



**MINUTES OF THE CITY OF HIGHWOOD  
COMMITTEE OF THE WHOLE OF THE HIGHWOOD CITY COUNCIL  
COUNCIL CHAMBERS – SEPTEMBER 15, 2009**

**1. CALL TO ORDER**

Mayor Pecaro called the meeting of the Highwood City Council Committee of the Whole to order at 6:04 p.m.

**2. Roll Call**

Present: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda  
Absent: --

Also present: C. Pecaro, Mayor; M. Burke, City Clerk; P. Lenzini, City Treasurer; G. Jackson, City Manager; T. Lovejoy, Fire Chief; J. Harding, Director of Community Development & Water Distribution; A. Marrin, Assistant City Manager; D. Blondin and J. Stein, City Attorneys

There being a quorum present, Mayor Pecaro announced the meeting to be in session

**3. Executive Session**

n/a

**4. Any Action Necessary Coming Out of Executive Session**

n/a

**5. Review of Minutes**

**5.1. Committee of the Whole minutes: August 18, 2009; September 1, 2009**

**5.2. Regular meeting of the City Council: August 18, 2009; September 1, 2009**

-- one correction noted on 8-18-09 COW minutes in Section 15.1.2 vote was 5 to 3.

**5.3. Executive Session of the Committee of the Whole: September 1, 2009;**

**5.4. August 18, 2009; August 4, 2009; June 2, 2009; July 7, 2000**

-- Approval of September 1 and June 2 minutes will be deferred.

**6. Appointments.**

Mayor Pecaro reviewed five appointments he expects to present to the Council at the next City Council meeting.

**7. Special Business**

There will be a presentation by Solid Waste Agency of Lake County (SWALCO) at the regular meeting

**Mayor Pecaro requested and received permission from the Council to suspend the agenda to review the items to consider for the Consent Agenda**

**8. Items for consideration on Consent Agenda for regular city council meeting**

**8.1. Ordinance No. 2009-\_\_\_\_\_ : An Ordinance Amending the Property Maintenance Code of 2006. (14.1; COW 10.1 & 11.1)**

Mayor Pecaro said that the goal is to make sure the accomplishes what we want it to accomplish. He then turned the discussion over to Alderman Linari who first apologized for having just gotten the document to the council.

There was an extended discussion about whether anything was being "reinstated." The attorneys said that the submitted version repealed and then readopts certain sections that have already been adopted.

Alderman Linari said that where she felt the problem started was that the code as presented said "name of jurisdiction" rather than "City of Highwood". The next thing she felt it important to change was "code official" to "Director of Community Development" so that it was clear who was meant. The attorneys pointed out that the city of Highwood does not have a position called "code official".

The attorneys' discussion of Section 104.4.1 focused on the city getting access to a dwelling unit to do an inspection when the tenant refused them access if not at home because the tenant could also refuse access later on.

There was then a discussion about the new code and what was or wasn't in it. Mr. Blondin said that the new code had some bells and whistles that weren't in the old code.

Mr. Blondin then said that this ordinance can't reinstate anything because we have a new base code that the council is working from; that they are not working from the old base code.

**8.2. Ordinance No. 2009-\_\_\_\_\_ : An Ordinance for a Residential Permit Parking Plan for DeRoo Loop. (14.2; COW 10.5 & 11.2)**

Alderman Cahnmann asked about who paid the estimated \$600 cost and whether it would be charged to the residents of the building receiving the benefit. He was told that the city pays it; that every time the city does something there is some cost associated with it. Alderman Sepulveda suggested that as the city makes more special accommodations, the council should think about the issues now arising on Lakeview.

**8.3 Approval of Lease Renewal for the Highwood Bocce Court, 440 Bank Lane. (14.3; COW 10.6 & 11.3)**

Alderman Linari explained that the lease was extended to 2049 as long as it stayed a Bocce Court and its membership did not fall below 50.

**9.3 Ordinance No. 2009-\_\_\_\_\_ : An Ordinance Placing a Moratorium on the Increase of Impervious Surface. (14.4; COW 10.2 & 11.4)**

Mayor Pecaro pointed out that this issue was going to the Plan Commission the next day as an indication that it would be dealt with on a timely basis.

