

January 21, 2020

The regular meeting of the Board of Trustees of the Village of Deerfield was called to order by Mayor Harriet Rosenthal in the Council Chambers of the Village Hall on January 21, 2020, at 7:30 p.m. The clerk called the roll and announced that the following were:

Present: Harriet Rosenthal, Mayor  
Robert Benton  
Tom Jester  
Mary Oppenheim  
William Seiden  
Dan Shapiro  
Barbara Struthers

Absent:

and that a quorum was present and in attendance. Also present were Assistant Village Manager Andrew Lichterman and Ben Schuster, Village Attorney.

PLEDGE OF ALLEGIANCE

Students from Deerfield High School lead those in attendance in reciting the Pledge of Allegiance.

The students are present for their Issues in America class to learn about what is happening in Deerfield.

GIVE WHERE YOU LIVE DEERFIELD

Mayor Rosenthal reported the Give Where You Live Deerfield event was very successful. This year,

Mary Ann Glowacz came up with the idea of decorating socks. Volunteers packed hygiene kits which included socks, cards, soap and toiletries. There were also no-sew blankets with cards. Food was collected for the West Deerfield Township Food Pantry. Everything will be distributed for people in need. Mayor Rosenthal thanked the community for its generosity.

DEPARTMENTAL OBJECTIVES  
REPORT – PUBLIC WORKS AND  
ENGINEERING

Director of Public Works and Engineering Bob Phillips presented highlights from the six month report for the Public Works and Engineering

Department. Engineering completed more than \$7.5 million in infrastructure improvements. More than 9,000 linear feet of sanitary sewers were lined and an additional 100,000 linear feet of storm sewers were cleaned and televised. There were 42 water main breaks in 2019, which is one of the lowest in many years. They had 200 visitors for the Public Works Open House. All of the construction projects now have open houses, which benefits Village residents. The water department has kept water loss down to less than 10 percent.

Mayor Rosenthal asked about what is causing the fire hydrant leaks. Mr. Phillips reported the hydrants are getting old and sometimes opened by non-Village staff. Some of the hydrants need to be replaced, as well.

Trustee Shapiro asked what was done to reduce the water main leaks. Mr. Phillips stated the Village has completed a lot of maintenance and made improvement to the water pumps.

DOCUMENT APPROVAL

Trustee Struthers moved to accept the minutes from the January 6, 2020, Board of Trustees meeting. Trustee Oppenheim seconded the motion. The motion passed unanimously on a voice vote with Trustee Shapiro abstaining.

BILLS AND PAYROLL

Trustee Oppenheim moved to approve the Bills and Payroll dated January 21, 2020. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

PUBLIC COMMENT

There were no Public Comments on non-agenda items.

REPORTS

CONSIDERATION AND ACTION OF THE PLAN COMMISSION RECOMMENDATION ON THE REQUEST FOR APPROVAL OF A TEXT AMENDMENT TO THE I-1 OFFICE RESEARCH AND RESTRICTED INDUSTRIAL DISTRICT TO ALLOW A PRIVATE PRESCHOOL AS A SPECIAL USE IN THIS DISTRICT; APPROVAL OF A SPECIAL USE FOR PHASE I AND II FOR GUIDEPOST MONTESSORI SCHOOL AT 1085 LAKE COOK ROAD; A TEXT AMENDMENT FOR SIGNAGE FOR A PRIVATE PRESCHOOL; AND AN AMENDMENT TO A PLANNED UNIT DEVELOPMENT (DEERFIELD 1085 LLC. AND HIGHER GROUND EDUCATION)

Mr. Lichterman reported the Plan Commission held a Public Hearing on December 12, 2019, to consider the request for a Text Amendment, Special Use and an Amendment to a Planned Unit Development to establish a 20,465 square foot Guidepost Montessori school. The proposed school would be developed in two phases and the building footprint from the former Hellenic American Academy would not change. Phase one would include 11,416 square feet on the south side of the building. Phase two would occupy the entire building and the school would occupy the space as enrollment dictates. This is estimated to be three to four years after completion of phase one. The Plan Commission voted 5-0 in favor of the request.

