

MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
VILLAGE OF WHEELING
BOARD ROOM - 2 COMMUNITY BOULEVARD
COOK and LAKE COUNTIES, WHEELING, IL
MONDAY, MARCH 6, 2023

1. President Horcher called the meeting to order at 6:36 pm

2. Pledge of Allegiance-N/A

3. Roll Call led by Clerk Brady

Present: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

4. Approval of Minutes

Approval of Minutes for the Regular Meeting of February 6, 2023

Motion by Mary Krueger, second by Ray Land to approve Minutes as presented.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

5. Changes to the Agenda-None

6. Proclamations, Congratulatory Resolutions, and Awards

Northwest Community Hospital Cancer Center Check Presentation

Deputy Police Chief Michael Conway spoke about recent fund raising efforts by the Wheeling Police Unity Foundation, and the Wheeling Fire Department which raised \$5,620 and will be donated to the Northwest Community Hospital Cancer Research Center; Police Officer Joschko and Fire Department Lieutenant White presented the check.

7. Appointments and Confirmations - None

8. Administration of Oaths - N/A

9. Citizen Concerns and Comments - None

10. Staff Reports

Fire Department Chief Michael McGreal announced a St. Baldrick's event on March 18 at Durty Nellie's in Palatine from Noon to 5:00pm.

11. Consent Agenda-All items listed on the Consent Agenda are considered to be 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 requests, in which event the item will be removed from the general order of business and considered after all other Agenda items.

Clerk Brady read the Consent Agenda into the record.

A. Resolution 23-026 Ratifying the Village Manager's Waiver of the Fidelity Bond Requirement for AMVETS Post 66 to Conduct a Raffle Beginning February 15, 2023, and Monthly Thereafter until December 10, 2023

B. Ordinance 5572 Prohibiting the Use of Groundwater as a Potable Water Supply by the Installation or Use of Potable Water Supply Wells or by Any Other Method within a Certain Area in the Village of Wheeling

C. Resolution 23-027 Authorizing Acceptance of a National Highway Traffic Safety Administration / Illinois Department of Transportation Sustained Traffic Enforcement Program (STEP) Grant through Federal Fiscal Year 2023

D. Resolution 23-028 Approving a Contract with the RJN Group for Sanitary Sewer Evaluation Services (SSES) in the Amount of \$39,640 for FY 2023

E. Resolution 23-029 Accepting a Publicly Bid Contract with Hoerr Construction Inc. for the 2023 Manhole Rehabilitation Project in the Amount of \$271,823

F. Resolution 23-030 Accepting a Publicly Bid Contract with Martam Construction Inc. for the Milwaukee Avenue and Industrial Lane Storm Sewer Improvements Project in the Amount of \$122,880

G. Resolution 23-031 Approving the Use of Rebuild Illinois Funds in the Amount of \$761,613 to Match Funds from the Invest in Cook Application Program for Phase 2 Engineering of the Wheeling Road Reconstruction Project

H. Resolution 23-032 Approving Change Order No. 1 Increasing the Contract Amount with Gewalt Hamilton Associates, Inc. from \$24,000 to \$30,000 for the Northgate/Dundee Storm Sewer Modifications Project

I. Resolution 23-033 Approving a Contract Extension with Midwest Brickpaving Inc. for the 2023 Brick Paver Maintenance Project in the Amount of \$220,999.25 in FY 2023

J. Resolution 23-034 Approving a Resolution for Improvement under the Illinois Highway Code and a Local Public Agency Engineering Services Agreement with Chastain and Associates, LLC for Lexington Drive Improvements Using Rebuild Illinois Funds in the Amount of \$29,051 (Project No. 23.11.07)

K. Resolution 23-035 Approving a Jointly Bid Contract with Schroeder & Schroeder, Inc. for the 2023 Sidewalk Replacement Program in the Amount of \$99,992

L. Resolution 23-036 Approving an Agreement with Lauterbach & Amen for Police and Fire Pension Fund Actuarial Valuation Services in the Amount of \$31,040

M. Resolution 23-037 Approving Changes to the Village's Fixed Asset Financial Policy

N. Ordinance 5573 Amending Chapter 4, Section IV of the Rules and Regulations of the Board of Fire and Police Commissioners of the Village of Wheeling to Add Section IV(a) Governing "Lateral Hires"

O. Ordinance 5574 Amending Chapter 4.32 of the Village of Wheeling's Municipal Code, "Alcoholic Liquor Dealers," Specifically Section 4.32.085, to Increase the Authorized Number of Class N-V Liquor Licenses

Motion by Dave Vogel, second by Mary Papantos to approve Consent Agenda as presented.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

12. Old Business - None

13. New Business - All Listed Items for Discussion and Possible Action

A. PRESENTATION: District 21 Administration Building Overview

Clerk Brady read the title into the record.

