

**MINUTES
COMMITTEE OF THE WHOLE MEETING
VILLAGE OF VERNON HILLS
NOVEMBER 14, 2006**

IN ATTENDANCE: President Byrne called the meeting to order at 7:45 p.m. The following Trustees were present: Koch, Marquardt, Schultz and Schwartz. Trustees Hebda and Williams were absent.

Also present were Village Manager Allison, Finance Director Nakrin, Chief of Police Fleischhauer, Public Works Director Laudenslager, Building Commissioner Gerth, Attorney Citron and Deputy Clerk Pelletier.

1. APPROVAL OF 10/17/2006 COMMITTEE OF THE WHOLE MINUTES.

Motion by Trustee Schultz, second by Trustee Koch approval of the 10/17/2006 Committee of the Whole Meeting Minutes. Roll call vote:

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

NAYS: 0-None

ABSENT: 2-Williams, Hebda

Motion declared carried.

2. CONSIDERATION OF REQUEST BY ASPEN POINT PARTNERS TO AMEND THE APPROVED ASPEN POINT SITE AND LANDSCAPE PLAN FOR THE PURPOSE OF INSTALLING A TRASH ENCLOSURE ON LOT 2 OF THE PROPERTY.

Building Commissioner Gerth stated Stacy Taxman had submitted a plan to install a trash receptacle enclosure on the east end of the property. After the tenants opened for business it was determined the interior trash collection areas designed into the building were insufficient to accommodate the tenant's trash. Despite the trash rooms being serviced daily, the tenants had experienced difficulty in disposal of trash, which had resulted in trash being stored outside the building. The proposed plan should meet the tenants needs, with the western end of the building having a much larger indoor trash collection area than the area at the east end of the building. Trustee Schultz complimented the developer for hydro-seeding the undeveloped parcel. Motion by Trustee Koch, second by Trustee Marquardt to direct staff to prepare the necessary amendment to the development agreement for final approval. Roll call vote:

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

NAYS: 0-None

ABSENT: 2-Williams, Hebda

Motion declared carried.

3. AMERICAN FAMILY INSURANCE-CONSTRUCTION PROCESS.

Manager Allison stated staff had reviewed two approaches on the construction process for Phase 1 of the Police Station buildout with Hezner. The recommendation was to waive the bidding process and have Hezner Corp be the general contractor and have them hire the subcontractors for renovating the AFI building. Trustee Schultz stated the project was too small to have a third party participating in payouts. Motion by Trustee Schultz, second by Trustee Marquardt to direct Corporate Counsel to draft the necessary agreement with Hezner for future approval. Roll call vote:

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

NAYS: 0-None

ABSENT: 2-Williams, Hebda

Motion declared carried.

4. **CONSIDERATION OF AN AMENDMENT TO VILLAGE OF VERNON HILLS CODE OF ORDINANCES CHAPTER 26 – SMOKE FREE AIR REGULATIONS SECTION 26-007(9) RELATING TO THE DESIGN CRITERIA FOR OUTDOOR COVERED SHELTERS.**

Building Commissioner Gerth stated at the 10/03/2006 Committee of the Whole meeting discussion occurred amending the Village's Smoke Free Ordinance to allow commercial businesses to utilize pre-fabricated "Smoking Shelters" on their property. Mr. Gerth presented two design options businesses could use to allow access to smoking areas. Trustee Schultz preferred rigid sides and had concerns on appearance. Staff was directed to research the 40% opening parameters as provided in the evening's discussions. The Committee requested Mr. Gerth to provide more detail drawings at a future meeting for further discussion. President Byrne recommended passing a resolution at the November 21st meeting encouraging state legislatures to enact on the statewide smoking regulations.

5. **CONSIDERATION OF AN AMENDMENT TO CHAPTER 10 ARTICLE VI OF THE VILLAGE'S CODE OF ORDINANCES TO EXTEND THE TIME BUSINESSES MAY OPERATE AN OUTDOOR DINING ESTABLISHMENT.**

Building Commissioner Gerth stated Chapter 10, Art. VI needed to be amended to allow for the expanded use of smoking shelters and enclosures and allow all outdoor dining establishments to operate year-round. Staffs to bring back amendment for final approval, once the covered smoking areas criterias in the Village were established.

6. **DISCUSSION AND CONSIDERATION OF AMENDING TO THE VILLAGE'S SIGN ORDINANCE THAT WOULD ALLOW BUSINESSES THE OPTION OF INTEGRATING LOGOS, GREATER THAN FOUR (4) SQUARE FEET, INTO THE ORDINANCE ALLOWED SIGN AREA.**

Building Commissioner Gerth stated with the recent appearance of Macy's representatives before the Zoning Board of Appeals to request relief from the section of the Village's Sign Ordinance that limits corporate logos to four (4) square feet for the purpose of installing a twenty-five (25) square foot red, star-shaped logo adjacent to the letter "M" in Macy's, staff was requesting consideration of an amendment to allow businesses the option of integrating logos, regardless of size, into the signage provided it did not exceed the maximum allowed sign area.

Mr. Gerth stated the current ordinance was written with the formula as one square foot of sign area for every lineal foot of store frontage and limits the size of logo to a maximum of four square feet, with no formula to allow logos to be proportionate to different sign sizes

Mr. Gerth stated the Board had approved an ordinance amendment to allow businesses whose set backs were 250 feet or more from the public right-of-way to install signage up to three percent of the total wall area, which allowed the sign to be proportionately larger.

Attorney Citron stated the Village ordinance was inconsistent, which could lead to possible litigation. The Committee directed staff to review the size of other signs in the Village and bring back for further discussion.

7. **ADJOURNMENT.**

Motion by Trustee Marquardt, second by Trustee Schwartz to adjourn the Committee of the Whole Meeting and go to Closed Session to discuss Personnel-[Sec. 2(c)(1)] as allowed under the Open Meetings Act. Roll call vote:

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

NAYS: 0-None

ABSENT: 2-Williams, Hebda

Motion declared carried

Meeting adjourned at 9:10 p.m.

Linda Pelletier, Deputy Village Clerk

Roger L. Byrne, Village President