

REGULAR MEETING

MAYOR AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE, IL

May 12, 2014

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of May 12, 2014 was held in the Meeting Room of the Village Hall, 7660 County Line Road, Burr Ridge, Illinois and called to order at 7:02 p.m. by Mayor Straub.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was conducted by Daniel Lockett, Gower Middle School.

ROLL CALL was taken by the Village Clerk and the results denoted the following present: Trustees Franzese, Paveza, Ruzak, Bolos, Grasso, and Mayor Straub. Absent was Trustee Manieri. Also present were Village Administrator Steve Stricker, Public Works Director Paul May, Community Development Director Doug Pollock, Police Chief John Madden, and Village Clerk Karen Thomas. There being a quorum, the meeting was open to official business.

AUDIENCE There were none at this time.

CONSENT AGENDA – OMNIBUS VOTE After reading the Consent Agenda by Mayor Straub, motion was made by Trustee Grasso and seconded by Trustee Ruzak that the Consent Agenda – Omnibus Vote, and the recommendations indicated for each respective item, be hereby approved.

On Roll Call, Vote Was:

AYES: 5 – Trustees Grasso, Ruzak, Paveza, Franzese, Bolos

NAYS: 0 – None

ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried.

APPROVAL OF REGULAR BOARD MEETING OF APRIL 28, 2014 were approved for publication under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE VETERANS MEMORIAL COMMITTEE MEETING OF MARCH 26, 2014 were noted as received and filed under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE BUSINESS APPRECIATION BREAKFAST MEETING OF APRIL 30, 2014 were noted as received and filed under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE (DRAFT) PLAN COMMISSION MEETING OF MAY 5, 2014 were noted as received and filed under the Consent Agenda by Omnibus Vote.



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

APPROVAL OF AN ORDINANCE DENYING A VARIATION OR AMENDMENT TO THE VILLAGE OF BURR RIDGE SIGN ORDINANCE FOR THE COLOR OF A WALL SIGN (S-02-2014: 308 BURR RIDGE PARKWAY – TUESDAY MORNING) The

Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance denying the variation.

THIS IS ORDINANCE NO. A-923-01-14.

APPROVAL OF ORDINANCE GRANTING SPECIAL USE PURSUANT TO THE VILLAGE OF BURR RIDGE ZONING ORDINANCE TO PERMIT AN OUTDOOR DINING AREA (Z-01-2014: 590 VILLAGE CENTER DRIVE – WOK N FIRE) The

Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance granting the Special Use.

THIS IS ORDINANCE NO. A-834-04-14.

APPROVAL OF ORDINANCE GRANTING A VARIATION FROM THE VILLAGE OF BURR RIDGE SIGN ORDINANCE FOR ELECTRONIC MESSAGE PANEL (S-01-2014: 7650 LINCOLNSHIRE DRIVE – PACE SUBURBAN BUS) The Board, under the

Consent Agenda by Omnibus Vote, approved the Ordinance granting the variation.

THIS IS ORDINANCE NO. A-923-02-14.

APPROVAL OF PLAN COMMISSION RECOMMENDATION GRANT A SPECIAL USE TO PERMIT SIDEWALK SEATING AREA FOR AN EXISTING RESTAURANT (Z-04-2014: 503 VILLAGE CENTER DRIVE – RED MANGO) The Board, under the

Consent Agenda by Omnibus Vote, directed staff to prepare an Ordinance granting special use approval as recommended by the Plan Commission.

APPROVAL OF PLAN COMMISSION RECOMMENDATION TO PURCHASE TASERS AND ENROLL IN THE TASER ASSURANCE PLAN The Board, under the

Consent Agenda by Omnibus Vote, approved the purchase of six new TASER devices and accessories and to enroll in the TASER Assurance Plan.

APPROVAL OF RECOMMENDATION TO PURCHASE L3 MOBILE VISION VIDEO CAMERAS FOR SQUAD CARS The Board, under the Consent Agenda by Omnibus Vote,

approved the purchase of L3 Mobile Vision Cameras at a cost of \$11,200.

APPROVAL OF RECOMMENDATION TO APPOINT ALICE KRAMPITS TO THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING MAY 1, 2016 The Board, under the Consent Agenda by Omnibus Vote, accepted

Mayor Straub's recommendation to appoint Alice Krampits to the Stormwater Management Committee.