**9.4 Ordinance No. 2009-\_\_\_\_\_ : An Ordinance Adopting the IAPMO Code. (14.5; COW 10.3 & 11.5)**

Alderman Harpster said that the few minor changes requested by B&F had been incorporated into the document presented to Council for adoption. He explained that this

code does not require the use of solar energy in new construction, it just provides inspection guidelines when solar is used.

**9.5 Motion to Approve Purchase of In-Car Video Equipment from the DUI Fund not to exceed \$20,000 (14.6; COW 10.8 & 11.6)**

Mr. Jackson explained that the DUI fund was not taxpayer money; that it was directed to the law enforcement agency that made the arrest. Total bill will be \$23,071 less the \$7,500 grant.

*The Council then returned to the regular order of the agenda.*

**9. New Business (Agenda Item 9)**

**9.1. Consideration of Variation Ordinance for 205 Sheridan Avenue, John Gale.**

The property owner needed 4 variations in order to build a detached 2-car garage on his property. His request is to use about 13% more impervious surface than is allowed for his lot. At his hearing the Zoning Board placed restrictions on the type of material he could use for any driveway improvement. That restriction is in their findings and recommendations, not the ordinance.

Alderman Murphy-Pieri raised the question of how many ZBA members had to vote for a recommendation for it to be brought to council. She said that she thought that it took 4 yes votes to recommend something to the council since it was a 7 person board; further she said that the 4 vote requirement was not affected by how many board members participated in the consideration of the issue. Mr. Harding said that he had consulted with council and that all that was needed was 3 if that was a majority of the members at the meeting. Mr. Blondin said that they would look into it.

Alderman Falberg asked for a sample of the material to be used. Mr. Harding said that they material was not known yet. Alderman Harpster said that maybe he'd have the material when he came in for a permit.

Alderman Murphy-Pieri suggested that all requests such as this be looked at in terms of what could happen in the future under a different owner if the request was granted.

Alderman Falberg asked for a visual representation of what was intended before the council acted on this request.

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Because of the time, Mayor Pecaro requested a motion to recess the COW so that the Council meeting could start at the scheduled time. Alderman Falberg so moved; Alderman Sepulveda seconded. The meeting was recessed at 7:28 p.m.

The COW meeting reconvened at 9:45 p.m.

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Mr. Harding brought pictures of the planned garage and site plans. Alderman Harpster noted that not allowing the property owner to build the requested garage would promote on-street parking. He said that if the concern is that we want to keep the streets clear of cars parked overnight because of concerns for public safety, garages were something the council should want to encourage. He also pointed out that what the city is concerned with is the number of residents in the home, not the number of cars.

Alderman Cahnmann asked if a smaller garage would address any of the problems. Mr. Harding said that since this is a non-conforming lot, anything required a variance.

Alderman Harpster suggested that looking at the run-off co-efficient of water of any project and using that to set permit fees should be considered.

**9.2. Discussion of Underage Drinking Ordinance.**

Mr. Jackson explained that this came from the Lake County Chiefs of Police organization with a model ordinance addressing the penalties associated with hosting parties for underage drinkers.

**9.3. Review and Discussion of Intergovernmental Agreement between the City of Highwood and the Solid Waste Agency of Lake County, Illinois.**

Mr. Jackson asked to have this item removed.

**9.4. Discussion of Proposed Three Way Stop at the Intersection of Euclid Avenue and Western Avenue.**

Recommendation is for one stop sign because road dead-ends to west and to north.

**9.5. Discussion of a Proposed Stop Sign on Lockard Lane at Burchell Avenue.**

This was previously turned down. Mr. Jackson said that because of the activity associated with the ball field across the street and since the costs were minimal, the current recommendation is to install a stop sign for traffic going from Lockard to Burchell.

Alderman Murphy-Pieri asked about criteria for putting up stop signs. Mr. Blondin said they were know as warrants. He said that it was not mandated by state law that you have warrants.

**9.6. Discussion of a Proposed Stop Sign and Do Not Enter Sign on Rienzi Lane at Lyster Road.**

Recommendation is that it definitely needs to be there.

