

Trustee Carbonaro stated that Option 3 allows drivers that drive past the egress to make a u-turn in front of Braintree. How close is that u-turn going to be where they will be bumping into traffic coming off Braintree?

Public Works Director Dinges stated that Option 3 will allow the u-turn right at the access point. There will be a u-turn lane at the daycare center.

Trustee Carbonaro stated that they have an anomaly at this intersection. IDOT has expanded Route 59 from two lanes to five. There are four egresses that are less than 150 feet from a state route. He found it ironic that the first option was to get rid of all those egresses because they contribute to the problem. If they open this back up they are not solving any problem. They are trying to come up with different mechanisms to allow people to travel safely – not only the business owners but the 41,000 people that live in town and those who pass by. He didn't think that traffic will allow the u-turn and couldn't understand why they should allow that.



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Chief Williams stated that his main concern was keeping the dual lefts in all corners. Stearns and Route 59 is one of the most dangerous intersections in the 30 years he has worked here. He has seen fatalities and significant life impairing injuries in that intersection. For the last 25 years they have been asking IDOT to look at it and create dedicated dual left turn lanes in all directions with a dedicated turn signal that protects the movement throughout the intersection. They have done that and that's all they ever asked for. He felt that these changes will make that intersection safer. His emphasis is on the center of the intersection where people have been dyeing – Options 1 and 3 have corrected that situation. Whether they choose any of the options presented is dependent on the totality of the Board weighing a lot of ulterior perspectives that are valid, and that's what Boards are for.

Trustee Hopkins asked about traffic counts before the bridge was put on Stearns Road and after.

Chief Williams was not sure if they did a study but stated that from experiential knowledge would tell you that Stearns has been a lot busier since the bridge was put in.

Trustee Hopkins asked the traffic engineer if he thought that when IDOT made this design he wondered if they incorporate future traffic flow through that intersection into their decision.

Traffic Engineer Coulter stated that their primary emphasis on this intersection was safety. The fact that you also add significant left turn storage capacity with the dual left turn lanes means that by addressing safety and with the dual lefts you also increase capacity at the intersection. The function of the improvement is two-fold, the primary impetus was the safety experience.

Trustee Hopkins asked if they had any traffic counts for 20-30 years down the road.

Traffic Engineer Coulter stated that was not part of the design scope for the IDOT improvement. On safety projects they look at an immediate design year to get the project in place. From a capacity standpoint, they are adding capacity at this intersection, without adding thru lanes, which in the future may be a distinct possibility, this is about as much as they could do at this point in time.

President Wallace reiterated that keeping the dual left turn lanes on all directions of that intersection is the single most important element that maintains the safety and integrity of the intersection.

Trustee Reinke stated that his big concern with Option 3 is the notion of diverting all traffic into the parking lot of the daycare center. How do we resolve that issue? How do you funnel all of the mall traffic through this parking lot?



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Traffic Engineer Coulter stated that the entrance to the daycare center is a one way entrance off of Stearns. His recommendation would be to have signage facing traffic that would be turning left, which could include daycare users and notifying anyone turning left that this entry is for daycare traffic only. He stated that this is enforceable under ordinance and those signs with some supplemental directional signing, would relieve that situation.

Trustee Reinke asked Mr. Coulter if he thought that would deter the majority of people from driving into the daycare parking lot and instead pulling a u-turn.

Traffic Engineer Coulter stated “yes”.

President Wallace stated that as long as there are dual lefts going north on 59, the only people going into the shopping center going eastbound on Stearns are people going north on 59 who will make it very difficult to get into there. People will learn that the dual left turn lanes dump the traffic a lot quicker and they will make a left and a right. He does not see how people with any degree of frequency, attempt to cross 59 and pull a u-turn. They certainly wouldn't go through the daycare because it doesn't even line up with the Walgreens entrance.

Trustee Reinke called the question to approve of Option 1.

