

Village of Riverwoods  
Board of Trustees Meeting  
December 19, 2006

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:00PM.

IV. Approval of Minutes

Board of Trustees Meeting – December 5, 2006

Trustee Graditor moved to approve the minutes. Trustee Dunn seconded. Trustee Svatik stated on page three, the sixth line of the second to last paragraph, should read “These are residents who have applied for a real estate tax freeze.” Trustee Graditor pointed out on page four, last line of her Committee Report, “roofing and siding” should be changed to “additions and renovations.” Trustee Dunn stated on page three, fourth line, “the Village” should be added in after “into.” Motion was carried by voice vote. Trustee Masterson abstained.

V. Treasurer’s Report

Hal Roseth was not at the meeting. Pres. Kaplan very briefly went over the Village’s finances.

VI. Urban Forest Management

Not present

VII. Engineer’s Report

Pat Glenn told the Board that they are continuing with the water main design to connect our water system to Northbrook’s.

VIII. Director of Community Services Report

Not Present

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Atty. Huvad told the Board that the Plan Commission Meeting in December was cancelled.

XI. Police Report

Chief Weinstein told the Board that 119 traffic citations were issued since the last meeting. There were 467 case reports and 211 traffic accidents written since the beginning of the year. He stated that the budget proposal for the Police Department is completed and has been sent out to all of the trustees.

XII. Village Attorney's Report

Atty. Huvad reported that he and Pres. Kaplan attended a meeting with the city manager in Highland Park. It was about the purchase of water. They are going to be expanding their water plant. All of the water agreements that Highland Park has with other municipalities are set to expire at the same time. That will be in about a year and a half. They want to renegotiate all of their agreements at the same time. They want to deal with the communities that purchase water indirectly from them as well. Atty. Huvad stated that Riverwoods falls into this category because we purchase water from Deerfield. Deerfield purchases water from Highland Park. He explained that Highland Park wants to do this for financial reasons. They want to know that they are going to get the financial support that they need for the water plant expansion. Pres. Kaplan added that Highland Park is finding reasons for us to help support their \$25M expansion. Atty. Huvad reminded the Board that Northbrook will not be able to supply us with all of our water. We are going to have to be in negotiations to purchase water from Highland Park. Pres. Kaplan asked when Riverwoods will be able to purchase water from Northbrook. Pat responded "probably this fall." Atty. Huvad stated that Northbrook is going to be constrained in the amount of water that they can sell to us until they update their water system. We will be able to purchase a minimum of 325K gallons a day from Northbrook once we are hooked up. Pat told the Board that Northbrook will be able to supply all of the water that we need except during the summer peak.

XIII. Comments by the President

Pres. Kaplan told the Board that the water levels of the monitored wells are about the same as this time last year.

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Pres. Kaplan stated that Landmarks Illinois will be at the Board of Trustees Meeting on February 6<sup>th</sup>. They want to make a pitch for the National Registry of Historic Places. Trustee Svatik asked why they are coming. Pres. Kaplan responded that he did not know.

Pres. Kaplan told the Board that the Board of Trustees Meetings schedule for next year is out. The only meeting that does not run on the usual 1<sup>st</sup> and 3<sup>rd</sup> Tuesday schedule is in April. The April meetings will be on April 10<sup>th</sup> and 17<sup>th</sup>.

Pres. Kaplan stated that Lake County Department of Transportation is looking into a bike path that would go from Thornmeadow to the LCFPD on the other side of the River. It looks as if they have settled on a ten-foot wide bike path that runs on the south side of Deerfield Road. He added that this path would be funded by CMAC grant. Trustee Norris reported that he had attended a meeting on the subject today. The proposal is from LCDOT. It would coordinate with the bike path that we already have established. The project was presented as connecting up to what already exists. LCDOT is hoping to get the needed funding. The fact that the proposed bike path is wider than we had planned for could be an issue. Pat added that he had asked about this project being a part of their fiscal '08 budget. They would have to move quickly to get it done because they are hoping it will be a CMAC grant. Trustee Graditor stated that by working together we are more likely to get this for both of us. Pat told the Trustees that this would be an 80-20 grant. Trustee Norris commented that it is a good deal.

XIV. Visitors Wishing to Address the Board

None

XV. Approval of Bills

Trustee Dunn moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Masterson seconded the motion.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 (Bills approved)

XVI. Old Business

None

XVII. New Business

Pres. Kaplan brought up the subject of the Ordinance concerning Culvert Regulations. Trustee Svatik moved to waive the first reading of an Ordinance Amending Provisions of the Village Code Concerning Culvert Regulations. Trustee Masterson seconded the motion. The motion was carried by voice vote.

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Trustee Dunn moved to have a second reading and adoption of an Ordinance Amending Provisions of the Village Code Concerning Culvert Regulations. Trustee Masterson seconded the motion. Pat explained that the amendments to this Ordinance will update it to reflect what we are now requiring regarding culverts in the Village. When a home is torn down we are requiring that a new culvert be put in. Manufacturing and materials have changed. We used to allow corrugated metal; now we allow only concrete or ductile iron.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6 – 0 Ordinance 06-12-28

XVIII. Executive Session

Trustee Haber moved to recess to Executive Session according to Section 5C4 of Open Meeting Act for personnel. Trustee Dunn seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6 – 0

The meeting went into Executive Session at 8:40PM.

The meeting returned to regular session at 9:00PM.

Trustee Svatik moved to approve the proposed salary increases as presented for Village Hall and Police Department personnel. Trustee Dunn seconded the motion. Trustee Haber asked about the cost of the insurance. Pres. Kaplan commented that it went up last year. Chief Weinstein stated that it is \$6 something. Pres. Kaplan reported that if the Village pays the insurance for an employee, the Village pays 100% of single coverage.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6 – 0

Trustee Haber commented that all of the Village employees are doing a great job.

Pres. Kaplan stated that the next meeting will be January 2<sup>nd</sup> at 8PM. He wished everyone “Happy Holidays.”

Trustee Dunn congratulated the Caucus nominees.

Trustee Haber moved to adjourn the meeting. Trustee Masterson seconded the motion. The motion was carried by voice vote.

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The meeting adjourned at 9:05PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Russ Kraly  
Morry Weinstein

Absent:

Bruce Masterson

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Board of Trustees Meeting – November 21, 2006

Trustee Dunn moved to approve the minutes. Trustee Graditor seconded. Motion was carried by voice vote. Trustee Svatik abstained.

V. Consultants

Gewalt Hamilton

Not present

Director of Community Services

Nothing

Village Attorney

Atty. Huvad told the Board that he attended a Breakfast Meeting with the attorneys for the Vernon Area towns. They included the attorneys for Mundelein, Lincolnshire, and Vernon Hills. The conversation of the morning was AT&T – Project Lightspeed. Some of the communities are pursuing Memos of Understanding with AT&T. The Mayors' Caucus is suggesting that all communities follow their lead. AT&T will agree to pay as a telecommunications company, but not as a cable company. That way AT&T gets to do what they want in the right of way, but don't get taxed. Mundelein has had some success with painting the utility boxes black and adjusting their location. Atty. Huvad reported

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that there was discussion that they think the boxes will get smaller. Some communities want to have the competition with Comcast. A possible problem is that AT&T does not want to provide service to everyone. It will not be universal. AT&T will provide some protection and income to those communities. He added that the attorneys at the meeting reported that some of their residents want the Lightspeed. Congress may resurrect the issue. Springfield may push for legislation. Trustee Haber questioned if there is anything that we can do as a Home Rule community. Atty. Huvard stated "no." He stated that "Telecommunication Service Provider" needs to be better defined. The related tax needs to be better defined. Villages have limited ability to check to make sure that they are getting the correct taxes from the telecommunications companies. Trustee Haber asked if we can pick up the tax. Atty. Huvard stated that he would look into it. Pres. Kaplan commented that AT&T probably does not want to do anything in Riverwoods because it is expensive to put in lines because we are so spread out. We have not yet been contacted by AT&T. He indicated that he thought we would be the last community to be contacted.

Urban Forest Management  
Not present

Plan Commission Report  
Atty. Huvard told the Board that the next Plan Commission meeting has been cancelled due to a lack of agenda.

Zoning Board of Appeals  
Not present

VI. Police Report

Chief Weinstein told the board that 89 traffic citations were issued since the last meeting. There were 453 case reports and 193 traffic accidents written since the beginning of the year. He reported that he has been in contact with Connect-CTY. This is the company that will provide the citizen notification capabilities to the Village. He hopes to have a press release for the next Village Voice announcing the new system. We are currently training for the system. Chief Weinstein stated that Pat Glenn has provided the company with the map of the Village. We may be up and running after December 19<sup>th</sup>. Pres. Kaplan added that with the system 85% - 90% of the residents will be able to be notified by the automated system.

VII. Comments from the President

Pres. Kaplan reported that he attended a meeting with Trustees Graditor and Dunn, the Chief, and other residents on teenage drinking. The meeting in Highland Park was well attended with about 400 people. He commented that the real push is going to be on educating parents on teen drinking. The speakers were more concerned about parents

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supporting drinking. It is sending the wrong message. He stated that there will be lots of things coming out in the future pertaining to this issue in teenage drinking. Chief Weinstein indicated that this is the third organization that has had a meeting about this issue since the fatal accident in Deerfield. There is a big push to get involved. Trustee Dunn stated that Mayor Harris donated money for the cause. Pres. Kaplan added that the money came from fines of local establishments that were serving alcohol to minors. Trustee Graditor commented that the numbers were frightening. 48% of kids surveyed admitted to driving with a drunk driver within the last 90 days. 71% of the kids got their alcohol from a friend's house, but 98% of parents said that they do not give their kids alcohol. Trustee Dunn commented that she would like to look into the Village donating some money to the organization.

VIII. Visitors Wishing to Address the Board

None

IX. Old Business

Pres. Kaplan brought up the subject of the Tax Levy Ordinance. Trustee Dunn moved to have a second reading of the Village of Riverwoods Tax Levy Ordinance for the Fiscal Year ending December 31, 2006. Trustee Graditor seconded the motion. Atty. Huvad stated that there were no changes made.

Roll Call Vote -       Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                              Nays:           None  
                              Absent:        Masterson  
                              Motion carried – 5– 0           Ordinance 06-12-26

XI. New Business

Pres. Kaplan brought up the Ordinance Directing a Rebate of Taxes Collected on the Sale of Natural Gas. Trustee Graditor moved to waive the first reading of an Ordinance Directing a Rebate of Taxes Collected on the Sale of Natural Gas within the Village of Riverwoods for the 2006-2007 Heating Season. Trustee Dunn seconded the motion. The motion was carried by voice vote.

Trustee Dunn moved to have a second reading and adoption of an Ordinance Directing a Rebate of Taxes Collected on the Sale of Natural Gas within the Village of Riverwoods for the 2006-2007 Heating Season. Trustee Svatik seconded the motion. Atty. Huvad handed out the latest version of the Ordinance. Trustee Svatik stated that last year 24 homes qualified for the rebate. This year there are 31. This is based on 2005 income of less than \$45K. These are residents who have applied for a real estate tax freeze. Our numbers come from the County. They do the work to figure out who is eligible. Trustee Svatik reported that of the 24 who qualified last year, 13 participated for a total cost the

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Village of \$1,009. That comes to \$76 a person. Trustee Norris commented that these residents do qualify as having a hardship. This helps them out.

Roll Call Vote -      Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                              Nays:           None  
                              Absent:       Masterson  
Motion carried – 5– 0           Ordinance 06-12-27

Pres. Kaplan mentioned the Dutch Elm Disease Survey. The removal of the trees has been assigned to three companies. Russ explained that the handout is a breakdown of how the work has been allocated. He stated that Chuck Stewart broke out the costs from each bid. The work is to go to the company that submitted the lowest bid per tree or trees. Trustee Norris moved to approve the bids as highlighted and decided upon by Urban Forest Management for the removal of Dutch Elm Diseased trees. Trustee Svatik seconded the motion.

Roll Call Vote -      Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                              Nays:           None  
                              Absent:       Masterson  
Motion carried – 5– 0

Pres. Kaplan told the Board that he is concerned about the costs of the Police and Fire Departments. We have no control over the cost of the Fire Department. The cost of the two districts is \$1,844,188.60. That is twice the cost of the Police Department. Trustee Dunn asked if this included ambulance services. Pres. Kaplan responded that it did not.

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Trustee Graditor told the Board that there were no permits issued last month for new home construction. Only miscellaneous permits issued were for additions and renovations.

Trustee Masterson – Water/Police/Fire

Absent

Trustee Svatik – Finance/Soil & Water

Trustee Svatik stated that he will be representing the Village on December 12<sup>th</sup> at The Children’s Advocacy Center. He also has a NSSRA meeting on December 13<sup>th</sup>. He told the Board that he talked to Steve Friedlander at a Chamber of Commerce Meeting. Mr. Friedlander feels that he can reduce the Village Hall’s cost for electricity. The largest part of that is the \$1,700 paid a month to operate the pumping station. He gave him a copy of the bill. Mr. Friedlander is looking into it.

Trustee Haber – Legal/Sewer

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Nothing

Trustee Dunn - Road & Bike Paths/Forestry

Trustee Dunn reported that she felt the Village did a good job with the roads on Friday. Pres. Kaplan asked Russ to make sure that the bike path has been plowed. Russ stated he would check it tomorrow.

