

**MINUTES
WINNETKA VILLAGE COUNCIL
REGULAR MEETING
September 20, 2022**

(Approved: xx)

A record of a legally convened regular meeting of the Council of the Village of Winnetka, which was held in the Council Chambers at Village Hall on Tuesday, September 20, 2022, at 7:00 PM.

- 1) Call to Order. President Rintz called the meeting to order at 7:03 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, Police Chief Marc Hornstein, Village Attorney Ben Schuster, and approximately 9 persons in the audience.
- 2) Pledge of Allegiance. President Rintz led the group in the Pledge of Allegiance.
- 3) Quorum.
 - a) Thursday, October 6, 2022 Regular Meeting All of the Council members present said they expect to attend. President Rintz states that he will not be in attendance.
 - b) October 11, 2022 Study Session All of the Council members present said they expect to attend.
 - c) October 18, 2022 Regular Meeting All of the Council members present said they expect to attend.
 - d) October 28, 2022 Fiscal Year 2023 Budget Review All of the Council members present said they expect to attend.
- 4) Public Comment. None.
- 5) Reports:
 - a) Trustees.
 - i) Trustee Cripe thanks everyone who attended at the September 11th flag planting.
 - b) Attorney. None.
 - c) Manager. None.
 - d) Village President.
 - i) President Rintz states that he and Village Manager Bahan met with staff from the Cook County Forest Preserve regarding an intergovernmental agreement for the Stormwater Management Wetland Project. President Rintz reflects on the power and importance of Lake Michigan and how important it is to take care of this valuable resource.
- 6) Approval of the Agenda. Trustee Cripe, seconded by Trustee Apatoff, moved to approve the Agenda. By voice vote, the motion carried.

7) Consent Agenda

a) Village Council Minutes.

- i. August 16, 2022 Regular Meeting
- ii. September 6, 2022 Regular Meeting

b) Approval of Warrant List dated August 4, 2022 – August 17, 2022 in the amount of \$1,842,734.39.

- a) Resolution No. R-96-2022: 93 Green Bay Road Parking Lot Contract (Adoption)
- b) Resolution No. R-98-2022: Village Hall Bell Tower Repairs (Adoption)
- c) Resolution No. R-99-2022: Monitoring Wells Abandonment Change Order (Adoption)
- d) Resolution No. R-101-2022: Waiving Competitive Bidding and Ratifying an Agreement with Meade, Inc. for Emergency Traffic Signal Repairs (Adoption)

Trustee Cripe, seconded by Trustee Dalman, 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.

8) Ordinances and Resolutions.

a) Resolution No. R-100-2022: A Resolution Calling for Federal and State Action on Gun Safety and Violence (Adoption)

President Rintz indicates that Council will be considering a Resolution calling for Federal and State action on gun safety and violence. The Village Attorney has advised Council that there is a State preemption and a recent Supreme Court ruling that limits the Council's ability to expand any requirements. President Rintz defers the discussion to a later date in order to ensure that Village Attorney Peter Friedman will be in attendance.

Public Comment.

Charl Capria, on behalf of Kaity Brandtor, thanks Council for their time and consideration reflecting on the devastating events at the Highland Park Shooting.

Lauren Harper thanks Council for approaching gun related issues and urges Council to come together to stand for change while also encouraging New Trier Township High School to engage in conversation of safe gun storage measures.

Speaker name not stated, thanks Council for their service and reflects on the lack of education behind secure gun storage of gun owners.

Jean Bishop reflects on the beautiful nature of Lake Michigan. Ms. Bishop shares her story regarding gun violence in the community and thanks Council for their civic duty.

Natalie Ernest reflects on a letter signed on behalf of the members of the community regarding matters related to safe gun storage and encourages Council to take action on gun control matters.

Lizzy Kelly thanks Council for the discussion related to gun violence issues. Ms. Kelly reflects on the Hubbard Woods school shooting and encourages Council to consider making changes.

Jackie Raimo expresses her disappointment regarding the State's preemption and indicates her interest in working towards gun related safety measures.

Kate McNally thanks Council for their service, commitment, thoughtfulness, and courage.

Speaker name not stated, reflects on personal experiences related to gun violence and indicates the importance of presence to make change.

President Rintz commends the value of Winnetka being a safe place and is disheartened to hear the community question safety in the Village. President Rintz expresses hope in the State, Federal, and local representatives standing for change.

Members of Council unanimously express their disappointment in the immense amount of gun violence related issues at a local and national level and express their disappointment at the State and Federal levels lack of attention and effort to work towards resolving gun related issues.

Council deliberates various matters pertaining to gun related issues such as the process to obtaining a FOID card, manufactures and sellers, negligence related matters, and implementation measures related to firearm safety.

Council members discuss changes to certain language within the Resolution presented in order to finalize a more structured and thorough document allowing Council to move forward with improving public safety regarding gun violence and ally with local, State, Federal, and private entities.