Trustee Jester believes this is a good use for the property. Mayor Rosenthal appreciates the cooperation with the Rochelle Zell school.

Trustee Jester moved to accept the report and recommendation of the Plan Commission. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

CONSENT AGENDA

ORDINANCE O-20-02 CREATING ZONING REGULATIONS FOR TREEHOUSES, PLAYHOUSES, PLAYSETS AND OTHER PLAYGROUND EQUIPMENT – 2R

An Ordinance authorizing Text Amendments to Article 2.03-D to adopt regulations for treehouses, playhouses, playsets and other playground equipment. Second Reading.

ORDINANCE O-20-03 AMENDING SECTIONS 17-4, 17-6 AND 17-9 OF THE MUNICIPAL CODE RE: ILLICIT DISCHARGES INTO THE STORM SEWER – 2R

An Ordinance amending the Municipal Code to provide the Village of Deerfield the ability to more stringently regulate illicit discharges to the Middle and West Forks of the Chicago River. Second Reading.

ORDINANCE O-20-04 MODIFYING A SIGN AT 1460 WAUKEGAN ROAD (DEERFIELD BP) – 2R

An Ordinance granting a modification from the Zoning Ordinance to allow a single sign face area of 41.02 square feet in lieu of the allowed 32 square feet, an aggregate sign face area of 82.05 square feet in lieu of the allowed 64 square feet, a sign height of 16 feet in lieu of the allowed 6 feet and a back-to-back sign face separation of 13 inches in lieu of the allowed maximum of 12 inches. Second Reading.

RESOLUTION R-20-02 APPROVING A RESTATED VILLAGE MANAGER EMPLOYMENT AGREEMENT

A Resolution approving an employment agreement for the Village Manager that restates and updates relevant terms and conditions from the original 2007 agreement.

Trustee Struthers moved to accept the Consent Agenda and adopt the Ordinances and Resolution. Trustee Oppenheim seconded the motion. The motion passed by the following vote

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

**RESOLUTION R-20-03 APPROVING  
AN AMENDMENT TO THE  
PERSONNEL POLICIES AND  
PROCEDURES MANUAL OF THE  
VILLAGE OF DEERFIELD RE:  
HARASSMENT**

Administrative Service Coordinator Desiree van Thorre presented the changes to the personnel manual. She outlined there were three changes. All employees must now participate in annual harassment training. There is now wording that notifies employees that harassment can be reported to other avenues other than staff. And anti-

harassment training is required for elected officials.

Trustee Oppenheim moved to adopt the Resolution. Trustee Shapiro seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

**AUTHORIZATION TO AWARD THE  
WATER SYSTEM MODELING  
CONTRACT**

Mr. Phillips reported the last water system models were performed in 1998 and 2014. The department is looking to evaluate the water quality, source of supply, storage and distribution. They are also

looking for a demand analysis, an improvement plan and a water and sewer rate study. As part of the five-year Capital Improvement Program, the department has plans to engineer and construct infrastructure improvements throughout the Village. Many of the improvements include water main construction and maintenance of portions of the distribution system. The new model will provide information for project planning and system maintenance for many years.

The department has interviewed several qualified design firm consultants in an effort to select the firm that may provide the best service for water service modeling. Baxter and Woodman seemed to be most qualified for this project. The department budgeted \$200,000 for this project.

Trustee Oppenheim moved to award the water system modeling contract to Baxter and Woodman in an amount not to exceed \$146,600. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

**RESOLUTION R-20-04 FOR THE MFT  
DEERFIELD ROAD RESURFACING  
PROJECT**

The MFT Resolution appropriates and authorizes maintenance expenditures for the 2020 Deerfield Road resurfacing project. The project will include resurfacing Deerfield Road from the Metra viaduct

to Wilmot Road and will be completed in conjunction with the Lake County resurfacing project of Deerfield Road west of Wilmot Road. Assistant Village Engineer Tyler Dickinson reported the budgeted amount of the project is \$1,000,000, which includes \$750,000 in MFT funds.