Trustee Norris – Solid waste/Drainage/Storm water

Trustee Norris stated that he has received a formal rejection from the Hermann Estate. He added that he has a meeting with Senator Link on the Solid Waste Agency on Thursday.

Pres. Kaplan reported that the next meeting will be December 19<sup>th</sup> at 8:00PM.

Trustee Graditor moved to adjourn the meeting. Trustee Norris seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 8:30PM.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
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November 21, 2006

In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
John Norris  
Bruce Masterson  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Morry Weinstein  
Hal Roseth

Absent:

Russ Kraly, William Svatik

Minutes taken by Nancy Morten

The meeting was called to order at 8:00PM.

IV. Approval of Minutes

Board of Trustees Meeting- November 7, 2006

Trustee Dunn moved to approve the minutes. Trustee Graditor seconded. Trustee Masterson abstained. Attorney Huvad stated on page 4, second paragraph 7<sup>th</sup> line, take out rest of sentence, after know, and "add the definition of an agent" Add "hearing officers do have to be attorneys; agents do not." On the next line take out "not" and "add hearing before officers." Last line after "defined," add " in the impoundment ordinance." Page 5 1<sup>st</sup> paragraph, take out the line beginning with "In that ordinance." The next line after "get," take out the rest of the sentence and add "same protection as." 3<sup>rd</sup> paragraph 4<sup>th</sup> line take out "sub." Trustee Dunn said on page 2 the third paragraph, 5<sup>th</sup> line, change "the" to "they." Motion was carried by voice vote.

V. Treasurer's Report

There is not much change. There is an increase in the general fund ITIP. ITIP interest rate is 5.171%. That will give the village \$360,000.00 in annual interest. CD's are earning 3.65% to 4.186%.

VI. Urban Forest Management  
Not Present

VII. Engineer's Report

This year's Road Program is complete. There were biodegradable mats for replanting installed on Hoffman. Trustee Haber commented that he was very pleased with the work done in front of his residence on Hoffman. Pat Glenn will begin a field survey on the Sanders Road/ Northbrook Watermain.

VIII. Director of Community Services  
Not Present

IX. Zoning Board of Appeals Report  
Not Present

X. Plan Commission  
Not Present

XI. Police Report

Chief Weinstein told the board that 114 traffic citations were issued since the last meeting. There were 437 case reports and 173 traffic accidents written since the beginning of the year. Deerfield Police Department has donated their old car video cameras to us. They are the same models as two of ours and can be used for parts. There is a Town Hall Meeting on November 11, 2006 at Highland Park High School. This is in response to the recent deaths of the young adults in our community.

XII. Village Attorney's Report

Attorney Huvard has spoken to the developer of the 37 acres and they have received their construction numbers. They will analyze them and then set up a meeting to talk soon.

XIII. Comments from the President

Pres. Kaplan brought up the well report. The levels are the same as January 2006. The levels have been very consistent. He thanked Trustee Masterson for the graph he had made depicting the levels.

There is a correction in the mailing from the Caucus Nominating Committee. The date for the Consolidated Election in April is on April 17<sup>th</sup> not April 5, 2007. We will publish a corrected notice in the Village Voice.

The Holiday Party is December 18<sup>th</sup> at Village Hall at Noon. Please RSVP.

XIV. Visitors Wishing to Address the Board

XV. Approval of Bills

There was a motion made by Trustee Masterson and seconded by Trustee Norris to approve the bills. Trustee Dunn stated the Chicagoland Paving Bill in the amount of \$15,210.00 should be removed because it is not a bill. There should be only a \$10.00 fee. Roll Call Vote- Ayes: Dunn, Graditor, Haber, Norris, Masterson

Nays: None

Absent: Svatik

Motion carried 5-0

XVI. Old Business

2<sup>nd</sup> Reading- An Ordinance Establishing A System of Administrative Adjudication and Amending Chapter 6 of Village Code. Trustee Norris moved to have a second reading and adoption and Trustee Masterson seconded.

Roll Call Vote- Ayes: -Dunn, Graditor, Haber, Norris, Masterson

Nays: None

Absent: Svatik

Motion carried 5-0

Ordinance 06-11-24

Riverwoods Estates Letter of Credit. The motion to reduce the letter of credit to \$150,000.00 was made by Trustee Haber and seconded by Trustee Graditor.

Roll Call Vote- Ayes: Dunn, Graditor, Haber, Norris, Masterson

Nays: None

Absent: Svatik

Motion carried 5-0

XVII. New Business

Adoption of Resolution Ratifying Amendment of Amended Articles of Agreement for NSSRA. Attorney Huvad explained this allows Highwood to come in to NSSRA. Trustee Haber moved to adopt and Trustee Masterson seconded. Resolution 06-11-4. The motion was carried by voice vote.

The first reading of Ordinance Amending Provisions of the Village Code Concerning Curfew Offense. Trustee Norris moved to waive first reading, seconded by Trustee Masterson. The motion was carried by voice vote. Trustee Graditor moved to have a second reading of Ordinance Amending Provisions of the Village Code Concerning Curfew Offense, seconded by Trustee Dunn. Attorney Huvad explained the definition of minor child changed from under 17 years to under 18 years. Chief Weinstein said this is consistent with neighboring communities.

Roll Call Vote: Ayes: Dunn, Graditor, Haber, Norris, Masterson

Nays: None

Absent: Svatik

Motion carried 5-0

Ordinance 06-11-25

Tax Levy Ordinance for the Fiscal Year Ending December 31, 2006 first reading. The motion for first reading was made by Trustee Norris and seconded by Trustee Masterson. The police are about 4% over last year. Last year the levy was \$371,000.00 and this year it is \$388,000.00. Attorney Huvad talked with the tax extension office and feels this is as close as it should be. The motion was carried by voice vote.

A Resolution Approving a Reimbursement Agreement For A Water Main Extension on Ringland Road. The motion was made by Trustee Graditor and Trustee Dunn seconding. This developer brought water down Ringland Road. When the other houses tap on the developer will receive \$14,700.00 up to the amount of \$103,250.00. There is a two-year maintenance bond. Essentially this is an agreement we made. Usually Riverwoods installs the main.

Roll Call Vote: Ayes: Dunn, Graditor, Haber, Norris, Materson

Nays: None

Absent: Trustee Svatik

Motion carried 5-0

Resolution 06-11-05

Connect- CTY Agreement (An Emergency Communication System)

Chief Weinstein explains this is to notify residents in an Emergency. It records messages, notifies phone numbers, and redials three times. It can also call cell phones, pagers and e-mail addresses. Lincolnshire passed this a week ago. It is \$2.00 per house per year. There is a three-year agreement. You also can find out who answered the phone or if it went to voice mail. On the caller ID it will show Village of Riverwoods. There is a security access

to the system and only certain people will have the password. Trustee Norris moved to go ahead with this system, subject to council reviewing the contract. Trustee Graditor seconded.

Roll Call Vote: Ayes: Dunn, Graditor, Haber, Norris, Masterson

Nays: None

Absent: Trustee Svatik

Motion carried 5-0

President Kaplan asked Pat Glenn to update the database for houses on the flood plain.

Trustee Haber moved to adjourn the meeting. Trustee Masterson seconded the motion. The motion was carried by voice vote.

President Kaplan stated the next Board Meeting will be December 5, 2006 at 8PM.

The meeting adjourned at 8:55PM.

Respectfully Submitted,

Nancy Morten

Village of Riverwoods  
Board of Trustees Meeting  
November 7, 2006

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

Bruce Masterson

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Board of Trustees Meeting – October 17, 2006

Trustee Dunn moved to approve the minutes. Trustee Haber seconded. Trustee Svatik stated on page two, fourth line in the Plan Commission Report, “Glenn” should follow “Pat.” Fourth line down in the Police Report “They” should be replaced with “The Police Department.” Motion was carried by voice vote.

V. Consultants

Gewalt Hamilton

Pat Glenn told the Board that the contractor is a little behind on the final resurfacing of Hoffman Lane. It should be happening next Wednesday. FEMA has given the Village a community rating of an “8.” That entitles our residents to a 10% reduction in the flood insurance premiums. He added that we may be able to get to a “7” for 2007. Pres. Kaplan asked if the premium reductions should be automatic. Pat stated that they should be. He added that he will write a letter for the next newsletter to clarify the grandfathering of the flood plain elevations. A resident is grandfathered at the time his or her house is built. Residents may want to talk to their insurance companies to get additional information about their policy. Trustee Svatik asked about the community rating. Pat reported that there is a book that explains how the count is done. There is a 5% reduction in flood insurance premiums for each point that a community is able to lower their count. There

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are only two communities in Illinois that have a rating of a “5.” Pat explained that he is trying to be realistic with what we can do.

Director of Community Services  
Nothing

Village Attorney

Atty. Huvard stated that the Tax Levy Ordinance will come up again in December. He has been talking to Trustee Svatik about it. There will be some hotel tax to apply. He suggested that when we start to buy water from Northbrook that we keep the cost we charge residents the same. That way we can start to build up our Utility Funds and pay back the cost of the extension.

Urban Forest Management  
Not present

Plan Commission Report

Atty. Huvard told the Board that the Plan Commissioners looked at the map Pat put together regarding nonconforming lots. There are far fewer lots that are less than 99 feet in width than we had originally thought. There was a clear consensus by the Commissioners that most of the lots are buildable with some creativity. They also agreed that each lot should be handled on a case by case basis with the Zoning Board of Appeals. Atty. Huvard stated that there was also some discussion by the Commissioners about the architecture of the 37 acres. They are not pleased with the current design.

Zoning Board of Appeals  
Not present

VI. Police Report

Chief Weinstein told the board that 177 traffic citations were issued since the last meeting. There were 421 case reports and 168 traffic accidents written since the beginning of the year. The Police Department was successful in obtaining another Ballistic Vest Program Grant from the Department of Justice. The funds, \$2,305.30, will pay 50% of any vest that is purchased. Chief Weinstein stated that he attended Representative May's Town Hall Meeting on Underage Drinking Prevention. He also attended the planning meeting for School District #113's Town Meeting on teenage drinking and drug abuse. Both of these events seem to be a response to the fatal accident in Deerfield.

VII. Comments from the President

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Board of Trustees Meeting  
November 7, 2006

Pres. Kaplan brought up the election results in the Village. There seem to be a lot of independent voters in the Village. He has seen the Village go Republican, and he has seen the Village go Democratic.

VIII. Visitors Wishing to Address the Board

Laurie Breitkopf of 450 Greenbriar asked for a clarification on whether or not the Village has sufficient funds for the water and sewer systems and the Police Department. Pres. Kaplan stated that we have \$380K for revenue for the Police Department. The Police Department budget is \$800K. That leaves us with a \$500K shortfall. We have \$2.5M in an interest fund. We get some income from that. Up until this year we have been breaking even thanks to the COPS Grant. That is about over. Pres. Kaplan reported that we are looking at impact fees from the hotel site of \$4K a month. The Shoppes of Riverwoods pays \$2K a month in impact fees. We are looking to the 37 acres to help, but we are not there yet. Chief Weinstein brought up traffic fines. Pres. Kaplan commented that traffic fines don't bring in that much, and they are offset by prosecutor fees. Chief Weinstein clarified that the Police Department brought in over \$100K in traffic fines last year. Pres. Kaplan reported that a police department is a cost item in every village. He added that we have no reserve for sewer or water. Pat stated that in regard to the running of sewer and water we break even. We do not collect sewer fees. The income has come from commercial connection fees. That is a big reason that we are looking to connect with Northbrook. We need to build up the reserve; we would run a deficit in the Capital Fund if there is a need for a major water or sewer line replacement.

Pres. Kaplan pointed out that there will be a couple of million coming in from the 37 acre development. Ms. Breitkopf wanted to know if the Village is near a deficit. Pres. Kaplan stated that we will always be at a deficit with the Police Department. The extra money needed is coming from the General Fund. We are not going to increase property taxes to fund the Police Department. Not having a reserve in the Sewer or Water Fund could be a problem, if we have a major repair. Atty. Huvad added that the reason that the Village has money in the bank is because of the extraordinary building in the Village from Thorngate to Discover. There is no commercial development left in the Village with the exception of the 37 acres. We are working to invest the money and not run down the accounts. He added that we are responsible for some of the streets in the Village as well. Pat explained that the money is not there, if we had to do a complete road reconstruction. He did not see that as a need. The Motor Fuel Tax Fund covers the repairs needed, but not major reconstruction. Pres. Kaplan stated that we are really looking to build up the reserves. Atty. Huvad added that we also own some streets. He questioned if the fuel taxes help. Pat responded that the fuel taxes do not cover all of the repairs.