**10. Old Business (Agenda Item 10)**

**10.1. Discussion of an Ordinance Amending to the Property Maintenance Code 2006.**

Discussed as part of the Consent Agenda

**10.2. Discussion of Adopting 2006 IAPMO Solar Energy Code of 2006**

Discussed as part of the Consent Agenda

**10.3. Discussion of A City Of Highwood Code of Conduct.**

Mayor Pecaro referred everyone to the draft of a code of conduct that was provided to them this evening. As he read it, it became evident that the previously introduced code that the council had rejected had been inadvertently provided instead of the new document.

**10.4. Discussion of an Ordinance for a Residential Permit Parking Plan for DeRoo Loop**

Discussed as part of the Consent Agenda

**10.5. Discussion of Lease Renewal for the Highwood Bocce Court, 440 Bank Lane.**

Discussed as part of the Consent Agenda

**10.6. Discussion of an Ordinance Providing for the Lease of Certain Public Property, Highwood Bocce Court.**

Referenced in the Consent Agenda.

**10.7. Discussion of IAPMO Solar Energy Code and Recommendations from B&F.**

Discussed as part of 10.2

**11. Adjournment**

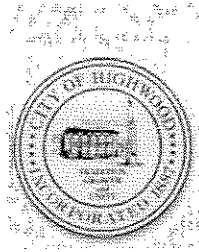
There being no further business, upon a motion made by Alderman Cahnmann, seconded by Alderman Falberg, and passed unanimously by voice vote the meeting was adjourned at 10:45 p.m.

RESPECTFULLY SUBMITTED,

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MARCIA BURKE, CITY CLERK

REVIEWED AND ACCEPTED BY THE HIGHWOOD CITY COUNCIL ON: \_\_\_\_\_, 2009



**CITY OF HIGHWOOD**  
**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL**  
**CITY COUNCIL CHAMBERS - TUESDAY, SEPTEMBER 15, 2009**

**1. Call to Order**

Mayor Pecaro called the meeting to order at 7:36 p.m.

**2. Roll Call**

Present: Mayor Pecaro; Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda electronically after receiving the consent of the council.

Absent: --

Also present: M. Burke, City Clerk; P. Lenzini, City Treasurer; G. Jackson, City Manager; T. Lovejoy, Fire Chief; L. Rossi, Police Chief, J. Harding, Director of Community Development & Water Distribution; A. Marrin, Assistant City Manager; D. Blondin and J. Stein, City Attorneys

There being a quorum present, the Mayor announced the meeting to be in session.

**3. Pledge of Allegiance**

Everyone present rose to say the Pledge of Allegiance

**4. Executive Session**

None

**5. Any Action Necessary Coming Out of Executive Session**

N.A.

**6. Approval of Minutes**

6.1. Committee of the Whole minutes: August 18, 2009; September 1, 2009

Alderman Fiore made a motion to approve the Committee of the Whole minutes of August 18, 2009 as presented. Alderman Cahnmann seconded. Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

Committee of the Whole minutes of August 18, 2009 accepted as presented by a vote of 8 Aye, 0 Nay.

Alderman Fiore made a motion to approve the Committee of the Whole minutes of September 1, 2009 as presented. Alderman Cahnmann seconded. Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri

Nay: --

Abstain: Sepulveda

Committee of the Whole minutes of September 1, 2009 accepted as presented by a vote of 7 Aye, 0 Nay 1 Abstain.

6.2. Regular meeting of the City Council: August 18, 2009; September 1, 2009

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Alderman Fiore made a motion to approve the minutes of the Regular Meeting of the City Council for August 18, 2009 as corrected. Alderman Cahnmann seconded. Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

Minutes of the Regular Meeting of the City Council for September 1, 2009 accepted as presented by a vote of 8 Aye, 0 Nay.

Alderman Fiore made a motion to approve the minutes of the Regular Meeting of the City Council for September 1, 2009. Alderman Cahnmann seconded. Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri

Nay: --

Abstain: Alderman Sepulveda

Minutes of the Regular Meeting of the City Council for September 1, 2009 accepted as corrected by a vote of 7 Aye, 0 Nay, 1 Abstain.