Trustee Struthers moved to adopt the MFT Resolution for the 2020 Deerfield Road resurfacing project. Trustee Shapiro seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

PUBLIC HEARING RE: THE  
VILLAGE'S STORM WATER  
MANAGEMENT PLAN AS REQUIRED  
BY THE NATIONAL POLLUTANT  
DISCHARGE ELIMINATION SYSTEM

Mr. Dickinson indicated that as part of the Village's Storm Water Management Plan, the Village needs to hold a public meeting where public comments can be heard.

Trustee Shapiro moved to open the Public Hearing. Trustee Oppenheim seconded the motion. The motion passed unanimously on a voice vote.

Trustee Oppenheim did not realize there were regulations for construction site cleaning and hosing down concrete and cement mixers. Some of the construction materials can be hazardous. She would like staff to inform residents what is not allowed so it can be stopped. Trustee Jester noted there is a tremendous amount of documentation and reporting. Mr. Lichterman noted the Village can put information in D-Tales and on the Village website.

Resident Arnold Footle noted he sees contractors flushing water into the street and sewer. He questioned who to call at night. Staff directed him to the non-emergency Police Department line.

Trustee Oppenheim move to close the Public Hearing. Trustee Benton seconded the motion. The motion passed unanimously on a voice vote.

AUTHORIZATION OF COST  
PARTICIPATION IN THE FOUNTAINS  
SUBDIVISION POND DREDGING  
PROJECT

As part of the Fountains Subdivision HOA, Trustee Benton recused himself. Mr. Phillips reported the Fountains of Deerfield subdivision has a centrally located detention that was designed with a specific storage volume. Once the maximum storage volume

is achieved, the basin flows through an outflow pipe and eventually reaches the Village's storm sewer collection system. The Village has met with members of the HOA several times, and learned that 38 percent of the tributary storm water comes from the Village-owned storm sewer system. Since the Village storm sewer system contributes to the sediment that is deposited within the basin, the HOA is requesting that the Village participate financially with respect to the dredging project.

The Mayor and Village Board approved the Village's financial participation in May of 2019. The final cost of the project was \$85,000, increasing the Village obligation from \$26,600 to \$32,300. The Village agreed that our financial participation would come in the way of a waiver of permitting fees for several infrastructure projects that were completed in 2019. The Village collected \$14,925 in permitting fees. Therefore, the new recommendation is to refund the permitting fees and pay the remaining \$17,374, for a total of \$32,300 to the HOA as our contribution to the dredging project.

Trustee Shapiro moved to authorize the cost of participation in the Fountains Subdivision dredging project. Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Jester, Oppenheim, Seiden, Shapiro, Struthers (5)

NAYS: None (0)

RECUSE: Benton (1)

DISCUSSION

NW MUNICIPAL CONFERENCE

Mayor Rosenthal and Mr. Street, along with representatives from Bannockburn, Highland Park, Lake Forest and Lake Bluff met with State Senator Julie Morrison and State Representative Bob Morgan to discuss issues for the Northwest Municipal Conference legislative agenda. The issues included a service tax, sales tax receipt reductions and IDOT problems and delays. Senator Morrison will be at the Northwest Municipal Conference brunch.

COMMITTEE OF THE WHOLE

Mr. Lichterman reported there will be a Committee of the Whole meeting on January 27, 2020, from 5 to 7 pm.

ADJOURNMENT

There being no further business or discussion, Trustee Benton moved to adjourn the meeting. Trustee Shapiro seconded the motion. The motion passed unanimously on a voice vote. The meeting was adjourned at 8:26 p.m.

The next regular Board of Trustees meeting will take place on Monday February 3, 2020, at 7:30 p.m.

APPROVED:

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Mayor

ATTEST:

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Village Clerk