

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
March 5, 2024**

(Approved: April 2, 2024)

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, March 5, 2024, at 7:00 PM.

- 1) Call to Order. President Rintz called the meeting to order at 7:01 PM. Village Manager Rob Bahan called the roll. Present: Trustees Kirk Albinson, Rob Apatoff, Tina Dalman, Robert Dearborn, Kim Handler, and Bridget Orsic. Absent: None. Also present: Assistant Village Manager Kristin Kazenas, Deputy Village Clerk Berina Gradjan, Village Attorney Peter Freidman, Community Development Director David Schoon, and approximately 19 persons in the audience.
- 2) Pledge of Allegiance. President Rintz led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) March 12, 2024 Study Session All of the Council members present said they expect to attend.
 - b) Thursday, March 21, 2024 Regular Meeting All of the Council members present said they expect to attend with the exception of Trustee Dalman.
- 4) Public Comment.
 - i. Ted Wynnichenko addresses Council regarding the Bertling-Hill-Woodland pathway vacation and lakefront access.
 - ii. Rocky Flinterman and Terry Dason provide information regarding the 2024 Winnetka Farmer's Market including specification and vendors.
- 5) Reports.
 - a) Landmark Preservation Awards Presentation.

Each Spring, the Landmark Preservation Commission accepts nominations for the annual preservation award program, honoring construction projects preserving the history and charming characteristics of the Village. LPC Chairman Jack Coladarci presents the awards for restoration; 500 Maple Street, 656 Ardsley Road, 740 Ardsley Road, and rehabilitation; 1100 Pelham Road.
 - b) Trustees. No report.
 - c) Attorney. No report.
 - d) Manager. No report.
 - e) Village President. No report.
- 6) Establishment of the Consent Agenda.

Trustee Albinson seconded by Trustee Apatoff moved to approve the Establishment of the Consent Agenda. By voice vote, the motion carried.

Approval of the Consent Agenda

- a) Approval of Village Council Minutes
 - i. February 6, 2024 Special Closed Session
 - ii. February 6, 2024 Regular Meeting
- b) Approval of Warrant List Dated February 9, 2024 – February 22, 2024 in the amount of \$1,345,795.01.
- c) Resolution No. R-21-2024: Approving an Extension Agreement for Professional Services with Strand Associates Inc. for Engineering and Other Related Work Related to Design and Construction Services for the Water Plant (Adoption)
- d) Resolution No. R-22-2024: Rejecting all Bids, Waiving Bidding Requirements, and Awarding a Contract to Siemens Industry, Inc. for the Purchase of a 15KV Circuit Breaker (Adoption)
- e) Resolution No. R-23-2024: Approving a Contract with the Okonite Company for the Purchase of 15KV Underground Cable (Adoption)
- f) Resolution No. R-26-2024: 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)
- g) Resolution No. R-29-2024: Awarding a Contract to Total Elevator Service LLC for the Elevator Modernization Project (Adoption)
- h) Resolution No. R-30-2024: Approving a Contract with Northern Divers USA, Inc. for Intake Cleaning and Video Inspection (Adoption)
- i) Resolution No. R-31-2024: Waiving Bidding Requirements and Awarding a Contract to Bosak Ford for the Purchase of a Vehicle (Adoption)
- j) Resolution No. R-32-2024: Extending a Contract with Christy Webber & Company for Landscape Maintenance Services (Adoption)
- k) Approval of Annual Outdoor Seating Area Permits (Adoption)
- l) Approval of Amended Village Council Meeting Schedule for 2024

Trustee Albinson 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 Albinson, Apatoff, Dalman, Dearborn, Handler, and Orsic. Nays: None. Absent: None.

7) Ordinances and Resolutions.

- a) Ordinance No. MC-04-2024: Amending Chapter 15.60 of the Winnetka Village Code Concerning Window Sign Regulations (Introduction/Adoption)

The Design Review Board unanimously recommended that Village Council amend the Village Code to permit staff to administratively approve the placement of window signage applied to both the interior and exterior of a window.

Trustee Dearborn, seconded by Trustee Albinson, moved to waive introduction of Ordinance No. MC-04-2024. By voice vote, the motion carried unanimously.

Trustee Albinson, seconded by Trustee Handler, moved to adopt Ordinance No. MC-04-

2024. By roll call vote, the motion carried. Ayes: Trustees Albinson, Apatoff, Dalman, Dearborn, Handler, and Orsic. Nays: None. Absent: None.

b) Resolution No. R-24-2024: Approving an Outdoor Dining Agreement with Paradise Food Italia LLC D/B/A Tocco (Adoption)

While key provisions of the outdoor dining agreement for Tocco are consistent with last year, Assistant Village Manager Kristin Kazenas reviews changes to the agreement that address concerns regarding customer access to street parking, volume of music, and musical acts impacting both sides of Chestnut Court.

The agreement will permit music in the outdoor seating area on Wednesdays, Saturdays, and Sunday, however, the music levels must comply with Village Code and may not cause a public nuisance. Additionally, the agreement provides updates regarding parking concerns and elimination of street closure during April and October due to weather conditions.