- 6.3. Executive Session of the Committee of the Whole: June 2, July 7, August 4, 2009, August 18, 2009, and September 1, 2009

Alderman Linari made a motion to approve the minutes of the Executive Session of the Committee of the Whole for July 7, August 4, 2009, and August 18, 2009 as presented.

Alderman Harpster seconded. Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

Minutes of the Executive Session of the Committee of the Whole for July 7, August 4, 2009, and August 18, 2009 accepted as presented by a vote of 6 Aye, 0 Nay, 2 Abstain.

**7. Appointments.**

Mayor Pecaro said that he anticipates making five appointments at the next meeting of the City Council.

**8. Special Business**

Presentation by Mr. Walter Willis, Solid Waste Agency of Lake County (SWALCO).

SWALCO is the solid waste diversion planning function for all of Lake County. As of now, Lake County recycles about 45% of its solid waste. Even so, the landfill used by Lake County is projected to have to close in 10-12 years.

Highwood is the 41<sup>st</sup> municipality in Lake County to join this Agency. We currently have residential but not commercial recycling. When Highwood next renegotiates the commercial waste hauling contract, 95 gallon totes that are emptied 2 times a week should be required. This should not carry any additional costs.

There are also electronic wastes recycling programs in which we can participate -- and start to get paid for our recyclables.

Mr. Willis' full report is available at City Hall.

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**9. Presentation and Approval of Bills**

The Finance Department requested that the Council approve payment of Claims of \$188,231.77, Claims in Vacation of \$11,226.32, and Payroll of \$186,751.92 for a total of \$386,210.01.

Alderman Linari made a motion to approve the requested payments, seconded by Alderman Sepulveda.

Alderman Falberg made a motion to amend the main motion to consider claims and claims in vacation separately, seconded by Alderman Cahnmann. By a voice vote of 7 Aye to 1 Nay the amendment was passed.

Alderman Linari then made a motion to approve the Claims, excluding Claims in Vacation, as presented, seconded by Alderman Falberg.

Discussion: Alderman Fiore requested and received an explanation of the Greco bill for work related to the Farmers' Market. Alderman Murphy-Pieri asked if there had been total spending on any line item that exceeded the appropriation for that line item. Treasurer Lenzini responded that she had not yet researched that question for the current set of bills.

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

Payment of Claims in the amount of \$374,983.69, which includes Claims of \$188,231.77 and Payroll of \$186,751.92, was approved by a vote of 8 Aye, 0 Nay with no abstentions.

Alderman Linari then made a motion to approve the Claims in Vacation as presented, seconded by Alderman Falberg.

Discussion Alderman Falberg requested and received clarification that what was being considered was the approving Claims in Vacation as presented with the understanding that this was the last time such Claims in Vacation would be presented; that in the future all bills would be reviewed by the Finance Committee before being presented for payment.

Mr. Blondin explained that absent special contractual provisions overriding it, bill payment was governed by the Prompt Payment Act, which should preclude interest charges for any bill paid under the proposed schedule.

Alderman Falberg asked Mr. Jackson to be sure that in the future all bills were date stamped on receipt. Mr. Jackson assured him that staff would be consistent about date stamping bills in the future.

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

Payment of Claims in Vacation in the amount of \$11,226.32 was approved by a vote of 8 Aye, 0 Nay with no abstentions.

Mayor Pecaro requested that any questions about the recently emailed Raysa & Zimmerman bill be raised before the next meeting.

**10. Treasurer's Report**

Treasurer Lenzini stated that since she still had not been given full access to the City's financial data by the Finance Department, she could no longer present or sign-off on the monthly

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Treasurer's Report.

Mayor Pecaro asked if the City was required to have such a signed report on file and that, if so, whether he could sign it. Mr. Blondin said that he would have to research that and get back to him.

**11. Public Input**

No one desired to be heard on a topic not on the agenda.

**12. Mayor's Report**

Mayor Pecaro explained to the community that everything that might reduce the tax burden on Highwood property owners was on the table for consideration. He said that the Council was looking at the budget and how to transform it, stressing that the City was looking for sources of income and sources of debt.