ROLL CALL VOTE TO APPROVE THE LETTER OF INTENT BETWEEN IDOT FOR THE ROUTE 59 AND STEARNS ROAD INTERSECTION IMPROVEMENT PROJECT – OPTION 1

AYES: Trustees Carbonaro, Hopkins, Reinke

NAYS: Trustees Arends, Camerer, Deyne, President Wallace

ABSENT: None

MOTION FAILED

Trustee Deyne moved to approve Ordinance 2015-39-R, A Resolution Approving the Letter of Intent Between IDOT and the Village of Bartlett for the Route 59 and Stearns Road Intersection Improvement Project and Preferred Design for the East Leg of Said Intersection (Option 3) as presented, and that motion was seconded by Trustee Camerer.

Trustee Reinke moved to amend that motion to include that the Village would be responsible for adding signage at the daycare entrance. He was sure the mall owner would assist them with securing the ability to erect those and was seconded by Trustee Deyne.



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ROLL CALL VOTE TO AMEND OPTION 3 TO ADD SIGNAGE TO THE DAYCARE FACILITY

AYES: Trustees Arends, Camerer, Deyne, Reinke

NAYS: Trustees Carbonaro, Hopkins

ABSENT: None

MOTION CARRIED

ROLL CALL VOTE TO APPROVE THE LETTER OF INTENT BETWEEN IDOT FOR THE ROUTE 59 AND STEARNS ROAD INTERSECTION IMPROVEMENT PROJECT – OPTION 3 WITH THE AMENDMENT

AYES: Trustees Arends, Camerer, Deyne, President Wallace

NAYS: Trustees Carbonaro, Hopkins, Reinke

ABSENT: None

MOTION CARRIED

B. BUILDING COMMITTEE, CHAIRMAN HOPKINS

Trustee Hopkins stated that there was no report.

C. FINANCE & GOLF COMMITTEE, CHAIRMAN DEYNE

Trustee Deyne presented Resolution 2015-40-R, A Resolution Granting the U-46 May 6, 2015 Request for Release of School Donations and Authorizing the Release of \$192,789.47 to U-46 from the Developer Deposit Fund.

Administrator Salmons stated that in the days of numerous building requests this was a fairly common thing. The donations that go to the other taxing districts go directly to them. The Board wanted to have information before they released any of the developer donations to U-46 to go through and see specifically that it was spent on schools in the Village of Bartlett and that it be for bricks and mortar as opposed to books and other things. Our donations have quite a ways to go in terms of catching up. Seeing that verification of what our ordinance calls for, we put it on the agenda and recommend paying it to U-46.

Trustee Deyne moved to approve Resolution 2015-40-R, A Resolution Granting the U-46 May 6, 2015 Request for Release of School Donations and Authorizing the Release of \$192,789.47 to U-46 from the Developer Deposit Fund as presented and that motion was seconded by Trustee Reinke.



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ROLL CALL TO APPROVE RESOLUTION 2015-40-R, GRANTING SCHOOL DONATIONS AND RELEASE OF \$192,789.47 FROM DEVELOPER DEPOSIT FUND

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke

NAYS: None

ABSENT: None

MOTION CARRIED

Trustee Deyne asked the Assistant Village Administrator to summarize the electricity purchase.

Assistant Village Administrator Schumacher stated that in 2007, Com Ed stopped generating electricity and started purchasing power on the open market. Although Com Ed no longer generates electricity, they continue to act as the power distribution company regardless who supplies the electricity. The franchise agreement with Com Ed remains in place, thus a portion of our municipal electricity use continues to be at no cost. Electricity used for street lighting, water pumping, the wastewater treatment plant and Bartlett Hills is set at market rates. Since 2007, they have been working with a consortium put together by the Metropolitan Mayors Caucus and Energy Choices to evaluate those accounts and bid them out. They have two contracts – one is for the water pumping, Bartlett Hills and the wastewater treatment plant. There is a separate agreement for street lights. They are calculated at different rates and therefore different contracts. While electricity prices are fairly volatile, the time to take advantage is now.