Public Comment.

Bruno Abate, owner of Tocco, expresses gratitude for working in the Village and hopes that he and neighboring businesses can cordially work alongside one another.

Marie, Tocco employee, commends Council for granting accommodations regarding parking and ensures that Tocco will monitor noise levels while the agreement is in effect.

Bella Kaminsky, owner of Bellas Day Spa, addresses Council regarding concerns related to parking, noise level, and disruption of business operations as a result of outdoor dining.

Teresa Lucas expresses concerns regarding Tocco and its outdoor dining agreement.

Council discusses parking concerns specific to Tocco, Bellas Day Spa, Good Grapes, and neighboring Chestnut Court businesses, and agreement terms and conditions.

Trustee Dearborn suggests memorializing expectations regarding the outdoor dining agreement, incorporate protection of impacted Chestnut Court businesses, further consideration of parking, musician setup, and permitted window of outdoor setup.

Council defers the item to the March 21st meeting. Without objection, the item is deferred.

c) Resolution No. R-25-2024: Approving an Outdoor Dining Agreement with Good Grapes, LLC (Adoption)

Good Grapes has submitted a request for an outdoor dining agreement consistent with the previous year's agreement. Assistant Village Manager Kristin Kazenas informs Council of updates such as allowing music during permitted times while ensuring the music must comply with Village Code and not create a public nuisance, reduction of parking spaces, elimination of street closure during April and October due to weather conditions.

Teresa Lucas addresses Council regarding the benefits of street closure, business scheduled events, and matters related to parking.

Council discusses the agreement terms and conditions.

Trustee Orsic, seconded by Trustee Apatoff, moved to adopt Resolution No. R-25-2024. By roll call vote, the motion carried. Ayes: Trustees Albinson, Apatoff, Dalman, Dearborn, Handler, and Orsic. Nays: None. Absent: None.

d) Resolution No. R-27:2024: Approving a Non-Exclusive Agreement for Use of Winnetka

Property for the Winnetka Music Festival (Adoption)

Trustee Handler recused herself from the discussion.

Assistant Village Manager Kristin Kazenas addresses Council regarding the approval of an agreement for the Winnetka Music Festival co-sponsored by the Village of Winnetka and the Winnetka-Northfield-Glencoe Chamber of Commerce. The agreement is consistent with the prior year agreement with the exception of the date update scheduled for Friday, June 14, 2024, and Saturday, June 15, 2024.

Scott Myers presents information about the Music Fest and Village wide provided support.

Council discusses the importance of interactions with impacted businesses by the Music Fest.

Public Comment

John Phelan addresses concerns related to 711 Elm Street closure and concerns regarding residential parking at the condominiums.

Trustee Apatoff, seconded by Trustee Albinson, moved to adopt Resolution No. R-27-2024. By roll call vote, the motion carried. Ayes: Trustees Albinson, Apatoff, Dalman, Dearborn, and Orsic. Nays: None. Abstain: Trustee Handler. Absent: None

e) Resolution No. R-28:2024:Approving an Agreement with A. Lamp Concrete Contractors, Inc. for the 2024 Street Rehabilitation and Public Improvement Project (Adoption)

Assistant Village Engineer Obaid Khalid addresses Council regarding the 2024 Street Rehabilitation and Public Improvement Project annual infrastructure maintenance and improvements including roadway resurfacing, reconstruction, and patching, sidewalk improvements, Village alley maintenance, underground utility improvements, and water main replacements.

Additionally, Mr. Khalid provides information related to the impacted streets, scope of work, matters related to bidding, and project costs and annual cost increases.

Council discusses matters related to the FY budget, cost fluctuations and implications, and staff anticipated cost projections. Village Manager Rob Bahan advises Council on variability related to the marketplace and impacts on labor costs.

Trustee Dalman, seconded by Trustee Apatoff, moved to adopt Resolution No. R-28-2024. By roll call vote, the motion carried. Ayes: Trustees Albinson, Apatoff, Dalman, Dearborn, Handler, and Orsic. Nays: None. Absent: None.

8) Old Business. None.

9) New Business. None.

10) Appointments: None.

11) Closed Session for the Purpose of Discussing Pending and Probable or Imminent Litigation pursuant to Sections 2(c)(11) of the Open Meetings Act.

Trustee Dalman, seconded by Trustee Albinson, moved to adjourn to Closed Session for the Purpose of Discussing Pending and Probable or Imminent Litigation pursuant to Sections 2(c)(11) of the Open Meetings Act. Under the motion, when the Council adjourns the closed session, the open meeting will automatically and immediately adjourn as well without the conduct of any further business or comments. By roll call vote, the motion carried. Ayes:

Trustees Albinson, Apatoff, Dalman, Dearborn, Handler, and Orsic. Nays: None. Absent: None.

12) Adjournment. The Closed Session meeting adjourned at 9:12 p.m.

/s/ Berina Gradjan, Deputy Village Clerk

Recording Secretary