IX. Old Business

None

XI. New Business

Pres. Kaplan brought up the subject of an Ordinance Establishing a System of Administrative Adjudication and Amending Chapter 6 of Title 6 of the Village Code. Trustee Graditor moved to have the first reading of an Ordinance Establishing a System of Administrative Adjudication and Amending Chapter 6 of Title 6 of the Village Code. Trustee Dunn seconded the motion. Atty. Siegel told the Board that he has had experience with this in the City of Evanston. There is a State Statute that permits a local court. It helps to keep the expenses down. Administrative Adjudication can be used in minor ordinance violations. It has been proven effective. There is a good track record with this type of thing. Atty. Huvad stated that Trustee Masterson brought up the issue of what could come up now that we have the ordinance allowing us to impound a car involved in a DUI arrest. Atty. Huvad added that the Administrative Adjudication is a tried and true procedure. He stated that he has worked with a few attorneys who have trained for this. In a couple of instances impoundment has been found improper. This is a procedural safeguard. The hearing officers are lawyers. If this turns out to be too much, we can revise how it is done or reconsider impoundment. Atty. Huvad stated that, with the number of DUI arrests that we had last year, we could make \$40K in impoundment fines. Chief Weinstein told the Board that the Police Department had over 100 DUI arrests last year. The Riverwoods Police Department is number three in the State for most DUI arrests per officer.

Atty. Huvad stated that a couple of other communities are doing this as well. This will discourage DUIs and help us to recover some of the associated costs. Atty. Siegel added that Administrative Adjudication also allows for other violations. Atty. Huvad reported that we can limit the matters that we can hear, and can expand later if we want. Trustee Svatik wanted to know if Chief Weinstein has looked at this Ordinance. He wondered if Chief Weinstein saw any problems with it. Chief Weinstein stated that he has discussed it. Trustee Norris wanted to know the definition of an agent. Atty. Huvad stated that the hearing officers do need to be attorneys. There should be a hearing before officers. There may be someone who appears who does not speak English. Evanston has similar language personnel to deal with the issues. Trustee Norris commented that if a person does not speak English they should have a translator. We have to establish a nuisance as defined in the Impoundment Ordinance, such as "police officer feels vehicle was operated in a dangerous fashion."

Trustee Haber wanted to know what happens if the bond is less than the administrative expenses. The Village should add in enough to cover the expenses. Chief Weinstein explained that if an owner wants his or her car back before the hearing, he or she has to pay an extra \$500. Trustee Haber stated that the Administrative Penalty should be more to include the administrative costs. When the vehicle is released, there can be a refund.

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The Village should have the availability to get back the towing cost. The towing should be paid first to make sure that the Village does not end up owing anything to the towing company. Chief Weinstein explained that Ernie's has our tow list. They call us to verify before they do anything. The Police Department gives the owner a release form for Ernie's. Motion to have a first reading on an Ordinance Establishing a System of Administrative Adjudication and Amending Chapter 6 of Title 6 of the Village Code was carried by voice vote. Pres. Kaplan stated the second reading will be at the next meeting.

Pres. Kaplan brought up the subject of Project Lightspeed. Atty. Huvard explained that Project Lightspeed is AT&T's way of providing video service. It involves AT&T putting in extra fiber optic lines. In order to do this they need a very large equipment box. AT&T has gone out to other communities telling them that this is not cable TV because it is coming from a satellite. AT&T feels that they do not need an easement for the equipment box. Some of those communities have resisted, and AT&T has sued. The Metropolitan Mayors' Caucus has encouraged communities to resist AT&T using the right of way. Atty. Huvard reported that with cable companies there is a franchise agreement. There are things that are built into a franchise agreement that AT&T would not have to abide by because there would be no franchise agreement. There is a model ordinance that attempts to legislate the right of way that was never adopted. The right of way ordinance tries to get protection. Atty. Huvard told the Board that not all of those issues are clear to him.

Atty. Siegel stated that he has had experience with this in Arlington Heights and Schaumburg. He was told to intervene in several lawsuits. The municipalities have refused to grant permits to install the equipment boxes. They look awful in the municipal right of way. The municipalities have taken the opinion that what AT&T is trying to install is cable, and there should be a franchise agreement that goes with it. Project Lightspeed could be sacrificing all of the cable franchise agreements. Part of the franchise agreements is that all companies need to be on a level playing field. AT&T's plan would not allow that. Atty. Siegel explained that as of now Schaumburg has a moratorium on permits. Arlington Heights is not allowing permits either. There are many issues. The first is that AT&T is trying to utilize the right of way as a telephone franchise. This has nothing to do with telephone lines. The equipment boxes are big and ugly. Project Lightspeed would eliminate the cable franchise agreement of a "level playing field." The municipalities want to be compensated for the right of way. Atty. Siegel stated that he has a conflict of interest because his firm, Holland and Knight, is involved in a case against Lightspeed in Florida. Atty. Huvard reported that in Riverwoods the boxes would not be in the Village right of way because most of the streets are not owned by the Village. The County needs to talk to all of the municipalities.

Atty. Huvard told the Board that Pat Glenn should be told not to issue permits for this reason. Pres. Kaplan stated that someone put in cables along Deerfield Road. No one

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knows who they were and what they were doing. Pat explained it was probably a subcontractor. They put conduits in the ground and then sell off the space. Pres. Kaplan indicated that we could not do anything about it. Trustee Haber commented that Chief Weinstein should have been sent out. Atty. Huvard suggested that we find a compatible community, such as Deerfield. We should keep looking into how we can regulate Project Lightspeed as cable. We need to stay aware. Trustee Haber suggested a moratorium. Pres. Kaplan stated that the Village does not issue the permits. Atty. Huvard reported that we probably do not want to call attention to ourselves with the moratorium. AT&T has reacted to municipalities with moratoriums by fighting them.

Pat suggested that we get something on paper with the County about permits. The County sees this coming; they called us. We should get an official position. Trustee Norris questioned if there is anything we can do about getting informed ahead of a project. The Fire and Police Departments should be notified before work is done in the right of way because it affects community safety. Atty. Siegel stated that in Arlington Heights the application was treated as if the applicant was a phone company. They found out after the project was started that was not the case. The County has to be very careful about permits. Pat told the Board that the starting point is to find out which utilities have franchise agreements and to what that entitles the Village or the utility. Atty. Siegel suggested going first to the County. Trustee Dunn asked if there is anything that the State can do about this. Atty. Huvard reported that the Telephone Lobby is very strong. Trustee Dunn stated that she wants to know with whom we have franchise agreements. Atty. Siegel told the Board that he does not know the law for private streets and franchise agreements. Atty. Huvard stated that he thought that the phone companies are required to pay a reasonable compensation for an easement on a private street. Pres. Kaplan reported that this is going to be a real issue; we should start with a letter to the County.

Pres. Kaplan told the Board that the Riverwoods Preservation Council is here to ask for between \$10K and \$15K for the production of their Stewardship Guide. Gregg Mancuso of 450 Greenbriar stated that all of the Trustees should have received the guide. He explained that the Council members have received comments which have required redrafting and editing. The Council has decided that they want this come from a single voice, interject interesting information, and including graphics. Carol Lieberman is serving as the editor. The next stage is to put in graphic design and work on the layout. It is a huge project. He explained that the purpose of the manual is to provide an owner's manual for residents. It is a comprehensive guide to living in Riverwoods. Mr. Mancuso stated that they want it to be an appealing reference book. There has been some discussion on the cost to print the book. They have estimates.

Mr. Mancuso reported that the Council is here asking for funding for printing and distribution. Pres. Kaplan asked how much money the RPC is looking for. Mr. Mancuso

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stated between \$10K and \$15K. Pres. Kaplan asked him to be a bit more specific. Mr. Mancuso stated that they do not have an official quote, only an estimate. The Guide in its present form is not the final product. They wanted to know if they have the funding to go on with the project. Trustee Haber asked if this is a one-time thing. Mr. Mancuso reported that it is. They have tried to put things in, so that the Guide does not need to be updated. Pres. Kaplan indicated that we have a turn over of about 80 homes a year. He questioned what happens five years from now. We currently send out a welcome package. Mr. Mancuso explained that they are looking to print about 1500 copies. That number may need to be bigger, if they are planning for future residents as well. They do not have pricing yet. They can up the order to 2K copies.

Trustee Haber wanted to know if the RPC had done any fundraising. Mr. Mancuso stated that they have solicited fundraising through email, but their focus has been the Guide. He added that if the Board does not help, the Guide will not happen. They do not have the funds for a project of this magnitude. Trustee Haber asked if they had investigated any grants. Mr. Mancuso stated that the RPC has been a 501c3 since September. The Board is their first and last resort. Trustee Haber asked how fast the Guide will be ready. Pres. Kaplan responded that it could probably be printed in 90 days. Atty. Huvad commented that the Guide comes out to about \$10 a copy. He suggested putting an envelope in the back suggesting a monetary donation. Sue Auerbach indicated that she thought that was a good idea. Pres. Kaplan commented that the Guide is a worthwhile cause.

Trustee Dunn moved to pay \$15K for the printing and distribution of the Riverwoods Preservation Council's Stewardship Guide. Trustee Svatik seconded the motion. Trustee Dunn questioned if the CCI could help out with this. Trustee Norris commented that he would send something out. Pres. Kaplan stated that he wanted to know how much it would cost to print additional copies. Trustee Norris reported that he would like to see more of the finished product and how distribution will be handled before he commits to the project. Sue Auerbach stated that they had to gauge what they were going to do on what the Board was willing to do. Atty. Siegel told the Board that this is a permissible expenditure. Trustee Norris suggested making the motion "up to" \$15K. We can go higher if the costs are reasonable. Trustee Haber asked about charging residents. Sue Auerbach stated that is under discussion. Trustee Norris indicated that he would be willing to give them seed money to start. Joan Becker stated that Jackie Borchew is volunteering her time to format the Guide. She wants to make sure that her time will be supported. Trustee Dunn moved to amend her motion to pay up to \$15,000 for the printing and distribution of the Riverwoods Preservation Council's Stewardship Guide. Trustee Svatik seconded the motion.

Roll Call Vote -      Ayes:              Dunn, Graditor, Haber, Norris, Svatik  
                             Nays:              None  
                             Absent:           Masterson

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Motion carried – 5– 0

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Trustee Graditor stated that building income is up from last October. This year we have one house. Last year we had none. The house being built has a value of over \$1M. October is usually a slow month, but this October we are doing well.

Trustee Masterson – Water/Police/Fire

Not present

Trustee Svatik – Finance/Soil & Water

Trustee Svatik told the Board that he has two NSSRA functions and one DBR meeting in the next two weeks.

Trustee Haber – Legal/Sewer

Nothing

Trustee Dunn - Road & Bike Paths/Forestry

Nothing

Trustee Norris – Solid waste/Drainage/Storm water

Trustee Norris stated that the waste haulers' contracts are going up 15-30% November 21<sup>st</sup>. It is going to go up in Riverwoods as well. Pres. Kaplan commented that there are already surcharges on our bills. We are going to have to wait and see what happens.

Trustee Svatik stated that Highland Park is raising their water rates 3% May 1<sup>st</sup>. Pat explained that as the gap between the Highland Park wholesale rate grows over their retail rate Deerfield can pass that increase on to us. He explained that we are liable to see a \$.14/1K gallons increase. Trustee Haber questioned if we can renegotiate with Deerfield since we are now locked in with Northbrook. Pres. Kaplan stated that Deerfield is going to want guarantees. He added that he would meet with Deerfield.

Trustee Haber moved to adjourn the meeting. Trustee Graditor seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 9:20PM.

Respectfully Submitted,

Village of Riverwoods  
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Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
October 17, 2006

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:00PM.

IV. Approval of Minutes

Board of Trustees Meeting – October 3, 2006

Trustee Dunn moved to approve the minutes. Trustee Masterson seconded. Trustee Dunn stated on page four, eighth line from the bottom, “the” should be “they.” Trustee Svatik pointed out on page two, first line under Comments by the President, “daughter of Dave and Cindy Jarvis” should be added after “Patterson.” Trustee Masterson stated on page two, third line down, “substandard” should be changed to “nonconforming.” Trustee Svatik commented on page five, under his committee report, “Transportation” should read “TMA.” The third sentence should read “At the TMA meeting the Tollway Authority was discussed.” Trustee Masterson brought up on page five, fourth line from the bottom of the second paragraph, “to monitor water pressure” should be added after “system.” Atty. Huvad mentioned a change on page three, last line of the fourth paragraph, “Murphy” should be “Murphey.” Motion was carried by voice vote.

V. Treasurer’s Report

Hal Roseth told the Board that the net increase in funds is \$680K. Our balances sit at \$13.5M. The interest rate on the IPTIP is 5.139%; which nets the Village an annual yield of \$360K. There is \$2.4M in the Police Fund at Wachovia. Pres. Kaplan told Hal that Susie had told him that accounts 501 and 503 should be combined into one fund. Hal stated that we had five CDs mature last week. We can roll those CDs to North Side Bank and get an average of 4.72% on them. That is a good increase over what they were getting. Hal commented that the Miller Cooper Management letter came in. We can save

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discussion on that for later. There was nothing major mentioned in the letter. He added that the Board should read the section regarding storing our checks.

VI. Urban Forest Management

Not present

VII. Engineer's Report

Pat Glenn told the Board that we are going to start on the Road Program repairs this week. The survey is underway for the Saunders Road water main.

VIII. Director of Community Services Report

Nothing

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Atty. Huvad stated that the Plan Commission considered the nonconforming lots on Duffy at their last meeting. They want to further study the situation and go out to see the lots. After the Commissioners look at the lots they will discuss the issue again. He added that there was no public comment at hearing. Pat Glenn indicated that he is going to get a map of the nonconforming lots for the Commissioners.