APPROVAL OF RECOMMENDATION TO REAPPOINT WAYNE MRJENOVICH TO



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING MAY 1, 2016 The Board, under the Consent Agenda by Omnibus Vote, accepted Mayor Straub's recommendation to reappoint Wayne Mrjenovich to the Stormwater Management Committee.

APPROVAL OF RECOMMENDATION TO REAPPOINT WILLIAM WILCOX TO THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING MAY 1, 2016 The Board, under the Consent Agenda by Omnibus Vote, accepted Mayor Straub's recommendation to reappoint William Wilcox to the Stormwater Management Committee.

APPROVAL OF RECOMMENDATION TO REAPPOINT NANCY MONTELBANO TO THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING MAY 1, 2016 The Board, under the Consent Agenda by Omnibus Vote, accepted Mayor Straub's recommendation to reappoint Nancy Montelbano to the Stormwater Management Committee.

APPROVAL OF REQUEST FROM I & M CANAL NATIONAL HERITAGE CORRIDOR FOR DONATION FROM HOTEL/MOTEL TAX FUND (DUES) The Board, under the Consent Agenda by Omnibus Vote, approved the request from the I & M Canal National Heritage Corridor for dues in the amount of \$2,640.

APPROVAL OF REQUEST FROM FLAGG CREEK HERITAGE SOCIETY FOR DONATION FROM HOTEL/MOTEL TAX FUNDS IN THE AMOUNT OF \$2,500 The Board, under the Consent Agenda by Omnibus Vote, approved the request from the Flagg Creek Heritage Society for a contribution toward operation of its museum from Hotel / Motel Tax Funds in the amount of \$2,500.

APPROVAL OF REQUEST FROM BURR RIDGE PARK DISTRICT FOR DONATION TO HARVEST FEST The Board, under the Consent Agenda by Omnibus Vote, approved the request from the Burr Ridge Park District for a contribution toward its Harvest Fest event in the amount of \$1,000.

APPROVAL OF FY 13 – 14 VENDOR LIST IN THE AMOUNT OF \$303,205.11 FOR ALL FUNDS, WHICH INCLUDES SPECIAL EXPENDITURES OF \$35,987.28 PAID TO HOMER TREE CARE INC. FOR REMOVAL OF EAB PARKWAY TREES The Board, under the Consent Agenda by Omnibus Vote, approved the FY 13 – 14 Vendor List for the period ending May 12, 2014 in the amount of \$303,205.11.

APPROVAL OF FY 14 – 15 VENDOR LIST IN THE AMOUNT OF \$98,168.13 FOR ALL FUNDS, PLUS \$227,435.03 FOR PAYROLL, FOR A GRAND TOTAL OF \$326,403.16 WHICH INCLUDES NO SPECIAL EXPENDITURES The Board, under the



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

Consent Agenda by Omnibus Vote, approved the FY 14 – 15 Vendor List for the period ending May 12, 2014 in the amount of \$326,403.16.

CONTINUED CONSIDERATION OF PLAN COMMISSION RECOMMENDATION TO APPROVE ZONING ORDINANCE TEXT AMENDMENT TO ADD REGULATIONS FOR BACKYARD BEEKEEPING AND RELATED STRUCTURES (Z-03-2014)

Community Development Director Doug Pollock explained that at its April 21st meeting, the Plan Commission recommended approval of a Zoning Ordinance Text Amendment to permit Backyard Beekeeping. He continued that at the April 28th Board Meeting the item was tabled to obtain additional information on bee habits.

John Hansen, Vice President of Cook / DuPage Beekeepers Association, stated he has 39 years of experience with beekeeping. In response to Trustee Paveza, Mr. Hansen stated that it is possible that a bee will leave the hive and start another nest or hive. He explained that bees naturally swarm and relocating in a neighboring home typically happens when the home is in disrepair.

Trustee Grasso inquired as to the radius in which bees swarm. In response, Mr. Hansen stated in his experience, a swarm could travel as far as one mile and explained that bees are important for pollination.

Village Administrator Steve Stricker asked if the species of bees used in beekeeping are different than the garden bee. Mr. Hansen responded that honey bees reside in a colony and native bees are more individual. Village Administrator Stricker inquired if the honey bees could relocate to another property. Trustee Paveza added that in his neighborhood, the bee infestation in a home contained honey bees.