Trustee Handler motions to introduce, rather than adopt, Resolution No. R-100-2022, suggesting additional time for the community to review the document and provide feedback to Council.

Trustee Handler, seconded by Trustee Apatoff, moved to introduce Resolution No. R-100-2022. By roll call vote, the motion failed. Ayes: Trustees Apatoff and Handler. Nays: Trustees Cripe, Dalman, Dearborn, Swierk. Absent: None.

Village Manager Bahan confirms the proposed changes suggested by members of the Council related to the Resolution as follows:

~~WHEREAS, the American Public Health Association has found that gun violence is a leading cause of premature death in the United States, killing more than 38,000 people and injuring nearly 85,000 every year; and~~

WHEREAS, the Village stands in solidarity with other Illinois local governments and the State of Illinois to promote safe firearms practices and programs, but recognizes the ineffectiveness inadequacy of local firearms regulations without comprehensive statewide regulations to protect our communities from gun violence; and

~~WHEREAS, assault weapons are military grade weapons, designed and configured for combat use with the sole purpose of shooting as many people as possible, as quickly as possible; and~~

WHEREAS, assault weapons and large-capacity magazines are designed for the sole purpose of allowing a shooter to fire repeated shots without having to reload; and

WHEREAS, assault weapons and large-capacity magazines ~~are combat weapons and~~ do not belong in the hands of civilians; and

WHEREAS, the United States Congress and the Illinois General Assembly must act to try to stop this threat ~~to our American freedom~~ and take immediate action to ban assault weapons and large-capacity magazines so that they cannot be used by civilians on our streets, in our markets, in our houses of worship, in our schools, special events, parades, and all other community gatherings and events.

- a. Ban the sale and possession of assault style weapons, as well as high-capacity magazines and body armor, except as needed by military and law enforcement bodies.
3. We call on the United States Congress to repeal the Protection of Lawful Commerce in Arms Act. ~~and all other statutes providing immunity to liability for the manufacturer and sellers of assault weapons for their negligence, recklessness, or failure to know their customers in the marketing and sale of firearms.~~
4. We call on the State of Illinois to enact stricter enhanced rules for the issuance of Firearms Owners Identification (“**FOID**”) cards, and ~~and we call on the State~~ to more rigorously screen applicants for FOID cards and make more comprehensive use of clear and present danger reporting data in connection with the review of FOID card applications.

President Rintz commends the work of Council on a difficult discussion

Trustee Cripe, seconded by Trustee Dalman, moved to adopt Resolution No. R-100-2022, as amended. By roll call vote, the motion carried. Ayes: Trustee Apatoff, Cripe, Dalman, Dearborn, Handler, and Swierk. Nays: None. Absent: None.

9) Old Business. None.

10) New Business. None.

11) Appointments:

- a) Appoint current Environmental and Forestry Commission member Patrick Hanley to a full term as Environmental and Forestry Commission Chair – his term will expire on September 20, 2025.

Trustee Dalman, seconded by Trustee Apatoff, moved to appoint Patrick Hanley to a full term as Environmental and Forestry Commission Chair. His term will expire on 9/20/2025. By roll call vote, the motion carried. Ayes: Trustees Apatoff, Cripe, Dalman, Dearborn, Handler, and Swierk. Nays: None. Absent: None.

- b) Appoint Peter Eck to a three-year term on the Environmental and Forestry Commission – his term will expire on September 20, 2025. Peter is filling a vacancy from Chuck Dowding’s resignation.

Trustee Dalman, seconded by Trustee Cripe, moved to appoint Peter Eck to a three-year term on the Environmental & Forestry Commission. His term will expire on 9/20/2025. Peter is filling a vacancy from Chuck Dowding’s resignation. By roll call vote, the motion carried.

Ayes: Trustees Apatoff, Cripe, Dalman, Dearborn, Handler, and Swierk. Nays: None.
Absent: None.

- c) Appoint Mark Haller to a full term on the Zoning Board of Appeals. His term will expire on September 20, 2027.

Appointment deferred to a later meeting.

- 12) Closed Session for the Purpose of Discussing the Purchase or Lease of Real Property for the Use of the Public Body, Including Meetings Held for the Purpose of Discussing Whether a Particular Parcel Should be Acquired Pursuant to Section 2(c)(5) of the Open Meetings.

Trustee Dearborn, seconded by Trustee Cripe, moved to adjourn to Closed Session for the Purpose of Discussing Pending Litigation Pursuant to Section 2(c)(5) 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, Dalman, Dearborn, Mancini, and Swierk. Nays: None. Absent: None.

The Council adjourned into Closed Session at 8:55 p.m.

- 13) Adjournment. The Closed Session meeting ended at 9:30 p.m.

/s/Berina Gradjan, Deputy Village Clerk
Recording Secretary