Manager Sfondilis introduced District 21 Superintendent Dr. Michael Connolly. Dr. Connolly gave an overview of activities that they've hosted since the building opened and the services that will be provided including various types of counseling and the school-based help center. Dr. Connolly stated that they are looking forward to continuing to grow the usage of the space for the district and the community. Dr. Connolly answered questions related to evening programs, goals that have been met related to the referendum, how students are doing post-COVID, security features, and the innovations included.

B. Ordinance 5575 Granting Special Use Approval to Permit the Operation of a Gaming Establishment, 30 W. Dundee Road (Sip and Slots Café) [Docket No. 2022-45]

Clerk Brady read the title into the record. Community Development Director Ross Klicker introduced the item and read the condition for approval; there were no questions from the Board.

Motion by Mary Krueger, second by Mary Papantos to approve with condition.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Joe Vito

No: Jim Ruffatto, Dave Vogel

C. Ordinance 5576 Granting a Variation from Title 19, Zoning, to Permit a Reduction in the Minimum Required Building Side Yard Setback from Six Feet to Three Feet, 179 George Road [Docket No. 2023-04]

Clerk Brady read the title into the record. Director Klicker introduced the item and stated that the request is coming to the Board with a negative recommendation from the Plan Commission, read a condition for approval, and answered questions from the Board. Petitioner Juan Acosta was present and answered questions from the Board.

Motion by Ray Lang, second by Dave Vogel.

Final Resolution: Motion FAILED

Yes: Jim Ruffatto, Joe Vito, Dave Vogel

No: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos

D. Ordinance 5577 Granting Special Use Approval to Permit the Operation of a Massage Establishment, 77 S. Milwaukee Avenue (Lee Massage) [Docket No. 2023-05]

Clerk Brady read the title into the record. Director Klicker reviewed the ordinance, read the condition for approval, and noted that this comes before the Board with unanimous approval from the Plan Commission. Attorney Caroline Kaplan was present; there were no questions from the Board.

Motion by Mary Krueger, second by Mary Papantos to approve with condition.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

E. Resolution 23-038 Awarding a Wheeling Restaurant and Retail Build-Out Assistance Grant to Cooper's Hawk Winery and Restaurant, 583 N. Milwaukee Avenue

Clerk Brady read the title into the record. Acting Economic Development Director Ross Klicker reviewed the request. Design Manager Chris Garcia was present and answered a question from the Board.

Motion by Dave Vogel, second by Mary Papantos.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

F. Ordinance 5578 Amending Title 4, Chapter 4.08, Section 4.08.070 Entitled "Termination of License" to Amend the Annual Business License Term to Extend from January 1st through December 31st

Clerk Brady read the title into the record. Manager Sfondilis introduced the item, reviewed the specifics of the request and answered questions from the Board; discussion followed related to revenue loss during the gap, and the possibility of invoicing for an 8-month period. President Horcher asked for Board Consensus as follows:

1. Does the Board see value in changing the schedule to calendar year of January 1 through December 31.

Final Resolution: Consensus Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

2. Is the Board in favor of billing for the eight (8) months in between old and new license period, or approve as outlined.

Bill for Eight (8) Month Gap:

Yes: Joe Vito, Dave Vogel, Ray Lang, Jim Ruffatto, President Horcher

Approve as Outlined:

Yes: Mary Papantos, Mary Krueger

Village Attorney James Ferolo suggested tabling or deferring this item as the changes to the ordinance are significant.

President Horcher asked for a motion to defer to a date specific being March 20, 2023.

Motion by Ray Lang, second by Jim Ruffatto.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

14. Official Communications

Clerk Brady read information on voter registration and mail ballot options for the upcoming Consolidated Election.

Trustee Papantos congratulated the Wheeling Police Department officers who participated in the recent Polar Plunge benefiting Special Olympics.

Trustee Vito asked that the Board reconsider the underage drinking "sting" procedure. President Horcher asked for Board Consensus on pursuing changing this practice.

Final Resolution: Consensus FAILED

Yes: Dave Vogel, Joe Vito

No: Mary Papantos, Ray Lang, Mary Krueger, Jim Ruffatto, and President Horcher

15. Approval of Bills

Approval of Bills for February 2, 2023, to March 1, 2023, in the amount of \$4,523,447.59¢

Motion by Jim Ruffatto, second by Mary Krueger to approve Bills as presented.

Final Resolution: Motion Approved

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

16. Executive Session & Adjournment

President Horcher asked for a Motion to recess to enter Executive Session for the purpose of discussing pending, probable, and/or imminent litigation, and collective negotiating matters.

Motion by Mary Papantos, second by Mary Krueger, to recess into Executive Session and to adjourn the meeting directly from Executive Session.

Final Resolution: Motion carried by Roll Call vote, all ayes, the open meeting recessed at 8:26 p.m.

Yes: Pat Horcher, Mary Krueger, Ray Lang, Mary Papantos, Jim Ruffatto, Joe Vito, Dave Vogel

Kathryn M. Brady, Village Clerk

Approved this 3rd day of April 2023, by the President and Board of Trustees