Mayor Straub asked about other communities that allow beekeeping. Mr. Hanson noted that Clarendon Hills, Evanston, Skokie and Chicago allow the practice.

Trustee Bolos inquired if a hive can become aggressive and how such behavior is managed. In response, Mr. Hanson stated that aggression is rare but the bees mainly defend their territory. Mr. Hanson discussed the hive that the honey bees reside in noting that they only leave to gather food.

Trustee Franzese inquired about the situation where the queen may leave the colony and take bees along to another property. Mr. Hanson responded that the beekeepers are educated in ways to maintain their colony and it is important to give the bees plenty of room but there is not a guarantee that a swarm will not occur.

In response to Trustee Ruzak, Mr. Hanson noted that there are organizations that will remove the beehives from a neighboring property at a cost.



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

In response to Trustee Paveza, Mr. Hanson stated that in addition to removing the bees, the honey must also be removed.

Plan Commissioner Dehn Grunsten added that beekeeping is becoming a popular practice and somewhat similar to the backyard chickens.

In response to Trustee Grasso, Mr. Pollock explained that there have been resident inquiries about the possibility of beekeeping in the Village.

Motion was made by Trustee Ruzak and seconded by Trustee Franzese to direct staff to prepare an Ordinance amending the Zoning Ordinance to add beekeeping as a permitted accessory use in residential districts.

On Roll Call, Vote Was:

AYES: 4 – Trustees Ruzak, Franzese, Bolos, Grasso

NAYS: 1 – Trustee Paveza

ABSENT: 1 – Trustee Manieri

There being four affirmative votes, the motion carried

CONSIDERATION OF PLAN COMMISSION RECOMMENDATION TO APPROVE REZONING UPON ANNEXATION FROM THE R-1 SINGLE-FAMILY RESIDENCE DISTRICT TO THE R-2B SINGLE FAMILY RESIDENCE DISTRICT (Z-05-2014: 10S265; 10S231 VINE STREET (PIZZUTO AND KRELINA) Community Development

Director Doug Pollock explained that the Plan Commission recommends approval of rezoning upon annexation to the R-2B Zoning District for the properties at 10S265 and 10S231 Vine Street. He noted that there are four lots and two property owners each owning two lots. Mr. Pollock explained the zoning of the surrounding properties is also R-2B.

Mr. Pollock explained that direction from the Board regarding the Annexation Agreement is also part of this request and those terms include the following:

- Commitment from the property owners to extend a Village water main on 90th Street to 89th Street;
- Waiver of annexation and zoning fees since this annexation will allow force annexation of surrounding properties;
- Recognition that legally established structures on properties would be considered legally non-conforming.

Trustee Bolos inquired if the annexation agreement with regard to legally established includes both structures and uses. In response, Mr. Pollock stated it would include both and Trustee Bolos added the word “use” should also be specified in the agreement. At the request of Trustee Bolos, Mr. Pollock discussed the properties that could be force annexed in the future and the process; noting that prior to doing so, it would be brought before the Board.



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

John Daugirdas, 89th Street, expressed concern for himself and his neighbors with regard to the possible future forced annexation. Mr. Daugirdas stated that annexing into Burr Ridge would result in an increase in property taxes and other fees for the residents of this area. Mr. Daugirdas stated he would like clarification on the forced annexation.

Village Administrator Steve Stricker stated the annexation of the properties in this petition would allow the possible force-annexation of other properties including the property of Mr. Daugirdas and his neighbors. Mr. Daugirdas responded as a result of the possible forced annexation of his property, he is against the annexation of the properties in this consideration.

Village Administrator Stricker explained that the annexation of the Vine Street properties would result in a single pocket of properties on 89th Street that are not annexed to the Village. He explained that the Village, with the support of the Board, has taken similar action in the past and it has been found that the residents are satisfied to be a part of Burr Ridge and the benefits it has to offer.

In response to Mayor Straub, Village Administrator Stricker explained that the property owners on Vine Street approached the Village for annexation and water. He explained that the Board agreed to waive the zoning and annexation fees since their annexation allows the forced annexation of other properties and fees are not charged for forced annexation.