XI. Police Report

Chief Weinstein told the board that 98 traffic citations were issued since the last meeting. There were 389 case reports and 148 traffic accidents written since the beginning of the year. On October 10<sup>th</sup> the Police Department along with other Fire Departments participated in the Security and Life Safety Presentation at Discover. The Police Department have requested \$4,904.01 for the third quarter COPS grant funding. Chief Weinstein reported that Officer Ernst assisted the Deerfield Police Department with their double fatal accident on October 13<sup>th</sup>.

XII. Village Attorney's Report

Atty. Huvad told the Board that the owners of the 37 acres are preparing their budget for the project. They want to have the final budget in to the Village in the next three weeks. Then we can start to work on the annexation agreement.

XIII. Comments by the President

Pres Kaplan brought up the Proclamation of Appreciation for Nicole Jarvis. Clerk Stanger read the proclamation. It read: "We are honored to recognize Nicole Jarvis a resident of Riverwoods, 13 years young, who has been a member of the Deerfield Coho Swim Team

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the past six years. Without fear for her own safety, she used her swimming skills to assist in the rescue of a drowning woman and her son, who were approximately seventy-five yards from shore in twelve feet of water. Nicole was the first to reach the struggling pair who were calling for help. To paraphrase her grandfather Howard Patterson, "So many people are content to sit back and watch," but Nicole stepped in and help saved two lives. A paramedic at the scene commented "That was one brave lady!" The residents of Riverwoods are proud of Nicole and are honored to proclaim Wednesday, October 18<sup>th</sup>, 2006 as Nicole Jarvis Day." Nicole Jarvis accepted her award. The Board and visitors present applauded her.

Pres. Kaplan mentioned the Well Monitoring Report. Russ stated that the water levels in the wells are in good shape. The numbers are up. We stayed out of the danger zone this year. It is supposed to be a wet winter, so hopefully we will be okay next year as well.

Pres. Kaplan brought up the subject of the swans of Meadowlake. He reported that he received a phone call from attorney, Myron Siegel. Mr. Siegel wanted to know how we feel about swans. A lawsuit just ended in Meadowlake. A resident sued a Board Member of the Meadowlake Homeowners' Board because of the swans. Pres. Kaplan commented that there are swans at Thorngate, Discover, and on private properties in the Village. In Meadowlake if 80% of the homeowners are against something, the Board of Trustees can change the Meadowlake bylaws. He added that the attorney is going to send him a copy of the transcripts from the suit.

Steve Levin of 19 Chicory Lane told the Board that he lives in Meadowlake. This is an instance of a resident going against another resident who is a Board Member. The suit is not over. There has not been an agreement on a settlement. Mr. Levin stated that he is a Vice President on the Board of Meadowlake. The complaint comes from an inconsistency in the bylaws that were written in 1979. According to the bylaws, the Board has only jurisdiction to control pets. Swans are not included. There are other inconsistencies in the bylaws that they have not been able to fix. Mr. Levin explained that the residents voted to have the swans as a deterrent for the geese. The original suit went after six of the nine Board Members. Now the suit is naming only one person. It is a misdirected lawsuit. They are questioning if the lawsuit is even appropriate. The possible settlement would allow the swans only during goose breeding season. Pres. Kaplan stated that the person starting the lawsuit feels that the swans are dangerous and that they should never be allowed. Chief Weinstein indicated that he was told the same thing.

Mr. Levin explained that the resident had a couple of issues with the swans a few years ago. The resident is Devin Arlin of 8 Chicory. The swans were there when he moved in. Pres. Kaplan stated that there are swans in a couple of other areas. He is not asking for any action. He just wanted to let the Board know the situation. Mr. Levin reported that

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the Board of Meadowlake is in a tough place. They are probably going to end up with a new Board because no one wants to deal with issues such as these. Trustee Haber wanted to know what is the complaint. Mr. Levin stated that swans had attacked a landscaper two or three years ago.

Pres. Kaplan told the Board that we had lost a resident, Ross Trace, in the fatal accident in Deerfield last week. He stated that he was talking to Chief Weinstein about the issue of teen drinking. It is a concern. Adults seem to be condoning it. Atty. Siegel asked if the Village has an ordinance holding the adults who supply the alcohol responsible. Chief Weinstein responded that we have a Party Ordinance for just that purpose. The law is Zero tolerance for teen drinking. It is illegal for a teen to have alcohol in his or her system even if he or she is not driving. Pres. Kaplan suggested that parents talk to their kids. It is very upsetting. We extend our condolences to the Trace family.

Pres. Kaplan brought up the Riverwoods Annual Financial Report for the fiscal year ending 12/31/05. Our revenues are up. Our assets are at \$22M. We have an investment balance of \$11.8M. We will not do as well next year, because next year we will not have the COPS grant. The 37-acre development and the gas station will help. Trustee Haber pointed out the \$50K oversight on the utility payments. Pres. Kaplan explained that the check always arrives at the Village Hall by registered mail after hours. Trustee Haber stated that it looks as if we did not track it. Pres. Kaplan responded that we did. However, the checks had been returned to sender. We were aware of what had happened.

XIV. Visitors Wishing to Address the Board

Steve Levin of 19 Chicory told the Board that he had not come to the meeting to talk about the swans. He comes because he enjoys keeping up with the latest Village happenings.

XV. Approval of Bills

Trustee Masterson moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Graditor seconded.

Roll Call vote-           Ayes:           Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                                  Nays:           None  
Motion carried 6-0   (Bills approved)

XVI. Old Business

None

XVII. New Business

Pres. Kaplan stated that the new Watershed Development Ordinance does not affect Riverwoods at all. Atty. Huvad added that we are doing what we are told to do by Lake

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County for the purpose of FEMA. Trustee Haber moved to waive the first reading of an Ordinance Adopting by Reference the Lake County Watershed Development Ordinance. Trustee Norris seconded the motion. The motion was carried by voice vote.

Trustee Haber moved to a second reading and adoption of an Ordinance Adopting by Reference the Lake County Watershed Development Ordinance. Trustee Norris seconded the motion. The motion was carried by voice vote.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 Ordinance 06-10-23

Pres. Kaplan reminded the Board of the Halloween Party at the Village Hall Saturday, the 28<sup>th</sup> of October. The next Board Meeting will be November 7<sup>th</sup> at 8:00PM.

Trustee Haber moved to adjourn the meeting. Trustee Masterson seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 8:40PM.

Respectfully Submitted,

Debbie Limer

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October 3, 2006

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Board of Trustees Meeting – September 19, 2006

Trustee Dunn moved to approve the minutes. Trustee Masterson seconded the motion. Clerk Stanger pointed out a change on page four, third line down, “what” should be changed to “want.” Trustee Svatik stated on page six, seventh line of the last paragraph, “when the snow is over six inches deep” should be added after “path.” Trustee Norris told the Board that on page five, sixth line of the second paragraph, “pro-type” should be changed to “proto-type.” Minutes approved 5-0. Trustee Masterson abstained.

V. Consultants

Gewalt Hamilton

Pat Glenn told the Board that Wheeling reported 3.06 inches of rain in last night’s storm and Trustee Svatik reported 3.45 inches of rain at his house. The Village weathered the storm well. The worst of it was that the power went out at the sanitary lift station.

Director of Community Services

Russ Kraly reported that several downed trees took out several power lines in yesterday’s storm. The area around Blackthorn and Portwine is back up. The area around Ringland and Portwine is being worked on. The power should be back on at Woodland and Kenilwood tomorrow. He added that there was a small area on Robinwood Lane. Their power was restored during the day. Trustee Svatik asked if any of the trees that came down were dead. Russ indicated that they were all live. Trustee Svatik reported that a Glenwood Tree employee was horrified that residents were out walking around the

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areas with downed power lines. He suggested a newsletter, reminding residents how dangerous this can be.

Village Attorney

Atty. Huvard told the Board that there will be a Plan Commission Hearing on Thursday. We do not allow an increase in non-conformance in a non-conforming lot. That is causing a problem for homes around Duffy. All of the homes are on nonconforming lots. That does not allow for any extensions or additions. It creates a potential hardship. The Plan Commission is going to consider modifying the stance on non-conformance. Trustee Haber asked if the ZBA can handle this issue. Atty. Huvard explained that it may be better to write a common standard since there are so many homes affected. Trustee Haber stated that we have already made the variance more lenient. Atty. Huvard told the Board that this is a question that has come up. There is a different policy with voluntarily annexed properties. The homes in discussion now were involuntarily annexed into the Village. Pres. Kaplan added that there is a discrepancy in our laws.

Urban Forest Management

Not present

Plan Commission Report

Not present

Zoning Board of Appeals

Not present

VI. Police Report

Chief Weinstein told the board that 119 traffic citations were issued since the last meeting. There were 370 case reports and 141 traffic accidents written since the beginning of the year. He stated that there were several trees down due to last night's storms. The on-duty personnel and he were able to move some of the trees. Glenwood Tree Service was called, but had to wait for Commonwealth Edison for repairs. He reported that Pat Glenn came into the Village about 11PM to help out. Foster Premier, the management company for Thorngate, was called because of high water on their streets.

VII. Comments from the President

Pres. Kaplan reported that Nicole Jarvis, granddaughter of Howard Patterson, daughter of Dave and Cindy Jarvis swam out and helped to save two people from drowning in New Buffalo, Michigan. We would like to acknowledge her bravery. Trustee Haber suggested a proclamation. Pres. Kaplan responded that we will prepare a Proclamation for presentation on October 17<sup>th</sup>.

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Pres. Kaplan told the Board that there was another meeting with the ETSB. We have been given the approval to recover two years worth of funds, \$50K for our Police Department. We should not have any more problems with them. We should also be getting \$25K a year to help pay for our dispatching.

VII. Visitors wishing to address the Board.

Steve Levin of 19 Chicory wanted to know if anyone is monitoring the level of the river with all of the rain we just had. Pat commented that he could get the report. Chief Weinstein indicated that he has not heard any issues relating to the level of the river. Russ added that the level is up a bit, but not high enough to cause a problem. He had checked early this morning. It was not like it was two years ago

IX. Old Business

Pres. Kaplan brought up the subject of the special use for the BP Amoco station. He reported that we have a revised rendering without the green stripe. The building is all brick. They have done everything that we have asked. Trustee Haber asked about the green stripe on the car wash. Trustee Graditor stated that she had the same question. She added that she is okay with the canopy. A representative of BP Amoco stated that they would remove the green stripe on the car wash.

Trustee Dunn moved to have a second reading and adoption of an Ordinance Granting a Special Use for a Mixed Use Planned Development for the Riverwoods Retail Development Subdivision (BP Amoco). Trustee Graditor seconded the motion. Atty. Huvad pointed out the redline version of the agreement dated 9/15/06. Language has been added. There will be no selling of packaged liquor. The landscape monitoring agreement was added separately. There will be a cash deposit of \$5K for landscape restoration to be used if needed. That is in addition to the letter of credit they will be submitting. He stated that Atty. Siegel has also reviewed the agreement. Trustee Haber questioned if there is any way to modify the wall if the plan to the south changes. Pat explained that if the land is developed as planned the eastern two-thirds of the wall will be buried. Trustee Haber pointed out that there will have to be cooperation between the two developers to make it work.

John Murphy, attorney for BP Amoco, thanked the Board. He added that the striping on the car wash will be removed to match the other buildings. He questioned if there was any way to adjust this tonight. Atty. Huvad stated it can be passed with a notation of the revision to the 10/2/06 rendering. Mr. Murphey indicated that they would bring in a new rendering.

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Roll Call Vote - Ayes: Dunn, Graditor, Masterson, Norris, Svatik  
Nays: Haber  
Motion carried – 5-1 Ordinance 06-10-21

XI. New Business

Pres. Kaplan brought up the subject of the 2006 road maintenance bids. Pat explained that on September 27<sup>th</sup> the bids came in. The bids are for patching and resurfacing Hoffman; patching and detailing on Saunders. Chicagoland Paving came in with the best quote. They have done good work in the Village in the past. He is confident that they will do a good job. He told the Board that he recommends Chicagoland Paving for the 2006 Roadway Maintenance Program for the amount of \$229,665.00. Trustee Graditor asked what is actually being done. Pat explained that it will be like what was done on Portwine and Whigham. Areas will be cut out and repatched. Then the entire road will be resurfaced. Trustee Svatik moved to approve the bid from Chicagoland Paving for the 2006 Road Maintenance Program in the amount of \$229,665.00. Trustee Masterson seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6 – 0

Pres. Kaplan told the Board that Discover has come in with a new parking lot plan. Atty. Huvad explained that their name has changed again. They are now Discover Financial Services LLC. They want to put in a surface parking lot within the area that will eventually be Phase III. Trustee Masterson pointed out that it is a 40% increase. That is big, but he questioned if we care. Trustee Svatik asked if this is for visitor parking. Cindy Vorhees from Discover told the Board this is for employee parking and visitors, if necessary. Pres. Kaplan asked what happens in Phase III. Ms. Vorhees indicated that Phase III is a long way out. They would like to do this now and worry about reconfiguring the parking later when Phase III is built out. Trustee Haber stated that they want to add 363 parking spaces. He questioned where those cars are getting parked now. Ms. Vorhees explained that they are just barely getting everybody in. Consultants have to drive around to find parking. They planned for an 86% parking ratio. More people are coming in mid-day, and that is helping with traffic. Atty. Huvad questioned if they have done any traffic management on Lake Cook Road. He asked if they have any staggered hours. Ms. Vorhees explained that Discover is flexible as to employee hours, but it is not policy. Atty. Huvad asked about ride share. Takeda will be opening in a few weeks. That is only going to make the traffic worse. Ms. Vorhees stated that their ride share program is at the same levels that it was five years ago. Atty. Huvad indicated that this is considered to be a minor amendment, so it just requires a voice vote. Trustee Haber moved to approve the Motion regarding the Minor Amendment to the Site Plan for

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Discover Financial Services LLC. Trustee Norris seconded the motion. Motion was carried by voice vote.

