

**MINUTES
COMMITTEE OF THE WHOLE MEETING
VILLAGE OF VERNON HILLS
JUNE 2, 2009**

IN ATTENDANCE: President Byrne called the meeting to order at 7:15 p.m. The following Trustees were present: Koch, Marquardt, Schultz, Schwartz and Williams. Trustee Hebda was absent

Also present were Village Manager Allison, Assistant Village Manager Kalmar, Finance Director Nakrin, Chief of Police Fleischhauer, Village Engineer Brown, Public Works Director Laudenslager, Building Commissioner Atkinson, Village Clerk Pelletier and Attorney Kenny.

1. APPROVAL OF 5/19/2009 COMMITTEE OF THE WHOLE MINUTES.

Motion by Trustee Schultz, second by Trustee Marquardt approval of the 5/19/2009 Committee of the Whole Minutes. Roll call vote:

AYES: 5-Marquardt, Schultz, Schwartz, Williams, Koch

NAYS: 0-None

ABSENT AND NOT VOTING: 1-Hebda

Motion carried.

2. GREGG'S LANDING MONUMENT SIGN.

Village Manager Allison stated Don Kathan, President of the Gregg's Landing HOA and Village staff had spent two years discussing a monument sign to be placed on the eastern median between the commercial/residential properties. Mr. Kathan recapped the plan as presented last summer. A meeting was held in February 2009 in which Trustee Schultz attended. Modifications to the plan included the reduction of the brick piers on either side of the monument; with the end monuments were eliminated due to utility issues. Village Engineer Brown had traffic concerns with line of site around the monument sign. The Village consultant Civiltech had done a mockup study to identify potential problems. Engineer Brown preferred a banner style sign similar to the Bayhill sign. Trustee Schultz stated all had made a good faith effort in the modifications and felt a reasonable compromise was meant. Trustee Schultz motioned to approve the sign. Dimensions of the new sign were not available, so it was not conclusive on the height, width or distance from the curb the sign would be.

Trustee Marquardt stated concerns regarding the current pedestrian crossing located to the west side of the median and questioned if the sign could be curved for better visibility. Manager Allison stated additional wrought iron may give the sign a cemetery appearance. Engineer Brown stated landscaping could be used to delineate the residential from the commercial areas. Trustee Koch was satisfied with the reduction from 6 feet to 5 feet in height and the distance established 12 feet from curb. Trustee Williams agreed with the consultant engineer's findings. Trustee Schwartz questioned the cost to redo the pedestrian crossing. Motion by Trustee Schultz, second by Trustee Koch approval of the monument sign, subject to revised plans drawn to scale to be presented before final approval. Roll call vote:

AYES: 2-Schultz, Koch

NAYS: 3-Schwartz, Williams, Marquardt

ABSENT AND NOT VOTING: 1-Hebda

Motion failed.

3. STAPLES, INC. - CONSIDERATION OF REPORT AND RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION REGARDING AMENDMENT OF ORDINANCE 2007-55 AND THE DEVELOPMENT PERMIT FOR THE EXISTING STAPLES BUILDING LOCATED AT 1600 N MILWAUKEE AVE.

Assistant Village Manager Kalmar stated Troy Funk of Kieffer Signs & Co, Inc. for Staples, Inc. and Bradford Landings South LLC appeared before the 5/20/2009 Planning and Zoning Commission to request approval to amend Ord. 2007-55 and the Development Permit, to allow for the installation of a third sign on the north elevation of the existing Staples, 1600 N. Milwaukee Ave. The Amcor Bank building blocked the visibility of the Staples building from Greggs Parkway. No one appeared to speak either for or against the petition. The Planning and Zoning Commission had concerns regarding the addition of a third sign. A motion to allow the third sign failed by a vote of 2 ayes to 3 nays.

After further discussion, the consensus of the Commissioners was the existing sign on the south wall was not visible from north bound Milwaukee Ave. traffic and suggested the relocation of the sign to the north elevation, which the petitioner agreed.

The Commission voted 5-0 to recommend approval to amend Ord. 2007-55 and allow for the removal of the sign located on the south elevation and to install a new sign on the north elevation, subject to the following conditions:

- a. General Compliance with the plans entitles Staples Sign Location Plan and North Side Elevation prepared by Keiffer Signs & Co, Inc. with and stamped received date of April 17, 2009 and consisting of 2 pages. These plans will be amended to reflect the new sign placement on the north side of the building.
- b. Compliance with all previous conditions as set forth in Ordinance 2007-55 and the Development Permit for the Shoppes at Gregg's Landing PUD.
- c. Compliance with all ordinance and standards for the Village as otherwise noted.
- d. The proposed sign shall not exceed 62 square feet
- e. Upon removal of the sign from the south elevation, the area where the sign was attached to the building will be restored and repaired.

Motion by Trustee Schultz, second by Trustee Schwartz approval to direct staff to prepare the necessary ordinance granting approval to amend Ordinance 2007-55, to allow for the removal of the sign located on the south elevation and to install a new sign on the north elevation, subject to the conditions stated above.