Mr. Daugirdas inquired as to the advantage of force annexing properties of those who do not wish to be part of Burr Ridge. In response, Village Administrator Stricker stated the forced annexation solidifies the Village boundaries. He also explained that the homeowner's in Mr. Daugirdas' area currently receive benefits from the Village as they travel on streets that are maintained by the Village. Mr. Stricker also pointed out that in a dire emergency; the Burr Ridge Police would respond to a situation and arrive ahead of the DuPage County Sheriff.

In response, Mr. Daugirdas stated that he and his neighbors intend to fight a forced annexation by the Village.

In response to Trustee Ruzak, Mr. Daugirdas stated that he is on county sewer as are several of his neighbors. He also explained that he and his neighbors use well water and are happy with it and have no interest in using Burr Ridge water.

In response to Trustee Ruzak, Village Administrator Stricker explained that the Village has the right to force annex the area and it cannot be legally contested. He continued stating the Forced Annexation procedure consists of a public hearing with the final decision by the Village Board. Village Administrator Stricker added that DuPage County handles the sewers and that service can be obtained at any time and the Village would provide assistance to connect to them, if desired. He explained that there is no requirement to tie into the Village water main.



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

Village Administrator Stricker also explained the benefit of existing water mains in the area means there are fire hydrants in close proximity resulting in reduced homeowners' insurance costs.

Rose Hammer, 89th Street, stated she agrees with Mr. Daugirdas, and feels the only benefit to annexing is to the Village allowing it to receive the additional tax revenue. She stated she is happy in her current situation.

John Bittner, 2 Hidden Lake Drive, discussed the importance of bees. He also stated that if the residents do not desire to be annexed to the Village, they should not be forced to do so.

In response to Trustee Bolos, Village Administrator Stricker explained that upon annexation, the street becomes part of the Village and would be maintained by the Village. He added that if the residents want improvements they would have to fund them. Trustee Bolos inquired about the material on the surface of 89th Street, and in response, Village Administrator Stricker stated it contains asphalt.

In response to Mayor Straub, Village Administrator Stricker explained that as part of the Growth Management Policy, the Village has annexed eligible areas to solidify the Village boundaries.

In response to Mayor Straub, Village Administrator Stricker explained that the Annexation in this petition concerns four properties and the forced annexation would affect twelve properties.

Trustee Franzese inquired about responsibility for payment of water and sewer service for the residents wishing to connect as part of the annexation agreement. Village Administrator Stricker clarified that the extension of the water main would be paid for by the residents of this petition and those terms would be specified in the Annexation Agreement.

Motion was made by Trustee Paveza and seconded by Trustee Grasso to direct staff to prepare an Annexation Agreement and schedule a public hearing for Board consideration of the Agreement.

On Roll Call, Vote Was:

AYES: 4 – Trustees Paveza, Grasso, Ruzak, Franzese

NAYS: 1 – Trustee Bolos

ABSENT: 1 – Trustee Manieri

There being four affirmative votes, the motion carried

OTHER CONSIDERATIONS Trustee Bolos requested the Plan Commission review the setback for accessory buildings in the R-2 Zoning Districts that are adjacent to R-3 or R-4 PUD Districts. She explained that when a large lot is adjacent to a smaller lot, the accessory building might be rather large in contrast.



Regular Meeting
Mayor and Board of Trustees, Village of Burr Ridge
May 12, 2014

Community Development Director Doug Pollock added his agreement noting that the R-2 District allows larger accessory structures than R-3 but the rear yard setback is the same. He added the consideration may be to require a larger setback when the accessory building is larger.

Village Administrator Stricker pointed out that at the Board Meeting of April 28th, his annual review was conducted and a salary increase awarded during the closed session. He explained that upon returning from closed session, the Board neglected to make a motion to approve it and it will be placed on the next agenda.

Trustee Grasso requested the sales tax revenue information be provided to the Board.

Mayor Straub noted he read an article that the Village of Westmont has had an increase in their sales tax revenue.

Trustee Ruzak announced the Armed Forces Day event to be held on Saturday, May 17th at 10:00 A.M. at the Veteran's Memorial.

AUDIENCE There were none at this time.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS There were none at this time.

ADJOURNMENT Motion was made by Trustee Bolos and seconded by Trustee Paveza that the Regular Meeting of May 12, 2014 be adjourned.

On Roll Call, Vote Was:

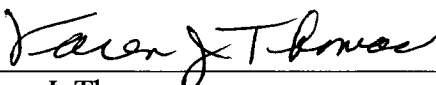
AYES: 5 – Trustees Bolos, Paveza, Grasso, Ruzak, Franzese

NAYS: 0 – None

ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried and the meeting was adjourned at 8:03 P.M.