Pres. Kaplan brought up the subject of the water agreement with Northbrook. Atty. Huvard reported that the resolution from Northbrook was passed at the Northbrook Board Meeting last week. The language was changed from a time line of one year to 18 months. There is one other change that Northbrook made that will have to get changed back. The change they made was if Northbrook does not put in the new water tower, we do not have a minimum amount of water that we have to buy. They have agreed to fix the agreement. Trustee Haber stated that we can pass the agreement conditionally on the language that they present. Atty. Huvard told the Board that he looked at the agreement with Deerfield. They can terminate the agreement after 25 years. The agreement started on 2/8/1985. That means that there could be one year without having Deerfield as a water source and before Northbrook has to make their improvements. Pres. Kaplan indicated that we should not worry about that because Deerfield will always want to sell us water if we need it.

Trustee Haber wanted to know if we could get an exclusive to sell water to Deerfield. Trustee Dunn questioned where Bannockburn and Lincolnshire get water. Pat responded from Highland Park. He added that he did not think that we could do any better than the agreement with Northbrook. Trustee Haber commented that it will be great to have a second source. Trustee Graditor moved to waive the first reading of an Ordinance Approving a Water Purchase and Sale Contract by and between the Village of Northbrook and the Village of Riverwoods. Trustee Dunn seconded the motion. Motion was carried by voice vote.

Trustee Masterson moved to have a second reading and adoption of an Ordinance Approving a Water Purchase and Sale Contract by and between the Village of Northbrook and the Village of Riverwoods. Trustee Graditor seconded the motion. Trustee Svatik asked what Northbrook's fiscal year is. Atty. Huvard responded that he did not know. Trustee Svatik pointed out that in the agreement Northbrook is not responsible for damage to the Riverwoods water works system. He wanted to know if that was agreeable to us. Pat explained that we are designing it. We are operating it. He did not see any risk to us. Pres. Kaplan stated that if we approve this tonight, the clock on the time table starts tonight. Pat responded that he is not concerned about the 18 months. Two weeks on either side is not critical. Trustee Svatik asked about the cost of the status system to monitor water pressure. Pat stated it will be between \$30K and \$40K. It provides telecommunications to monitor our facilities from their side. Trustee Svatik wanted to know if each Village will have their own meter. Pat reported that we do not have to have a check meter. It is cheaper to calibrate the meter once in a while.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

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Nays: None

Motion carried – 6 – 0

Ordinance 06-10-22

XII. Standing Committee Reports

Trustee Masterson – Water/Police/Fire

Trustee Masterson told the Board that the water levels in the wells are over 20 feet higher than they were this time last year.

Trustee Svatik – Finance/Soil & Water

Trustee Svatik stated that he attended the TMA meeting last week. He will be attending NSSRA and DBR meetings this week. At the TMA meeting the Tollway Authority was discussed. They have more money than they thought they would.

Trustee Haber – Legal/Sewer

Nothing

Trustee Dunn - Road & Bike Paths/Forestry

Trustee Dunn asked who from the Board is going to the Gala Event for Arts and Riverwoods. The Trustees responded. Trustee Dunn stated that the voting at the Transportation Meeting was very interesting. There is talk about making Milwaukee Avenue a six lane road. She added that Kathy Ryg brought in coloring books for the kids for the Halloween party and the Spring Clean Up Day.

Trustee Norris – Solid waste/Drainage/Storm water

Trustee Norris told the Board that the contracts with the waste haulers are going up, a bigger surcharge. Residents can expect to see an increase in their bills. Pres. Kaplan stated that there is already an extra charge on the bill, and gas prices are going down. Trustee Norris commented that once they go up, they are not going to consider coming back down.

Trustee Graditor – Building/Zoning

Trustee Graditor told the Board that there was one permit issued in September for a new home. There were two other permits issued, one for an addition and one for a remodel. Total value is \$1,339,758. We are down from last year.

XVIII. Executive Session

Trustee Haber moved to recess to Executive Session according to Section 2C of Open Meeting Act for land acquisition. Trustee Norris seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried – 6 – 0

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The meeting went into Executive Session at 9:10PM.

The meeting returned to regular session at 9:25PM.

Pres. Kaplan told the Board that there have been inquiries by residents about conservancies. Atty. Huvard stated that we could set up a community trust that would administer property for nature conservancies. We could get information out to residents. Pres. Kaplan reported that it is a tax write-off for residents. The Village ends up owning the land. Trustee Haber stated that we then have to monitor it. Atty. Huvard indicated that it is a kind of grant. Trustee Haber commented that it benefits the residents with a tax write-off, but we would have to pay to set it up. Atty. Huvard stated that residents have come to us. We have suggested that they do it with adjoining owners to better utilize the conservancy. Trustee Haber added that they can do it without us. Sending out a memo is one thing, but setting up a corporation is another.

Atty. Huvard told the Board that we will have an ordinance for the new FEMA map at the next meeting.

Pres. Kaplan stated that the next meeting will be October 17<sup>th</sup> at 8PM.

Trustee Haber moved to adjourn the meeting. Trustee Norris seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 9:30PM

Respectfully Submitted,

Debbie Limer

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Russ Kraly  
Morry Weinstein

Absent:

Bruce Masterson

Minutes taken by Debbie Limer

The meeting was called to order at 8:00PM.

IV. Approval of Minutes

Board of Trustees Meeting – September 5, 2005

Trustee Dunn moved to approve the minutes. Trustee Graditor seconded. Trustee Svatik stated on page 2, second line of the second full paragraph, “there” should be added after “be.” On page 3, under Police Report, “Russ Kraly stated that Chief Weinstein was out on police business” should be added at the beginning of the report. On page 5, third sentence of the second full paragraph, should be replaced with “Trustee Haber questioned how Buffalo Grove was able to build a gas station that is more aesthetically pleasing than the one being proposed in Riverwoods.” Trustee Svatik pointed out a change to page 6, beginning of the fourth paragraph, the sentence should read “Trustee Svatik commented to Chuck that there were dead trees on the Dean Witter property.” On page 7, last line of the first paragraph, “firewood from coming in” should be changed to “it from spreading.” Trustee Graditor stated on page 6, second line from the top, “guard” should be changed to “garden.” Motion was carried by voice vote.

V. Treasurer’s Report

Hal Roseth told the Board that the overall fund balance had a drop of \$263K from July. That was due to the heavy pay out of SSAs. We currently have \$6.6M in the IPTIP fund. That amount accrues \$341K in interest. Of the \$12M in funds that we have \$6.6M is in the IPTIP, and \$5M is in managed accounts.

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Trustee Haber arrived at 8:10PM.

VI. Urban Forest Management

Not present

VII. Engineer's Report

Not present

VIII. Director of Community Services Report

Nothing

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Atty. Huvard told the Board that there will be an October Plan Commission meeting. There will be a Public Hearing to consider a text amendment. There is an issue with the homes on "substandard lots" in the Duffy area. We are trying to come up with some workable rules for those residents who want to modify their existing homes. There will be some suggestions for the Plan Commission to consider.

XII. Village Attorney's Report

Atty. Huvard gave the Board copies of the proposed agreement for the purchasing of water from the Village of Northbrook. Atty. Siegel wanted the record to show that he is not participating in the discussion because he represents the Village of Northbrook. Atty. Huvard stated that he received the 9/14/06 draft back from the attorney in Northbrook. They made a few changes. They will be recommending the agreement to their Board in one week. We can then approve the agreement in October. Atty. Huvard highlighted points from the agreement. We are going to construct a water main. It will extend 800 to 1,000 feet to connect the Thorngate reservoir to Northbrook's system. A meter vault will be put in at our expense. He explained that the agreement obligates us to purchase a minimum of 325K gallons of water a day per year. 480K gallons a day is our current average. Northbrook cannot supply us with more than 500K gallons a day until they make some water system improvements. They need to build a water tower. They have agreed to charge us 90% of the retail rate. That comes out to \$3.40 per 1K gallons. Atty. Huvard explained that Deerfield is currently charging us \$4.06 per 1K gallons.

Atty. Huvard told the Board that Northbrook is required to give us a 90-day notice ahead of a price increase. For the first eight years there can be no increase. After eight years they can never be higher than the Deerfield rate. Northbrook has agreed to give us the best

price they give to anyone. If we do not take the 325K gallons a day, we have to pay them the difference at the end of the year. If we take more than the minimum the following year, we can get back the payment. Hal Roseth asked if Northbrook will be monitoring this daily. Atty. Huvard stated they will be billing us monthly. He added that there is language in the agreement as to how the water main will be constructed. The agreement is set up for a 50-year term with automatic renewals. The earliest date for termination is 2036. Atty. Huvard stated that the only issue left to be worked out is the time line. They want to obligate us to start our water purchases in one year. We would like two years due to the length of time it will take to get the water main installed. He explained that Pat Glenn thought we could get the installation done in nine months, but there could be some issues with all of the utilities on the corner of Saunders. The staff seems to be more comfortable with a two year period. If for some reason we are not able to put the water line in, Northbrook will reimburse us for their fees and costs for the agreement.

Trustee Dunn wanted to know if we can negotiate an 18-month timeline. Atty. Huvard stated that he was surprised to see the one-year timeline. Pres. Kaplan added that we have discussed that the one-year timeline would be very tight. Atty. Huvard explained that we have to figure out where to put everything in. Trustee Haber asked the difference between Deerfield's commercial rate and their residential rate. Atty. Huvard stated that he was not sure of the difference. Trustee Haber questioned if Takeda would purchase water from us. Atty. Huvard stated that he did not think that they could. Water purchase is probably part of their annexation agreement with Deerfield. Trustee Haber asked about Morgan Stanley. Atty. Huvard reported that they might be willing. We can give Morgan Stanley terms now. Before we had the agreement we did not have anything specific. Atty. Huvard told the Board to contact him with any concerns or comments.

#### XI. Police Report

Chief Weinstein told the board that 122 traffic citations were issued since the last meeting. There were 354 case reports and 134 traffic accidents written since the beginning of the year. He stated that he has spoken with the editor of the Deerfield Review. The editor told Chief Weinstein that, due to being short handed; they have omitted our press releases. He has been assured that will not happen again.

#### XIII. Comments by the President

Pres. Kaplan stated that we have received the enrollment numbers for the Riverwoods Montessori School. According to their report they have 120 students; which is what they should have.

Pres. Kaplan reported that we received the Well Report. Russ stated that all of the water levels are up. We should be in the safe zone. Trustee Svatik added that Swanson said that we had good depths because of last week's rain. He stated that he thought it took years

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for our water to get to us. Pres. Kaplan explained that theory was debunked. We have recently been told that our water comes locally. He admitted that he is not sure that anyone is exactly sure where the water comes from. Russ stated that we will start checking water levels again in the spring.

Pres. Kaplan reminded everyone that they had copies of Trustee Haber's memo pertaining to the BP gas station. We will add his comments to the discussion under Old Business.

XIV. Visitors Wishing to Address the Board

Joan Becker of 2750 Edgewood Lane questioned if there was any way to televise the Board Meetings. We can join in with Lincolnshire to share the cost. Pres. Kaplan stated that he feels the nature of the meetings would change if televised. He does not want that to happen. Ms. Becker reported that it would improve communication to change the Village Voice to monthly. Residents are getting left out. Pres. Kaplan stated that if something is going on in the Village, letters are sent out to residents. Ms. Becker indicated that the Riverwoods Preservation Committee does not have money for communication. Residents need the Village Voice. The Village is growing and changing. Pres. Kaplan pointed out that the Village Voice comes out every other month and runs about \$2K an issue. That is about \$14K for the year. Trustee Haber stated it is a minor cost increase to change it to monthly. Ms. Becker added that people want to be more informed. Trustee Graditor reported that the RRA used to send newsletters, so residents were getting mailings monthly. She stated that getting the Village Voice monthly may be a good idea. Trustee Svatik questioned if all of the articles in the Village Voice are newsworthy. Some residents are not aware of the Village Voice; others are not reading it. Pres. Kaplan added that we are stretching to find articles to put in it. Ms. Becker stated that she is concerned about keeping the residents up to date. Trustee Haber reported that the Lincolnshire Meetings seem to be watched on TV by the residents. Ms. Becker pointed out that the Riverwoods Preservation Committee did an informal poll and discovered that 90 -95% of the residents polled rely on the Village Voice for information. Pres. Kaplan reported that the committee members are the most active members of the Village.

Steve Levin of 19 Chicory Lane told the Board that he is learning something very interesting at every Board Meeting that he has come to. There is good information coming out of the meetings.

