

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
February 21, 2023**

(Approved: March 7, 2023)

A record of a legally convened regular meeting of the Council of the Village of Winnetka, which was held at the Council Chambers on Tuesday, February 21, 2023, at 7:00 PM.

- 1) Call to Order. President Rintz called the meeting to order at 7:01 PM. Village Manager Bahan called the roll. Present: Trustees Rob Apatoff, Andy Cripe, Tina Dalman, Robert Dearborn, Kim Handler, and John Swierk. Absent: None. Also present: Assistant Village Manager Kristin Kazenas, Deputy Village Clerk Berina Gradjan, Village Attorney Peter Friedman, Community Development Director David Schoon, Water & Electric Director Brian Keys and approximately 2 persons in the audience.
- 2) Pledge of Allegiance. President Rintz led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) March 7, 2023 Regular Meeting All of the Council members present said they expect to attend with the exception of Trustee Dearborn, who stated that he will not be in attendance.
 - b) March 14, 2023 Study Session All of the Council members present said they expect to attend with the exception of Trustee Apatoff and Trustee Dalman, who stated that they will not be in attendance.
 - c) March 21, 2023 Regular Meeting All of the Council members present said they expect to attend with the exception of Trustee Dalman, who stated that she will not be in attendance.
- 4) Public Comment. None.
- 5) Reports:
 - a) Trustees
 - i) Trustee Apatoff commends improved retail vacancy rates in the business districts.
 - b) Attorney. None.
 - c) Manager. None.
 - d) Village President.
 - i) President Rintz informs Council on Congressman Brad Schneider's visit and engagement with the community.
- 6) Approval of the Consent Agenda.

Trustee Swierk has requested to remove Resolution No. R-24-2023: Approving an Outdoor Dining Agreement with Paradise Foods Italia LLC dba Tocco (Adoption) and Resolution No. R-25-2023: Approving an Outdoor Dining Agreement with Good Grapes (Adoption) for separate consideration.

Trustee Swierk, seconded by Trustee Cripe, moved to approve the Consent Agenda. By voice vote, the motion carried.

7) Consent Agenda

- a) Approval of Village Council Minutes.
 - i) January 33, 2023 Special Meeting
 - ii) January 31, 2023 Special Study Session
 - iii) February 7, 2023 Regular Meeting
- b) Approval of Warrant List dated January 27, 2023 – February 9, 2023 in the amount of \$508,954.24.
- c) Resolution No. R-23-2023: Approving a Contract with Rubino Engineering, Inc. for Material Testing Services (Adoption)
- d) Resolution No. R-26-2023: Approving a Non-exclusive License Agreement for the Use of the Elm Street Train Station Parking Lot and Station Park for a Farmers Market (Adoption)
- e) Resolution No. R-27-2023: Authorizing an Extension of the Agreement with Christy Webber & Company for the Commercial District Floral Program (Adoption)
- f) Resolution No. R-28-2023: Awarding a Contract to St. Aubin Nursery & Landscape Group, Inc. for the Purchase and Planting of Parkway Trees (Adoption)
- g) Resolution No. R-29-2023: Waiving Bidding and Approving the Purchase of Pedestrian Lighting from KSA Lighting & Controls Inc (Adoption)
- h) Approval of Annual Outdoor Seating Area Permits (Adoption)

Trustee Cripe, seconded by Trustee Apatoff, moved to approve the foregoing items on the Consent Agenda by omnibus vote. By roll call vote, the motion carried. Ayes: Trustees Apatoff, Cripe, Dalman, Dearborn, Handler, and Swierk. Nays: None. Absent: None.

Resolution No. R-24-2023: Approving an Outdoor Dining Agreement with Paradise Foods Italia LLC dba Tocco (Adoption)

Council discusses concerns related to the increase of square footage, matters related to rent, sales, taxes, and seating capacity related matters.

Council discusses that the Village has not denied an outdoor seating permit to date and will continue to work diligently with the businesses in town to consider new ideas.