**Committee Reports.**

**Long Term Planning** – Alderman Harpster, Chair and **Finance** – Alderman Linari, Chair

Alderman Harpster reported that Finance and LTP had a joint meeting at which a representative from Mesirov spoke about bonds. Bonding is required because Public Works estimates that it has \$22million in infrastructure work over the next 15 years. Alderman Harpster said that the \$22 million was probably the minimum amount of funds that would be required. He explained that once the Council decided on what infrastructure projects are wanted, that the next step would be to determine what the City can afford.

Alderman Linari said that the next step is to prioritize the City's needs, especially with infrastructure.

Alderman Bruni promised total transparency in the accounting for the proceeds of any bonds.

Alderman Harpster gave an update on the rain barrel program. He re-iterated that the Coca-Cola Company had donated 300 syrup barrels; that Highwood was being assisted State Senator Susan Garrett, the HPHS Green Club, Forest City, and the Town of Fort Sheridan Master Homeowners' Association.

Members of the HPHS Green Club and Alderman Harpster will be taught how to assemble and install the rain barrels.

The program will be presented to the community at an assembly/press conference at Oak Terrace School on October 24 at 2:30pm. At that time, pre-assembled rain barrels will be provided to classes that would want to participate in a painting contest.

**Public Outreach** - Alderman Murphy-Pieri, Chair and **Mayor's Committee on Special Events** – Alderman Falberg, Chair.

Alderman Murphy-Pieri reported that she is continuing to work on developing funding sources so that a Highwood newsletter could again be published.

Alderman Falberg reported that the Parisian Market would host 50 vendors this month and that this is attracting a lot of buyers to Highwood. He said that one of the goals is to attract antique and art dealers to locate here.

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Alderman Falberg reported that the Farmers' Market is doing quite well. He also reminded the community that the 21<sup>st</sup> of October would be both the last Farmers' Market this season and also a prelude to the pumpkin fest planned for next year. The goal this year will be to light up 1,000 jack-o-lanterns at one time as practice for trying for the world record of 32,000 next year.

The next meeting of the joint committee will be on Tuesday, September 22 at 7pm.

**Public Safety** – Alderman Cahnmann, Chair

At its next meeting which will be on Tuesday, October 8, the Public Safety Committee will consider proposals for traffic signs at 3 locations: Lockard and Burchell; Euclid and Western; and Rienzi and Lyster. The committee plans to consider information on permit parking that is to be provided by staff. Also on the agenda is hearing from the organizations that have submitted proposals to review provision of police services in Highwood. A similar study on fire services is planned.

Later on today's agenda, a request for funding for video equipment for police squad cars will be considered.

**Parks and Recreation** – Alderman Fiore, Chair

An Agreement for Park Rental should be available for first reading at the next Council meeting. The City was moving forward on new playground equipment for Everts Park.

**Legislative** - Alderman Murphy-Pieri, Chair, reported that the Property Maintenance Code was on the agenda tonight for final approval. She noted that this Code was discussed in detail at the September 1 Council meeting and that final action was tabled until today's meeting.

The next meeting of the Legislative Committee will be Tuesday, September 22, 2009 at 6 p.m. and that they would be discussing the Life-Safety Code. She said that everyone was welcome to attend and participate.

**13. Consent Agenda**

***All items were removed from the Consent Agenda and will be considered separately***

**13.1. Ordinance No. 2009-O-33: An Ordinance Amending the Property Maintenance Code of 2006.**

Motion to approve an ordinance amending the Property Maintenance Code of 2006 by Alderman Fiore, seconded by Alderman Linari.

*(Consideration of this ordinance was tabled at the previous council meeting; as part of the motion to table the Council directed that the ordinance be sent to B&F for review)*

Attorney Blondin requested that Mr. Stein explain what they understood the changes to be as agreed to at the COW.

Attorney Stein:

- "Name of jurisdiction" to be replace with "City of Highwood"
- "Code official" to be replaced with "Director of Community Development of the City of Highwood"
- Section 104.4.1 to be removed entirely
- 106.5 is renumbered as 106.6 and is to begin "In a manner provided by law,

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property owners who have been. . . "

- 111.1 is to stay in
- 111.2 "Board of Appeals" to be changed to "Highwood Appeals Commission" per section 2-8-1 of the Highwood City Code.
- Section 3 of the ordinance is to read "to the extent provided by law. . . "

Alderman Fiore then made a motion to approve the ordinance amending the Property Maintenance Code of 2006 as presented but with the changes outlined by Attorney Stein. Alderman Linari seconded.