XV. Approval of Bills

Trustee Dunn moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Svatik seconded the motion.

Roll Call vote-           Ayes:           Dunn, Graditor, Haber, Norris, Svatik

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Nays: None  
Absent: Masterson  
Motion carried 5-0 (Bills approved)

XVI. Old Business

Pres. Kaplan told the Board that we have received an email from Trustee Haber discussing his concerns for the proposed BP gas station. Trustee Haber stated that after further reflection after the last meeting he is not pleased. He explained that he understands the likelihood of a gas station going in on the corner, but it is a disservice to the residents to develop it as it is planned. It is very disturbing to hear about a 300 foot wall along Deerfield Road. He stated he does not like the elevated roadway. He is disheartened with the project. We should be working for the best development in Riverwoods. Trustee Haber stated that he did not think that we have to accept a pro-type gas station. We have let the Village down in the past with the strip center along Milwaukee Avenue. We should look at other communities such as Lincolnshire. The gas station can be made to look nicer, more upscale. We should take the time to require what we feel is best for Riverwoods. The developer should do more to make it more aesthetically pleasing. Pres. Kaplan responded that we have made it better than average. Trustee Haber reported that we haven't gone far enough. He questioned if anyone on the Board can say that they are happy with the proposed plan. The Mobil in Lincolnshire is all brick and nice looking. Pres. Kaplan stated that it is not a fact that "we haven't tried" to make it better.

Dave Shindahl, consultant for the project, told the Board that they have been working on this for a long time. There have been several changes. The proposed station will be brick on all sides. The brick samples were approved by the Board and staff. The detention wall has been changed to look more natural with grasses. They have worked with Chuck Stewart and Jed Anderson for appropriate and pleasing landscaping. Jim Tvesis explained that the proto-type has a flat roof. The proposed design has a fixed roof with shingles and two types of brick. Trustee Haber questioned if the rendering is current. Atty. Huvad explained that they brought in sample boards with the materials to the Plan Commission meeting. The colors on the renderings never completely match the actual materials. Trustee Haber asked if the station has to have the green panel across the front. Trustee Svatik commented it is there for recognition. Pres. Kaplan pointed out that this is more than a "stamped station." Trustee Haber stated if we do not want the green banner, we should tell them that we do not want the green banner. We do not have to compromise for tax dollars. The Village is not in fiscal distress. Pres. Kaplan explained that without the COPS grant we are going to need the tax dollars in the future. Trustee Haber told the Board that he does not want the developer to dictate the design of the project.

Mr. Shindahl asked if the Board would be happier with a smaller green banner. He could not remove it without consulting BP Corporate because they had agreed to it. Trustee

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Haber stated that he does not think that anyone did anything wrong, but the design does not go far enough. Pres. Kaplan asked if Trustee Haber would accept the design without the green banner. Trustee Haber stated that he would be much happier. We only get to do this once. Trustee Svatik asked Atty. Huvad if there were any complaints during the Public Hearing. Atty. Huvad commented that he was against the green banner. He added that Mobil is accommodating; BP is not. The Plan Commission asked several times about the green panel. They asked about different color schemes. He explained that BP argued that any stations that look different are not corporate owned stations. This station is going to be corporately owned. Pres. Kaplan stated that this project is still subject to approval by the County. He suggested that the developer go back to BP and ask for the green to come off of the building. That should not delay the project. Mr. Shindahl stated that he would ask and have an answer for the next meeting. Russ showed some of the drawings to the Board.

Ms. Becker told the Board that the Plan Commission felt that the corner the BP station is to go on is the entry to the Village. She has not heard of any enthusiasm from the residents about a gas station. We should demand to get a gas station that is no less than the one in Lincolnshire. She stated that she does not feel that the Plan Commissioners understood the elevation differences in the development. They were told that the wall would be temporary. She is concerned with what they approved because there seem to be discrepancies. They saw the elevations with trees. Now she is hearing that the trees will be in pots. Ms. Becker stated that she is concerned with the precedent that it is setting. Trustee Haber explained that he wants the Village to be pro-active, and give this our best efforts. We do not have to live with "wish we had done."

XVII. New Business

Pres. Kaplan brought up the subject of the lighting ordinance. Trustee Haber moved to waive the a first reading of an Ordinance Amending the Riverwoods Zoning Ordinance to Amend Certain Provisions to be Consistent with the Residential Outdoor Lighting Ordinance. Trustee Dunn seconded the motion. Atty. Huvad explained that there are two or three different types of lighting in several different ordinances. Sterling Codifiers caught some issues. We are now making consistent references in all of the ordinances. Motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Amending the Riverwoods Zoning Ordinance to Amend Certain Provisions to be Consistent with the Residential Outdoor Lighting Ordinance. Trustee Dunn seconded the motion.

Roll Call vote- Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                  Nays:               None  
                  Absent:           Masterson  
Motion carried 5-0               Ordinance 06-9-20

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Pres. Kaplan brought up the snow removal bids. Russ stated that he sent out four bid packets; one bid came in. It was from D&M. They have done our snow removal for the last few years. They do a good job. Russ explained that D&M told him that they tried to keep the costs down because they like working with us. The path will be done 24 hours after the roads are done. Trustee Haber asked about using sand instead of salt. Russ stated that they will use a new deicer. It has been used in the Village already and does not cause a problem. Trustee Svatik asked if there was any point in doing the path when the snow is over six inches deep. Russ reported that he received phone calls last year. Because of all of the phone calls, we hired another company to plow the path. Residents are using it. Trustee Graditor moved to approve the snow removal bid for 2006 to 2009 from D&M in the amount of \$9,663.00 plus an hourly rate for snowfall more than 12 inches, and for the use of a front-end loader. Trustee Svatik seconded the motion.

Roll Call vote- Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                          Nays:               None  
                          Absent:           Masterson     Motion carried 5-0

Trustee Dunn told the Board that there are some properties with 100 trees with Dutch elm disease. Other properties have close to 40 trees that have to be removed. She suggested that the Board think about that. Pres. Kaplan commented that it happens every year. Trustee Norris stated that the property with 130 trees is the Denic property. Russ pointed out that the property is seven acres. Mr. Denic is aware and is working on the problem.

Pres. Kaplan told the Board the next meeting will be October 3<sup>rd</sup> at 8PM.

Trustee Svatik moved to adjourn the meeting. Trustee Graditor seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 9:20PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
John Norris  
William Svatik  
Eileen Stanger  
Bruce Huvad  
Russ Kraly  
Pat Glenn

Absent:  
Bruce Masterson

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Board of Trustees Meeting – August 15, 2006

Trustee Graditor moved to approve the minutes. Trustee Norris seconded. Trustee Dunn stated on page 5, second line from the bottom of the first full paragraph, the first “could” should be removed. On page 6, seventh line from the bottom, “Count” should be “County.” Trustee Graditor pointed out a few changes. On page 2, fourth line, “Grounding” should be “Grinding.” On page 3, third line under Old Business, “A redesigned SSA may be a possibility” should be added after “dead.” On page 5, fifth line from the bottom of the first full paragraph, “than last year” should be added after “year.” Trustee Svatik told the Board that on page 7, first line of the second paragraph, “Deerfield” should be added before “golf club.” Motion was carried by voice vote.

VIII. Visitors Wishing to Address the Board

Pres. Kaplan stated that Senator Terry Link and Representative Kathy Ryg were here to address the Board. Representative Ryg thanked the Board. She reported that they are here to give everyone an update. She appreciated the relationship that the Village has with them. Senator Link complimented the Board on how thorough they were on the Board minutes. He commented that it is great to be at the meeting. Riverwoods is easy to work with. He thanked Trustees Dunn and Norris for coming to the Transportation Summit. It is very important to Lake County. They have consolidated the County for one voice. It is easier to get things done that way. September 20<sup>th</sup> will be another important meeting. Everyone will be voting on the issues. He explained that each municipality will have one

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vote from an elected official at the Summit. They will take those votes and turn them into the agenda that they take to Springfield. Senator Link reported that they will be working on this agenda for the next five to ten years. IDOT still needs our input to get done what we want done. Route 22 is being done now. It was long overdue. IDOT is cooperating with Routes 21 and 22. These are problems we can solve now.

Representative Ryg told the Board that she was invited to meet with the Riverwoods Preservation Committee. They had asked her to look into water ban legislation. She had started to look into it, and then the Governor asked for a Water Study. That puts things on hold for this issue. She commented that she is very impressed with how the Village of Riverwoods communicates with its residents. She added that she appreciates how environmentally conscious the Village is. The Lake County Health Department has agreed that we can limit watering if needed. She told the Board that she appreciated being notified about the possibility of the Village getting water from Northbrook. That would be an improvement for both communities. It is a way to maximize our leverage. On behalf of both communities a grant was applied for to help fund this project. Representative Ryg commented that the prospects look good. She asked that if the Village is notified about the Grant, that her office be notified by the Village as well. The Department of Commerce may want or need additional information. It should be provided, if asked for. Representative Ryg reported that we are being proactive and partnering to working together. It will be good for everyone. Communication is so helpful.

Trustee Dunn asked if the September 20<sup>th</sup> meeting will be at CLC. Senator Link stated that it will be there. There will be signage at the College. Representative Ryg reported that all of the presentations to be given and information are on the IDOT web site. There will be one vote per community. Jaye Brodsky of 1392 Kenilworth asked about more bike paths going in. Representative Ryg stated that they are trying. Dialogue is continuing. Bike paths are being considered on a case by case basis. Trustee Svatik asked for the time of the meetings. Senator Link answered "6:30 and 9:30." Trustee Dunn thanked them for their Halloween booklets. The children enjoyed them. Representative Ryg asked about the E911 meeting. She wondered if there was good news. Pres. Kaplan stated that he just attended a meeting, and he objected to the agreement. Nothing was said about deductions. We will go back next month. He thanked Senator Link and Representative Ryg for their help. Senator Link told Pres. Kaplan to call them if another meeting is needed.

V. Consultants

Gewalt Hamilton

Pat Glenn stated that open bids will be taken for the Road Program on September 26<sup>th</sup>. He will have a recommendation at the first meeting in October. The work to be done will be patching, resurfacing, and ditch work on Saunders Road.

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Director of Community Services

Russ Kraly told the Board that the snow removal bids will be in September 15<sup>th</sup>. The bid will include snow removal on the bike paths. We are also looking into the cost of purchasing machinery for snow removal on the bike paths. Pres. Kaplan commented that this may be less expensive if the Village does it.

Village Attorney

Atty. Huvad reported that he had an ordinance to update our flood plain maps. We are going hold to off on this until November. We have to wait for Lake County to adopt the updated maps. Pat explained that the flood plain maps for Highland Park were updated. The Village butts up to Highland Park on our northeast corner. Nothing in that northeast corner has changed, but we still have to wait for the County.

Atty. Huvad told the Board that we have had meetings with the 37 acres. We have seen more recent architectural elevations. They are very nice. They have told us that they are going to try to put trees on the property.

Urban Forest Management

Chuck Stewart stated that the Dutch Elm surveys are done. Letters are going out to residents. He reported that we have found some Gypsy moths in the Village. He is going to review the areas, but will probably recommend some additional spraying next year. He will be looking in south Riverwoods. Chuck brought up the subject of the Emerald Ash Borer. The State was supposed to come out and look at the affected areas. He thought that they would quarantine the areas and set up cutting zones. He does not like the idea of cutting zones. Communities are the front line for this issue. The communities are going to have to manage the outbreak. He stated that he will get the Trustees the plan once it is in place. Detroit was handled with cutting zones. It did not work very well, so he is concerned with how it will be handled in this area.

Plan Commission Report

Not present

Zoning Board of Appeals

Not present

VI. Police Report

Chief Weinstein was out on police business.

Russ told the board that 205 traffic citations were issued since the last meeting. There were 338 case reports and 129 traffic accidents written since the beginning of the year. The 2002 Ford Explorer was sold at auction for \$6,700. The Village will be getting a check for \$6,365.

VII. Comments from the President

Pres. Kaplan stated that we are continuing to monitor the water level of the wells. Russ commented that the water levels are good. With the rain that we have had we should be in the free and clear for the rest of the year. We will have another report at the next meeting.

IX. Old Business

Pres. Kaplan brought up the subject of the BP Amoco station. Trustee Graditor moved to have a first reading of an Ordinance Granting a Mixed-Use Planned Development Special Use for Riverwoods Retail Development (BP Amoco) and Amending Ordinance #06-5-10. Trustee Dunn seconded the motion. Dave Shindahl introduced himself as a consultant on the project. He wanted to take the opportunity to outline and summarize the project. The plat is a plat of subdivision. The parcel is five acres on the southeast of Milwaukee and Deerfield Roads. There are three lots on the property. The corner lot is intended to be a BP Amoco station with a convenience store, car wash, fuel islands, and canopy. Lot two will be storm water and compensatory storage. Lot three is an out lot which will provide future access from Deerfield Road for properties to the south. Mr. Shindahl stated that the building elevations have remained unchanged since March. Pres. Kaplan reminded Mr. Shindahl that all of the outdoor telephones are to be removed. Mr. Shindahl stated that BP agreed to that, and they have been removed.