Trustee Deyne stated that there are two firms - Energy Choices and Constellation Energy and asked why they were not combined into one.

Assistant Village Administrator Schumacher stated that sometimes they end up with the same company but in this particular case one had a better price for the wastewater treatment plant (higher volume accounts) and the other had better pricing for street lighting.

Trustee Deyne stated that they did an outstanding job breaking this down like this.

Trustee Camerer asked if there were advantages to going with 36 months as opposed to the 24 month plan.

Assistant Village Administrator Schumacher stated that when you start going out that far they tend to creep their prices a little more and it also gives them a chance to take advantage of lower pricing in the market if that should occur.

Trustee Deyne moved to authorize the Village Administrator to enter into an agreement for enterprise accounts with Constellation Energy for the purchase of electricity from



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December 15, 2015 to December 15, 2017 as presented and was seconded by Trustee Camerer.

ROLL CALL TO AUTHORIZE AN AGREEMENT FOR ENTERPRISE ACCOUNTS WITH CONSTELLATION ENERGY

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke

NAYS: None

ABSENT: None

MOTION CARRIED

Trustee Deyne moved to authorize the Village Administrator to enter into an agreement for street lighting accounts with MidAmerican Energy for the purchase of electricity from December 15, 2015 to December 15, 2017 as presented and was seconded by Trustee Carbonaro.

Trustee Deyne stated that staff did an outstanding job in putting all this information together.

ROLL CALL TO AUTHORIZE AN AGREEMENT FOR STREET LIGHTING WITH MIDAMERICAN ENERGY

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke

NAYS: None

ABSENT: None

MOTION CARRIED

D. LICENSE & ORDINANCE COMMITTEE, CHAIRMAN ARENDS

Trustee Arends stated that the Greiner Amplifier Permit Request was covered and approved under the Consent Agenda.

E. POLICE & HEALTH COMMITTEE, CHAIRMAN CARONARO

Trustee Carbonaro stated that Resolution 2015-44-R, A Resolution Authorizing the Execution of an Equipment Lease Agreement Between John Thomas Inc. and the Village of Bartlett was covered and approved under the Consent Agenda.

F. PUBLIC WORKS COMMITTEE, CHAIRMAN CAMERER

Trustee Camerer stated that the Public Works Staff Replacement Vehicle Purchase and Resolution 2015-45-R, A Resolution Approving of the Agreement Between the Village of Bartlett and Behm Pavement Maintenance Inc. for the 2015 Crack Sealing Project and 2015-41-R, A Resolution Approving of the Non-Exclusive License Agreement Between the Village of Bartlett and Chicago SMSA Limited Partnership D/B/A Verizon Wireless and 2015-43-R, A Resolution Approving the Cross Connection Control Program Contract



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Between the Village of Bartlett and Aqua Backflow, Inc. were covered and approved under the Consent Agenda.

Trustee Camerer presented Resolution 2015-42-R, A Resolution Approving an Agreement Between the Village of Bartlett and the DuPage River Salt Creek Workgroup.

He stated that the Village's NPDES permit expired on January 31, 2015, and the Village is awaiting the IEPA's new phosphorous limits. In the interim, the DuPage River Salt Creek Workgroup has been negotiating with the IEPA to provide special conditions to the NPDES permit of each Workgroup member, which will allow the Village to delay the implementation of phosphorous treatment at the Village's Waste Water Treatment Plant for 10+ years, if the Village approves the Agreement. The Village's annual fees to the Workgroup will increase from \$6,575 per year to \$31,000 for fiscal year 2015-16 with annual increases for the Village's share of a list of regional projects. However, by executing the Agreement, the Village will have 10 years rather than 3 years to implement phosphorous removal, which staff estimates will save the Village \$1.4 million in chemical and operating expenses on phosphorous removal, even after deducting payment of the increased annual dues to the Workgroup.