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

The ordinance as amended was adopted by a vote of 8 Aye, 0 Nay with no abstentions

*Mayor Pecaro thanked everyone who worked on this piece of legislation including the outside residents who worked on it non-stop.*

**13.2. An Ordinance for a Residential Permit Parking Plan for DeRoo Loop.**

***Ordinance No. 2009-O-34: An Ordinance Amending Sections 7-5-6 and 3-2-1A of the Highwood City Code***

Alderman Falberg made a motion to approve "An Ordinance for a Residential Permit Parking Plan for DeRoo Loop", seconded by Alderman Harpster.

Discussion: It was pointed out that the ordinance as presented to the Council did not include the six-month sunset provision that the Council had requested. It was subsequently noticed that there was an error in Section 4 that said that the ordinance would be valid from October 1, 2009 to November 30, 2009. These issues will both be resolved by changing November 30, 2009 to March 31, 2010.

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

The ordinance as amended was adopted by a vote of 8 Aye, 0 Nay with no abstentions.

**~~13.3. Approval of Lease Renewal for the Highwood Bocce Court, 440 Bank Lane.~~**

***Ordinance No. 2009-O-35: AN ORDINANCE PROVIDING FOR THE LEASE OF CERTAIN PUBLIC PROPERTY -- HIGHWOOD BOCCO COURT***

Alderman Bruni made a motion that the council approve the lease renewal for the Highwood Bocce Court, 440 Bank Lane. Alderman Harpster seconded the motion.

Public Input: Steve Goldstein, business owner, 210 Green Bay Road, asked what rent the Bocce Club was charged and what its obligations were to the City in

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consideration of that rent. On being told that the rent was \$500/month and that all that was required was normal upkeep, Mr. Goldstein discussed why he viewed that as unfair to both property tax payers and competing businesses. He said that he felt the city should slow down in its consideration of providing this land at this rent to a private club. In response to a question from Alderman Harpster, Mr. Goldstein said that he would recommend having the property professionally valued and then leased at the market rate.

Arnold Goldstein, business owner, 210 Green Bay Road, said that the City had a delicate balancing act between preserving its rich culture of which the Bocce Club is a part and even-handed treatment of all organizations that impact the City's health; that as trustees of the City's assets, the council should determine the fair market value of the land and make the lease conditional, including placing additional requirements on any for profit segments of the Club.

Enzo Fiorenza, a Highwood resident and a founding member of the Club, said the Bocce Club was envisioned as a community center for the City's seniors and that it was made into a private organization so as not to draw on the City's financial resources.

Joe Ori, president of the Bocce Club and resident of Highland Park, said that the Club only sold liquor to members or their guests. He noted that the club only charged \$50/year for someone to be a member and reminded the Council that a lot of members were old timers. He informed the Council that the Bocce Club does pay property taxes.

Alderman Sepulveda said that his only concern is the length of time – that a 50-year commitment of city land to a private club seemed excessive.

Alderman Murphy-Pieri noted that the club was very welcoming to seniors.

Alderman Harpster said that the club is a 501(c)(3) not-for-profit organization.

Mr. Ori said that the club paid sales taxes as best it could.

Mr. Goldstein said that he recommended that in consideration of the below market rent, the city should require that the club make substantial improvements to the property; that it be limited to seniors if it is a senior center; and that it be required to show that it was a 501(c)(3).

Mr. Jackson said that the ordinance had been posted in the Highwood Public Library in accordance with the requirements of Highwood's home rule ordinance; a city owned property cannot be leased for more than 20 years without except by going through an RFP process to allow bidding on the lease.

Alderman Sepulveda asked counsel if the Council was supposed to have adopted an ordinance allowing this lease prior to approving the lease. The response was that the ordinance being considered reflects that it is being adopted pursuant to Highwood's home rule powers.

Mr. Blondin suggested that with the concurrence of the mover, the seconder, and the council the language of the lease be amended to require the Bocce Court, Inc. to be a not-for-profit organization recognized as a 501(c)(3) under the IRC and that the term

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of the lease in the Ordinance be stated as August 31, 2059. The amendment was accepted by voice vote.