Mr. Shindahl explained that the features and the aesthetics of the storm water pond have changed. They have been working together with the Village, owners, and Urban Forest Management. They have worked to develop a wall and fence that runs along the south line. The wall is seven feet high for retention. There is a four foot black aluminum fence that runs along the top. The fence is ornamental. He stated that he had renderings and sample materials for the fence. Atty. Huvad commented that at the staff meeting it was decided that the buff color for the wall was a better choice to go along with the color choices of the 37 acres. Pres. Kaplan told the Board that the fence spans over 300 feet. It is as long as a football field. Mr. Shindahl stated that there will be some vertical variations with plantings in front. The grasses chosen will be two to three feet high. Virginia creepers have been added for color. Chuck pointed out that the plantings have to be done based on water conditions. He had given them recommendations for plants. Everything that is on the landscape plan is viable for the area. Mr. Shindahl addressed the maintenance program. It holds the owner responsible for maintenance. The owner is committing to the plan.

Mr. Shindahl wanted to update the Board on where the plan is with the various agencies. IDOT has completed their plan review. The owners are awaiting signatures on the permits. LCDOT has approved the plan. IDOT wants a letter of credit. Water permits have been submitted to the IEPA. They are expecting the signatures on the sewer permit soon. Chuck stated that Jed Anderson, our wetland consultant, has been involved with

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the plans. There will be detention at BP as well as lot 2. The corner and the area to the east of BP Amoco will be natural space. All of the plants are capable of survival. Snow will be plowed into the detention. The maintenance plan submitted is for the entire parcel, not just the BP. Chuck commented that tall grasses hold litter. It will be part of the daily operations to deal with the litter at BP. It will take a few years for the plants to take hold. The owners will be monitoring and reporting back to the Village. They have done a good job with the plan. Chuck stated that the wall is for retaining. It can take some pressure, but there are limited opportunities as to what can be done with the wall. The only thing that can be done is to make it less obvious. The Board is interested in a different style, but they have to make sure it will have the same structural capacity. Mr. Shindahl reported if they can do a different style for the wall, they will. He has to first check into the structural aspect. Chuck commented that the owners have addressed the issues and the maintenance. The landscaping is proposed to go in phases. That works with the possible changes to the use of the parcel. They probably would not be able to relocate the plants, if something changes. Putting the landscaping in as one phase may address some of the issues. The parcel will look more complete faster. Pres. Kaplan pointed out that he is looking at the landscaping as permanent. Chuck added that on the last page of the plan it lists that the reporting will be done for three years. He stated that he wants an annual report for perpetuity. Mr. Shindahl reported that the owners are fine with that modification. Chuck reiterated that maintenance is the responsibility of the property owner.

Atty. Huvad stated that he did not address the landscape phasing in the ordinance because he did not think of it. We can specify the FAR and ISR per lot. We have addressed the maintenance in the ordinance with the letter of credit. The letter of credit for the landscape plan will only go down by 50% because of the possible need for replacement plant materials. There will be a traffic agreement for Police patrolling and traffic enforcement. Trustee Haber questioned how Buffalo Grove was able to build a gas station that is more aesthetically pleasing than the one being proposed in Riverwoods . A lot of residents are concerned with putting in a gas station. We are also going to have a wall parallel to Deerfield Road with fencing at the top. Russ stated the fence is for safety. Trustee Haber asked why there is an issue along the south side of the property. Pres. Kaplan explained that it divides the two properties. There will be a road on the south side of the wall. Trustee Haber reported that there will be an elevated roadway on the south side of the detention. He questioned how that is going to look. Atty. Huvad stated that, at present, there is a landfill and sewer main on the site. There are not a lot of options, but there may be an opportunity to put in trees. Pat added that landscaping can be put in. Atty. Huvad explained that the staff has been trying to soften the look of the site.

Trustee Haber told the Board that he is sure that everyone has worked very hard, but the aesthetics are still bad. There will be uproar from the residents. He questioned about

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Buffalo Grove. Trustee Norris stated that proper maintenance is most important, not just the first concept. Trustee Haber questioned if there is a restriction in the ordinance on selling packaged liquor. Pres. Kaplan stated that BP will not have a liquor license. Trustee Haber suggested that be added into the ordinance. He stated that in the section about the project management monitoring, back charging the owner will not work. There is no remedy provision. The Village should be the third party beneficiary for the landscape contracts. He added that he is not happy with the project at all. He is less pleased with it now than he was before the meeting. Pres. Kaplan suggested that Trustee Haber's comments be incorporated into the ordinance. Pres. Kaplan asked for a vote on the first reading as amended. Atty. Huvard stated that he will have the changes for the next meeting. Motion was carried by voice vote – 4-1.

Atty. Huvard told the board that changes are coming to the whole site. It will all look very different to the entire Village when the entire site is developed. We may need more community input before it is completed. The landfill site looks the way it does now because it is not being properly maintained. It is going to look different. Atty. Huvard stated that Chuck has been asking the owners to put in structures to support trees. Chuck reported that he thinks that the site will be lower. Trees add weight. Things will settle. He stated that he has suggested that they put in a faux rain garden and rural type road. These are opportunities to change how it looks. Atty. Huvard commented that the EPA has said there can be no trees on a landfill. The owners are working for remediation. The landfill is beautiful through neglect. Chuck stated that we can create a different feel. Mr. Shindahl wanted to go over what changes he needed to make or research to do. They included a change to the long term maintenance plan, looking into cap stone blocks for the fence façade, and one phase landscaping. He reported that he would be back on September 19<sup>th</sup>.

VIII. Visitors Wishing to Address the Board – cont.

Jaye Brodsky of 1392 Kenilworth told the Board that there is realty sign at the north end of the bike path. North of Woodlands there is a Dr. Hester sign. The post does not cross the path, but the actual sign does. Farther down there is overgrown buckthorn taking over the path. She stated that the path is crumbling by Orphans of the Storm. Atty. Huvard stated that they went out to look at it today. He added that Russ is going to contact the property owner with the buckthorn to have it cleared.

Cheryl Chamberlain of 2760 Riverwoods Road wanted to thank the Board for the new bike path. The members of the Bike Path Committee had a little party on the path. The comments from residents were glowing. They are thrilled. The path is mostly being used by pedestrians. Pres. Kaplan commented that the path is definitely being used.

Trustee Svatik commented to Chuck that there were dead trees on the Dean Witter property. Chuck stated that he had talked to their landscape architect. They need to come

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back with a plan. Trustee Svatik asked about a time table. Chuck reported that he would give them a time table, if they do not come up with one. He added that there are a few other issues on the property to address do so; you are always welcome.

Stephen Levin of 19 Chicory Lane told the Board that he wanted to thank Pres. Kaplan, Atty. Huvad, Russ, and Pat for their help on the Meadowlake issues. He would like to get other residents more involved with the 37 acre development. Neighbors are not aware that this is happening. He questioned if they should come to meetings. Pres. Kaplan stated that is the way to start. Mr. Levin questioned if the 37 acre development could be added to the agenda, if he can get residents to come to a meeting. Pres. Kaplan stated that he would.

Sue Auerbach of 460 Portwine wanted to know how the Emerald Ash Borer was handled in Detroit. Chuck stated that they identified areas with infestation that had been there since the 1990's. They quarantined the areas. In the cutting zones they removed every Ash tree. This went on for four years, and then they gave up because it was not successful. It was a futile approach because the Emerald Ash Borer had been there such a long time. They never go away. There are some products that can be applied. The plan was implemented by the Federal Government, and then enacted through the local community. Chuck commented that it is not realistic to cut all of the trees down. They have to be monitored. The impact on Riverwoods is going to be hard to identify. Ms. Auerbach stated that at the meeting that she went to she was told that owners may be required to cut down all of their Ash trees and have them removed. She hoped that the Board will talk about financial assistance, if that happens. She added that she could have 30 trees to take down. The Emerald Ash Borer is going to destroy lots of trees before the problem is handled. Trustee Svatik asked about the spreading the Emerald Ash Borer. Chuck responded that most of the problem is the moving of firewood. Ms. Auerbach stated that there are no controls on moving firewood. Trustee Svatik asked if the County is taking measures to keep it from spreading. Chuck stated not yet.

XI. New Business

Pres. Kaplan brought up the subject of the proposed bike trail. Pat explained that this is the proposed extension of the bike path under the Toll way to connect our path to Deerfield's. We asked for lighting in the tunnel with the agreement that we would pay the energy costs. We are going to give them an easement, and they are going to add part of the path to connect it to ours. He commented that they are not going to use the entire easement. This will enable us to maintain site lines. Atty. Huvad stated that the design change of a box culvert and the lighting issue are in the agreement. Trustee Graditor moved to waive the first reading of an Ordinance Approving an Intergovernmental Agreement between the Village of Riverwoods and the County of Lake Concerning the Installation of a Bike Path. Trustee Dunn seconded the motion. The motion was carried by voice vote.

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Trustee Haber moved to have a second reading and adoption of an Ordinance Approving an Intergovernmental Agreement between the Village of Riverwoods and the County of Lake Concerning the Installation of a Bike Path. Trustee Graditor seconded the motion.

Roll Call Vote -      Ayes:            Dunn, Graditor, Haber, Norris, Svatik  
                             Nays:            None  
                             Absent:        Masterson  
                             Motion carried – 5– 0            Ordinance 06-9-18

Pres. Kaplan brought up the new fee schedule. Trustee Svatik moved to waive the first reading of an Ordinance Adopting a new Fee Schedule. Trustee Norris seconded the motion. The motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Adopting a new Fee Schedule. Trustee Norris seconded the motion. Russ told the Board that he has given them a new sheet with updates. Pat stated in August the County increased the sewer connection charges. This will affect very few residents. Russ reported that the Vehicle Impoundment Charges have been added as well.

Roll Call Vote -      Ayes:            Dunn, Graditor, Haber, Norris, Svatik  
                             Nays:            None  
                             Absent:        Masterson  
                             Motion carried – 5– 0            Ordinance 06-9-19

Russ stated that there is some sewer work to be done. We are having problems at the Police Department. He is going to have Pat look at it to make sure that the numbers are correct. The four inch pipe that is in now does not have enough pitch. We are having issues with back up at the Police Department. Trustee Haber asked who is responsible because this was done not that long ago. Pres. Kaplan stated there is bowing in the line because of settling. Pat explained that we are using as much pitch as possible from the Police Department to the Village Hall, but it is not enough. The sewer line at the Police Department was connected to the Village Hall rather than putting in a new line. It should have been done as a new line out to the street. Russ reported that the low bid is for \$10,195. He added that Pat will help to make sure it is done with the proper grade. Trustee Dunn moved to approve the bid for \$10,195 from William Link Heavy Equipment Operator to put in a new sewer line for Village property. Trustee Norris seconded the motion.

Roll Call Vote -      Ayes:            Dunn, Graditor, Haber, Norris, Svatik  
                             Nays:            None  
                             Absent:        Masterson  
                             Motion carried – 5– 0

XII. Standing Committee Reports

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Trustee Graditor – Building/Zoning

Trustee Graditor stated that it was a quiet month. There were no new applications for new homes. There were a lot of permits for remodeling and additions.

Trustee Masterson – Water/Police/Fire

Absent

Trustee Svatik – Finance/Soil & Water

Nothing

Trustee Haber – Legal/Sewer

Nothing

Trustee Dunn - Road & Bike Paths/Forestry

Trustee Dunn wanted to stress to the Board that there are a lot of letters going out to residents about trees with Dutch elm disease.

Trustee Norris – Solid waste/Drainage/Storm water

Nothing

Pres. Kaplan told the Board that the next meeting will be September 19<sup>th</sup>.

Trustee Haber moved to adjourn the meeting. Trustee Graditor seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 10:00PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:05PM.

IV. Approval of Minutes

Board of Trustees Meeting – August 2, 2005

Trustee Masterson moved to approve the minutes. Trustee Graditor seconded. Trustee Dunn stated that on page three, first line of the fourth paragraph, “RRA” should be changed to “Acre.” On page six, third line of the only paragraph, “sits” should be changed to “will sit.”

Trustee Haber arrived at 8:05PM.

Trustee Svatik pointed out that on page 3, last line of the fourth paragraph, “awarded by the Tree City Group 2005” should be added after “tree.” Motion was carried by voice vote.

V. Treasurer’s Report

Not present

VI. Urban Forest Management

Not present

VII. Engineer’s Report

Pat Glenn told the board that he is still working with the low bidder on the Clendenin water extension project. We have negotiated with them and the amount is now only \$2,200 over the original budget. He is going to talk to the resident to let him decide if we are going to go ahead with the project. Pat explained that this would be a water main

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extension from the south end of Clendenin going south across one lot to Woodland Court. One resident is paying for the extension. Pat went on to the 2005 Streets Program. He stated the contracts are on their way back to the Village.

Atty. Huvard reported that we have talked with Mr. Auth in regard to the bike path. The bid for the storm sewer is \$27K. We are trying to prepare an easement agreement. Trustee Svatik asked if we are going to do an easement for everyone. Atty. Huvard stated that we are not. We want to memorialize what we are doing with the Auths. The Village is offering to pay for half of the added costs for the improvements.