PLEASE NOTE: Where there is no summary of discussion on any items in the minutes, this reflects that no discussion occurred other than the introduction of the item.



Karen J. Thomas
Village Clerk
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 27th day of May, 2014.



**AGENDA
REGULAR MEETING – MAYOR & BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE**

**May 12, 2014
7:00 p.m.**

- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE
– Daniel Lockett, Gower Middle School**
- 2. ROLL CALL**
- 3. AUDIENCE**
- 4. CONSENT AGENDA – OMNIBUS VOTE**

All items listed with an asterisk (*) are considered routine by the Village Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member or citizen so request, in which event the item will be removed from the Consent Agenda.

5. MINUTES

- *A. Approval of Regular Board Meeting of April 28, 2014
- *B. Receive and File Veterans Memorial Committee Meeting of March 26, 2014
- *C. Receive and File Business Appreciation Breakfast Meeting of April 30, 2014
- *D. Receive and File Draft Plan Commission Meeting of May 5, 2014

6. ORDINANCES

- *A. Approval of An Ordinance Denying a Variation or Amendment to the Village of Burr Ridge Sign Ordinance for the Color of a Wall Sign (S-02-2014: 308 Burr Ridge Parkway – Tuesday Morning)
- *B. Approval of An Ordinance Granting a Special Use Pursuant to the Village of Burr Ridge Zoning Ordinance to Permit an Outdoor Dining Area (Z-01-2014: 590 Village Center Drive – Wok N Fire)
- *C. Approval of An Ordinance Granting a Variation from the Village of Burr Ridge Sign Ordinance for Electronic Message Panel (S-01-2014: 7650 Lincolnshire Drive – Pace Suburban Bus)

7. RESOLUTIONS

None.

8. CONSIDERATIONS

- A. Continued Consideration of Plan Commission Recommendation to Approve Zoning Ordinance Text Amendment to Add Regulations for Backyard Beekeeping and Related Structures (Z-03-2014)
- B. Consideration of Plan Commission Recommendation to Approve Rezoning Upon Annexation from the R-1 Single-Family Residence District to the R-2B Single-Family Residence District (Z-05-2014: 10S265 and 10S231 Vine Street (Pizzuto and Krelina)

EXHIBIT

A

- *C. Approval of Plan Commission Recommendation to Grant a Special Use to Permit Sidewalk Seating Area for an Existing Restaurant (Z-04-2014: 503 Village Center Drive – Red Mango)
- *D. Approval of Recommendation to Purchase Tasers and Enroll in the Taser Assurance Plan
- *E. Approval of Recommendation to Purchase L3 Mobile Vision Video Cameras for Squad Cars
- *F. Approval of Recommendation to Appoint Alice Krampits to the Stormwater Management Committee for a Two-Year Term Expiring May 1, 2016
- *G. Approval of Recommendation to Reappoint Wayne Mrienovich to the Stormwater Committee for a Two-Year Term Expiring May 1, 2016
- *H. Approval of Recommendation to Reappoint William Wilcox to the Stormwater Committee for a Two-Year Term Expiring May 1, 2016
- *I. Approval of Recommendation to Reappoint Nancy Montelbano to the Stormwater Committee for a Two-Year Term Expiring May 1, 2016
- *J. Approval of Request from I & M Canal National Heritage Corridor for Donation from Hotel/Motel Tax Fund (Dues)
- *K. Approval of Request from the Flagg Creek Heritage Society for Donation from Hotel/Motel Tax Funds in the Amount of \$2,500
- *L. Approval of Request from Burr Ridge Park District for Donation to Harvest Fest
- *M. Approval of the FY 13-14 Vendor List in the amount of \$303,205.11 for all funds, includes Special Expenditures of \$35,987.28 paid to Homer Tree Care, Inc. for removal of EAB parkway trees
- *N. Approval of the FY 14-15 Vendor List in the amount of \$98,968.13 for all funds, plus \$227,435.03 for Payroll, for a Grant Total of \$326,403.16, which includes no Special Expenditures
- O. Other Considerations – For Announcement, Deliberation and/or Discussion only – No Official Action will be Taken

9. AUDIENCE

10. REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

11. ADJOURNMENT