Trustee Cripe, seconded by Trustee Handler, moved to adopt Resolution No. R-24-2023. By roll call vote, the motion carried. Ayes: Trustees Apatoff, Cripe, Dalman, Dearborn, and Handler. Nays: Trustee Swierk. Absent: None. Abstain: None.

Resolution No. R-25-2023: Approving an Outdoor Dining Agreement with Good Grapes (Adoption)

Trustee Cripe, seconded by Trustee Dalman, moved to adopt Resolution No. R-25-2023. By roll call vote, the motion carried. Ayes: Trustees Apatoff, Cripe, Dalman, Dearborn, and Handler. Nays: Trustee Swierk. Absent: None. Abstain: None.

8) Ordinances and Resolutions.

a) Ordinance No. M-04-2023: 232 Sheridan – GFA, Corner & Rear Yard Setback Variations (Introduction)

Community Development Director David Schoon informs Council of a request submitted by the applicants requesting the approval of zoning variations to allow construction of a two-story addition to the west side of the existing residence.

David Schoon informs Council of matters related to a private road easement, an amended site plan proposed by the applicant, and the advisory board approvals.

The applicant addresses Council regarding historic preservation of the property and the proposed requested zoning variations.

Trustee Dearborn, seconded by Trustee Handler, moved to introduce Ordinance No. M-04-2023. By voice vote, the motion carried.

b) Ordinance No. MC-03-2023: Amending Chapter 13.08 of the Winnetka Village Code Concerning Interconnection of Renewable Energy Sources (Introduction)

Water & Electric Director Brian Keys informs Council of the proposed changes to the Village Code regarding the Interconnection of Renewable Energy Sources addressing legislative changes, recommendations from the Illinois Municipal Utility Association, customer feedback, and improvements to support administration of the code.

Brian Keys provides information regarding the history of the policy for Interconnection of Renewable Energy Sources, specific Village Code changes, wholesale cost, retail cost, and customer credit related to energy usage, matters related to residential and commercial energy usage, and coverage related to homeowners insurance.

Council discusses various types of solar panels, current zoning regulations, statistics related to residential solar panel usage, seasonal wholesale rates, concerns related to customer usage, costs, and credit, and matters related to the Electric Plant budget.

Public Comment

Andrew Offenbacher addresses Council on Village Code changes and energy usage.

President Rintz confirms that the Village Code, given future changes to energy consumption and adaption, can be amended to comply with consumer needs.

Trustee Apatoff, seconded by Trustee Cripe, moved to introduce Ordinance No. MC-03-2023. By voice vote, the motion carried.

c) Resolution No. R-30-2023: Amending Resolution No. R-117-2022 to Amend the Method of Calculating Renewable Energy Production Credits (Introduction)

Water & Electric Director Brian Keys informs Council that current calculations are based on residential rates, however, the proposed changes will allow for commercial and government institutions to be charged the applicable rate based on the customer category.

Trustee Cripe, seconded by Trustee Apatoff, moved to introduce Resolution No. R-30-2023. By voice vote, the motion carried.

9) Old Business. None.

10) New Business. None.

11) Appointments: None.

9) Closed Session for the Purpose of Discussing Personnel Pursuant to Section 2(c)(1) of the Open Meetings Act.

Trustee Dearborn, seconded by Trustee Dalman, moved to adjourn to Closed Session for the Purpose of Personnel Pursuant to Section 2(c)(1) of the Open Meetings Act and to adjourn the Open Meeting automatically and immediately upon the conclusion of the Closed Session without the conduct of any further business or comments. By roll call vote, the motion carried. Ayes: Trustees Apatoff, Cripe, Dalman, Dearborn, Handler, and Swierk. Nays: None. Absent: None.

The Council adjourned into Closed Session at 8:20 p.m.

10) Adjournment. The Closed Session meeting ended at 9:45 p.m.

/s/Berina Gradjan, Deputy Village Clerk
Recording Secretary