Vote on the motion as amended:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri

Nay: Alderman Sepulveda

The ordinance as amended was adopted by a vote of 7 Aye, 1 Nay with no abstentions

13.4. **An Ordinance Placing a Moratorium on the Increase of Impervious Surface.**  
**Ordinance No. 2009-O-36: An Ordinance Establishing a Temporary Moratorium on Increases in Impervious Surface Area of Developed Non-Conforming Residential Lots In The City's Residential Districts.**

Alderman Linari made a motion to adopt An Ordinance Placing a Moratorium on the Increase of Impervious Surface. Alderman Harpster seconded.

Discussion: The moratorium would be for a 120-day period. It was noted that Mr. Harding, Director of Community Development & Water Distribution, had previously told the Council that this would provide an adequate amount of time for the City to develop a recommendation on how to deal with the water run-off problem on a long-term basis.

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

The ordinance was adopted by a vote of 8 Aye, 0 Nay with no abstentions.

13.5. **Ordinance No. 2009-O-37: An Ordinance Adopting the IAPMO Uniform Solar Code.**  
Alderman Falberg made a motion to approve adopting the IAPMO Code, seconded by Alderman Sepulveda.

Discussion: These are solar energy regulations for new construction. They only are used if someone chooses to use solar power. The code provides a guide for our inspection staff. The standard ordinance as presented included some verbiage changes that were recommended by B&F and by counsel.

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Murphy-Pieri, Sepulveda

Nay: --

The ordinance was adopted by a vote of 8 Aye, 0 Nay with no abstentions.

13.6. **Motion to Approve Purchase of In-Car Video Equipment from the DUI Fund not to Exceed \$20,000.**

Alderman Fiore made a Motion to Approve Purchase of In-Car Video Equipment from the DUI Fund not to Exceed \$20,000. Alderman Bruni seconded.

Discussion: The Police Department received a \$7,500 grant (source not identified) that

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had to be spent by September 30 or it would be forfeited. So as not to forfeit the \$7,500 in grant funds, the Police Department had requested that the Council approve the expenditure of up to \$20,000 in DUI funds to purchase:

4 video units for	16,800
a server system for	3,811
a wireless network	650
and installation	<u>1,810</u>
TOTAL	23,071

Mayor Pecaro noted that the department was growing. Alderman Falberg asked several times about any training costs. Chief Rossi said that there was no charge for training or set-up. Alderman Falberg asked about maintenance. Chief Rossi explained the standard warranty and said that an extended one was available at the cost of \$400/camera.

Alderman Fiore asked Chief Rossi to confirm that installation of this video equipment would get Highwood up to speed with the neighboring communities and Chief Rossi confirmed that it would.

Public Input: Paula Bernstein, 144 Ronan Road, asked if the City had talked to anyone who already has this equipment; what was known about expected maintenance costs; and whether the extended warranty had to be purchased at the same time as the equipment. Chief Rossi responded that he had talked to Bannockburn and that they were happy with the system.

This will equip 4 of the 5 marked cars (the 5<sup>th</sup> is used as a reserve car).

Vote:

Aye: Aldermen Bruni, Cahnmann, Falberg, Fiore, Harpster, Linari, Sepulveda

Nay: Alderman Murphy-Pieri

The motion was passed by a vote of 7 Aye, 1 Nay with no abstentions.

**14. Unfinished Business.**

Paula Bernstein asked whether anything had been done yet about the August 18<sup>th</sup> incident. Mayor Pecaro responded that it would be handled in the Committee of the Whole Meeting that would reconvene after this meeting is adjourned. He said the Council would be reviewing a Code of Conduct that would address this.

**15. New Business.**

none

**16. Adjournment.** As there was no further business, Mayor Pecaro requested a motion to adjourn. Alderman Sepulveda so moved, seconded by Alderman Cahnmann. The motion was passed unanimously by a voice vote. The meeting was adjourned at 9:40 p.m.

Respectfully submitted,

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Marcia Burke, City Clerk

Accepted by the City Council on \_\_\_\_\_, 2009