Trustee Camerer moved to approve Resolution 2015-42-R, A Resolution Approving an Agreement Between the Village of Bartlett and the DuPage River Salt Creek Workgroup as presented and that motion was seconded by Trustee Carbonaro.

President Wallace stated that this was budgeted at \$6,575 and is now at \$31,000 and asked what happened.

Public Works Director Dinges stated that the \$6,575 is what they were paying to the Workgroup and didn't have the number for this special condition until recently and can fit that into their budget.

Trustee Carbonaro stated that in addition to that, they were paying for additional chemicals.

Public Works Director Dinges stated that it's a membership fee to be in that Workgroup and because the Village does not have those larger projects, the fee was only \$6,575 per year. If the Board approves this agreement, they have to start paying for those projects on an eight year program.

President Wallace stated that he didn't follow that. The \$6,575 is the junior membership and the \$31,000 is the major membership?

Public Works Director Dinges stated that nobody has had these projects to pay for yet so everyone that is joining this agreement will now have their assessments. Each



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community has that assessment added to their fee and that pays for those projects that the EPA has committed to such as river improvement. They allow the Village to defer implementing phosphorous treatment at the waste water treatment plants because they are doing this other work on the rivers.

ROLL CALL TO APPROVE RESOLUTION 2015-42-R, APPROVING THE AGREEMENT WITH DUPAGE RIVER SALT CREEK WORKGROUP

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke

NAYS: None

ABSENT: None

MOTION CARRIED

13. NEW BUSINESS

Trustee Reinke stated that he ran into a fellow municipal attorney and they were talking about massage establishments. He reminded him of some relatively recent changes in the law that would allow the Village to increase its regulatory authority over massage establishments and he asked the staff and attorney to look into it to protect the public health, safety, welfare and morals.

Attorney Mraz stated that they are doing this as we speak. They had a massage ordinance that was pre-empted by state law. He stated that he has the Wheaton and Roselle ordinance from perhaps that same attorney.

Trustee Camerer asked if they are checking on this from the perspective of a legitimate medical massage therapist working out of a medical clinic. He did not want to see limitations put on medical offices in the community that hire massage therapists.

Attorney Mraz stated that they are exempt. The Village actually has a massage license ordinance in the Municipal Code and it exempts them. The masseuses are licensed themselves and the state said that municipalities cannot do that – they are going to take that over and preempt municipalities. The Village had some issues with the J Spa years ago and took steps to suspend and revoke a license. The business sold once it was revoked. It was quiet for a while and in the meantime municipalities are chipping back at that pre-emption and carving ways around the license which require the business to get the license. They are looking into this currently.

Trustee Reinke stated that the verbiage for the daycare signage should also be applied for signage on Braintree. He didn't think that the problem will be solved by any one thing but perhaps "No Through Traffic" or "Local Traffic Only" signs and he would let the Chief come up with the verbiage.



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Trustee Deyne stated that there is a sign on Norwood that says "Local Traffic Only". Attorney Mraz stated that there are limitations on enforceability of those on the street. With the shopping center, it would be his intent to contact the owner and have a traffic control agreement with the daycare center owner that would give the authority to write tickets if violated on that private property.

President Wallace stated that residents have commented that the school zones are really poorly painted. They suggested a review of the lighting and the painting around those zones to see how well they are marked.

14. QUESTION/ANSWER: PRESIDENT & TRUSTEES - None

15. ADJOURNMENT

There being no further business to discuss, Trustee Deyne moved to adjourn the regular Board meeting and that motion was seconded by Trustee Camerer.

ROLL CALL VOTE TO ADJOURN

AYES: Trustees Arends, Camerer, Carbonaro, Deyne, Hopkins, Reinke

NAYS: None

ABSENT: None

MOTION CARRIED

The meeting was adjourned at 8:27 p.m.

Lorna Gilless
Village Clerk

LG/