AYES: 5- Schwartz, Williams, Koch, Marquardt, Schultz

NAYS: 0-None

ABSENT AND NOT VOTING: 1-Hebda

Motion carried.

4. GLOW GOLF - CONSIDERATION OF REPORT AND RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION REGARDING A REQUEST FOR A SPECIAL USE PERMIT TO ALLOW FOR THE OPERATION OF AN ENTERTAINMENT/RECREATION FACILITY KNOWN AS GLOW GOLF WITHIN THE WESTFIELD HAWTHORN MALL PROPERTY LOCATED AT 122 HAWTHORN CENTER.

Assistant Village Manager Kalmar stated Reginald Booth, representing TSG, LLC dba/Glow Golf had appeared before the 5/27/2009 Planning and Zoning Commission meeting to request approval of a Special Use Permit to open a business at the Hawthorn Mall, which involved a glow in the dark miniature indoor golf system. The proposed facility would be located at 820 Hawthorn Mall, on the

2nd floor adjacent to the entrance of Sears. The facility had secured a 12 month lease, which ends August 2010.

The company would sell the systems and their components, which would be displayed for use. There were 43 malls throughout the country, which had these systems. A fee would be charged to play the game to cover rent and operating costs at the mall. The systems could be available for possible birthday party events. The facility would provide additional foot traffic into the mall. No one appeared to speak either for or against the petition. No food or drink would be provided and the facility planned to open in July. The Planning and Zoning Commission voted unanimously to approve the Special Use Permit and allow for the operation of an entertainment/recreation facility known as Glow Golf at the Westfield Hawthorn Mall, subject to the following conditions.

- a. The petitioner will use its best efforts to confirm that any sales attributed to the location will be accepted and received in Vernon Hills.
- b. Compliance with all ordinance and standards for the Village.

Motion by Trustee Williams, second by Trustee Marquardt approval to direct staff to prepare the necessary ordinance granting approval of a Special Use Permit to allow for the operation of an entertainment/recreation facility known as Glow Golf at the Westfield Hawthorn Mall, subject to the above conditions. Roll call vote:

AYES: 5-Williams, Koch, Marquardt, Schultz, Schwartz

NAYS: 0-None

ABSENT AND NOT VOTING: 1-Hebda

Motion carried.

5. HARLEM FURNITURE -THE ROOM PLACE - REQUEST TO OPERATE AN OUTDOOR SPECIAL EVENT AT RIVERTREE SHOPPING CENTER LOCATED AT 701 N. MILWAUKEE AVENUE, UNIT 300.

Building Commissioner Atkinson stated a representative of Harlem Furniture-The Room was present to request approval of an outdoor sale's event to be held Friday and Saturday, July 10-11, 2009, 10:00 a.m. until 9:00 p.m.; and Sunday, July 12, 11:00 a.m. until 6:00 p.m. Small furniture items would be allowed on the side walk immediately in front of the store and would not exceed the width of the store frontage. A minimum 36" clear with would be maintained on the sidewalk for pedestrian access. There would be not tent required for the event. Rivertree Shopping center had given written permission for the event. Motion by Trustee Williams, second by Trustee Schultz approval to direct staff to prepare the necessary resolution, subject to the following conditions:

1. The Special Event will take place on Friday, July 10 from 10:00 am to 9:00 pm; Saturday, July 11 from 10:00 am to 9:00 pm; and on Sunday July 12 from 11:00 am to 6:00 pm.
2. Compliance with the attached application and site plan dated May 27, 2009.

Roll call vote:

AYES: 5- Koch, Marquardt, Schultz, Schwartz, Williams

NAYS: 0-None

ABSENT AND NOT VOTING: 1-Hebda

Motion carried.

6. NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM - NOTICE OF INTENT.

Public Works Director Laudenslager stated in 2003 the Federal EPA required the Illinois EPA and all Municipal Separate Storm Sewer System (MS4) operators to development program. The Notice of Intent (NOI) was approved by the Village Board in 2003 with a five year permit, which had expired and needed to be resubmitted no later than 6/30/2009. The management practices which were required are Public Education, Public Involvement, Illicit Discharge Detection/Elimination, Construction Site Runoff Control, Post-Construction Runoff Control, and Pollution Prevention/Good Housekeeping. A resolution would be prepared for approval at the 6/16/2009 meeting.

7. **ADJOURNMENT.**

Motion by Trustee Marquardt, second by Trustee Williams approval to adjourn the Committee of the Whole meeting and go to Closed Session for discussion of litigation-[Sec. 2(c) (11)] as allowed by the Open Meetings Act. Roll call vote:

AYES: 5- Koch, Marquardt, Schultz, Schwartz, Williams

NAYS: 0-None

ABSENT AND NOT VOTING: 1-Hebda

Motion carried.

Meeting adjourned at 8:20 p.m.


Linda Pelletier, Village Clerk


Roger E. Byrne, Village President