VIII. Director of Community Services Report

Nothing

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Not present

XI. Police Report

Chief Weinstein told the board there have been 137 citations issued since the last meeting. There have been 295 case reports and 121 traffic accidents written since the beginning of the year. We have been advised by the Lincolnshire Police Department that the Illinois Commerce Commission has given preliminary approval to the 911 call handling change. The Lake County Emergency Transportation Safety Board is going to change a couple of dates, and then the agreement should be approved. The traffic light at Lake Cook and Saunders has repeatedly lost power. According to Commonwealth Edison and the Illinois Commerce Commission the system has been upgraded. The power should be more reliable.

XII. Village Attorney's Report

Nothing

XIII. Comments by the President

Pres. Kaplan told the board that the next election is March 21, 2006. The latest date that we can file to have a referendum on the ballot is January 3, 2006. Atty. Huvard stated we would have to pass an ordinance in December for a request to be on the ballot. Pres. Kaplan indicated we need to get information out to our residents regarding Home Rule. Atty. Huvard indicated that he has not seen anything about a Home Rule community not being subject to Affordable Housing. He added that IDA has explained that the Affordable Housing legislation does not supersede zoning. All of the articles that he has

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read say the same thing. He was not sure that going Home Rule would solve all of those problems. Trustee Dunn questioned if going Home Rule will affect the Police Department. Chief Weinstein explained that we are not allowed to charge a tow administration fee because we are not Home Rule. Pres. Kaplan stated that we will have to look into the pros and cons of the issue. Trustee Svatik asked about public hearings. Trustee Graditor commented that we should have a public hearing. Trustee Dunn suggested having several. Pres. Kaplan reported it is a good idea. Trustee Dunn suggested setting the dates up very soon. Trustee Graditor stated we should educate the board first.

Pres. Kaplan brought up the subject of future water main infrastructure. Pat explained that the ball park numbers to put in the rest of the main water lines is around \$3.5M. 160 houses would be able to have immediate access to water. There would be a \$1.5M shortfall with tap on fees, if all of the 160 houses tapped on. Trustee Haber asked about a SSA. Pres. Kaplan reminded everyone that the board promised not to do a SSA in south Riverwoods. We are looking at other options. Russ pointed out that one resident on Orange Brace is looking for a petition. Trustee Graditor explained that this came about because of a discussion of State Assistance for water main expansion which happened at the meeting with the Riverwoods Preservation Committee and Kathy Ryg. We told her that we are looking for ways to do improvements in the Village. We were told to give her a proposal right away. Pres. Kaplan stated if we get her a proposal, it is just going to sit. The State has no money. Atty. Huvad reported the budget would be about \$3.5M. He questions if a grant or a loan would be a better option. He explained that the loan makes the most sense. We may be able to set one up without a SSA that would allow for gradual connections and thus gradual repayment. The State has a loan program, but in the past the interest rate has not been that good. It is a pooled program. With our credit as it is, we can do it on our own. The State program has a lot of red tape. We could set it up and possibly increase the tap on fees to cover our interest and costs. Pres. Kaplan stated we are exploring our options. Trustee Haber questioned what we are doing for this proposal. What are our costs? He did not want to see us losing money from the start. Trustee Graditor stated this is not a huge proposal. It is more of an outline. Trustee Haber reported that this is never going to happen. Atty. Huvad reported that in SSA #14 only 60% of the residents tapped on voluntarily. That does not look good for us.

Trustee Dunn asked Mr. Mancuso who lives in Vernon Woods whether or not he thought it would be a good idea to have a meeting to discuss the issue of getting municipal water. He did not advise it because more information is needed. Trustee Dunn questioned how many residents want water. Trustee Graditor asked about the costs. Joan Becker stated that she agreed that residents do not have enough information to even discuss the issue. She added that the drought has brought the issue of water into concern. Pres. Kaplan reported that the drought will end. The water level in the wells has gone up because of our conservation efforts. Anything with the State is very unlikely to happen. The State has

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no money. Trustee Norris stated that he is leery of creating an infrastructure with State funds and then expecting to repay those funds with tap on fees. Atty. Huvard pointed out that all residents should be treated fairly with the costs of water even without an SSA. Pat explained that three areas in the Village are petitioning for water. Russ told the board we need to make clear to the residents that even after water is approved it does not happen instantly.

Pres. Kaplan told the board that the water level of monitored wells has gone up, all of them except the reservoir. Russ explained that the County took water out of the reservoir and replaced it. The measurement was taken after the water was drained and before it was replaced. It is done to recirculate the water. Trustee Dunn stated that south Riverwoods is really working on the conservation effort. Pres. Kaplan reported that he called Baxter, and they are not using their shallow well. The Wheeling Park District, who owns Chevy Chase, is on a shallow well. They got rid of their deep well when they got Lake Michigan water. Trustee Haber wanted to know why Wheeling water is so cheap if they are on Lake Michigan water. Atty. Huvard explained that they are part of a consortium. We asked if we could join, but we were refused. Pres. Kaplan reported that we are talking to Northbrook to see if we can get water from them. That way we will skip the middle man. Our water bills are among the highest in the area. Trustee Haber commented that it is ridiculous the amount we pay for water. The average is just over \$3.00. We are paying \$5.85.

Jaye Brodsky of 1392 Kenilwood Court wanted to know if any of the wells have failed. Pres. Kaplan stated that Jack Schwall, who services most of the wells, has not heard of any. Ms. Brodsky commented on the great job everyone is doing with conservation. Pres. Kaplan told the board that 80-85% of the Village is conserving their water usage. Trustee Haber stated that his well is trickling. In his opinion that is a well failure. He added that he is lucky to be on Lake Michigan water now. Pres. Kaplan indicated that the Village residents are working on conserving. The wells will be monitored until the end of September.

XIV. Visitors Wishing to Address the Board

Jaye Brodsky told the board that in regard to the stop sign on Portwine she commends them for listening to a resident and responding.

XV. Approval of Bills

Trustee Dunn moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Svatik seconded. Trustee Haber pointed out that he had two invoices from Atty. Huvard for one bill. Atty. Huvard stated that he would make a note of the problem for himself and Susie.

Roll Call vote-           Ayes:           Dunn, Graditor, Haber, Masterson, Norris, Svatik

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Nays: None  
Motion carried 6-0 (Bills approved)

XVI. Old Business

Pres. Kaplan brought up the subject of the Good Neighbor Project. Atty. Huvard stated that everyone is in agreement. We hope to have everything ready to be signed for the next meeting. Trustee Haber asked about feedback from the project. Russ commented that since the berm went up, there have been no complaints about noise. Trustee Haber indicated that the residents should be thanking Orphans. They did a great job. They jumped through hoops for us. Pres. Kaplan reported that he told Orphans that they went overboard with the improvements, but that we appreciated it.

Pres. Kaplan stated that the next three agenda items need to be skipped.

Pres. Kaplan brought up the subject of Riverwoods Estates. Atty. Huvard explained that he talked to the other homeowners about the road association. They like the idea. We have added a paragraph on easements into the subdivision agreement. Trustee Dunn moved to have a second reading and adoption of an Ordinance Approving a Special Use for Lots without Frontage. Trustee Graditor seconded the motion.

Atty. Huvard reported that we have told the owner he has to sign the road association documents as part of the special use. It will be executed when the other residents are ready. None of the residents have told us that we should hold up the approval of the subdivision agreement for the road association documents. Trustee Haber asked if it really matters to the board if the road association goes through. Pres. Kaplan stated that we do not. Atty. Huvard indicated that the owner must sign the documents, if the residents tell him to. Mrs. Paunescu told the board that she thought her husband had signed the documents. She questioned if there was anything else her husband had to do. Pres. Kaplan stated there is nothing he needs to do. Atty. Huvard explained that the special use is tied to the subdivision plat, so approving the ordinance will take care of the plat. One vote takes care of both.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 Ordinance 05-8-15

Pres. Kaplan told the board the he and Trustee Svatik had had a long discussion about using Madison Advisors. He stated that he did not see the need for another broker. Trustee Svatik commented that he wanted our counsel to review the information from the firm. Madison Advisors states that they are involved with many municipalities. After review of their documentation only one municipality is listed. This was Battle Creek, Michigan. The rest were Police and Fireman Pension Funds. He added that he wanted to make sure that they will comply with State investment legislation requirements. Mistakes

have been made in the past. He does not want to see that repeated. Trustee Svatik suggested that everyone review the proposal. Pres. Kaplan commented that a lot of their investments are too risky for the Village. He suggested that we not move forward with this. Trustee Haber asked about the IPTIP. Trustee Svatik stated the rate is at about 2.85%. We currently have \$5.3M invested in the fund. Trustee Haber reported that Madison Advisors' investments are currently earning considerably more. Pres. Kaplan suggested talking about moving some of the funds we have with our current brokers. Atty. Huvard stated he is concerned Madison Advisors' samples are not right for us. On Bond Funds, we would have to investigate to determine if the Village can invest in these funds.

XVII. New Business

Pres. Kaplan brought up the subject of Neighborhood Electric Vehicles (NEV'S). Chief Weinstein explained that as of January 1<sup>st</sup> Illinois law allows NEV'S on roadways that we control. The speed limit has to be 35MPH or less. NEV'S can go between 20MPH and 25MPH. Mr. Biederman has provided us with some information on them. Chief Weinstein indicated that he felt there would be more accidents in the form of rear end collisions if the NEV'S are on the road. On Riverwoods Road there are only two lanes, so they cannot be passed. He explained that Mr. Biederman would like to use the NEV to go to church. Chief Weinstein stated that he did not think allowing the NEV on Riverwoods Road would be a good idea. Legally, it could be used on Portwine. It could not be used on Deerfield Road. Chief Weinstein stated that he felt the NEVS are a danger to the occupant and other drivers. He reported the he did not recommend it be used on Portwine or Duffy. It is okay if Mr. Biederman wants to use the NEV in his subdivision. We would need to put up a sign to allow their use. Atty. Huvard indicated that would have to be passed with an ordinance. Trustee Dunn added that Mr. Biederman also has to have permission from the County. Chief Weinstein pointed out that Riverwoods Road is under the jurisdiction of four different police or sheriff departments. Trustee Norris stated we would have to have hearings. Atty. Huvard suggested that we tell him the Board is not interested in pursuing this issue. Chief Weinstein reported that he told Mr. Biederman that he thought it would be okay to use the vehicle in his subdivision. Trustee Norris indicated that he did not think we should be paying for the research on this topic.

Pres. Kaplan brought up the subject of W1-F1 in the Village. Trustee Masterson explained that there is a firm in Texas that does this. It will cost us \$800K and 10% a year for maintenance. Another quote was for \$600K and 10-15% a year for maintenance. It is expensive because we have a less dense population, but are dense with trees. Trustee Masterson stated that he did not recommend doing this. Trustee Norris stated there is a system that goes through the power lines. Trustee Masterson indicated that that has been around for a while. Commonwealth Edison would have to do that. It is probably expensive. Pres. Kaplan thanked Trustee Masterson for doing the research.

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Pres. Kaplan told the board the next Board of Trustees meeting will be September 6<sup>th</sup>.

Trustee Dunn wanted to remind everyone about the Arts in Riverwoods gala event at the North Suburban Fine Arts Center on August 20<sup>th</sup>.

Trustee Graditor moved to adjourn the meeting. Trustee Haber seconded the motion. The motion was carried by voice vote.

The meeting was adjourned at 9:15PM

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
August 1, 2006

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

Bruce Masterson

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Public Hearing – July 11, 2006

Trustee Dunn moved to approve the minutes. Trustee Graditor seconded. Motion was carried by voice vote. Trustee Svatik abstained.

Public Hearing – July 11, 2006

Trustee Norris moved to approve the minutes. Trustee Dunn seconded. Motion was carried by voice vote. Trustee Svatik abstained.

Board of Trustees Meeting – July 11, 2006

Trustee Dunn moved to approve the minutes. Trustee Norris seconded. Trustee Dunn pointed out on page three, second line, the first “the” should be changed to “with.” On page five, second to the last line, “Owners’ Association Board” should be added after “Vernon Woods.” On page 6, sixth line from the bottom of the page, “to add onto the property tax” should be added after “years.” Motion was carried by voice vote. Trustee Svatik abstained.

Board of Trustees Meeting – July 18, 2006

Trustee Dunn moved to approve the minutes. Trustee Norris seconded. Trustee Norris stated that on page three, fifth line, the second half of the sentence should be taken out.

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“Trustee Norris stated that he had told her the project would be about \$875K” should be added. Trustee Dunn pointed out on page two, first line of the last paragraph, “Homeowner’s” should be changed to “Owners’.” Motion was carried by voice vote

V. Consultants

Gewalt Hamilton

Nothing

Director of Community Services

Nothing

Village Attorney

Nothing

Urban Forest Management

Not present

Plan Commission Report

Pres. Kaplan stated that there will be a Plan Commission meeting on Thursday. Atty. Huvard added that there will be a text amendment discussed to make corrections and updates to our ordinances.

Zoning Board of Appeals

Not present

VI. Police Report

Chief Weinstein told the board that 151 traffic citations were issued since the last meeting. There were 285 case reports and 112 traffic accidents written since the beginning of the year. He stated that he is compiling information, procedures, and forms for the administrative fee for towing vehicles. He is discussing this issue with Atty. Huvard and hopes to have it in effect shortly.

VII. Comments from the President

Pres. Kaplan stated that based on the 7/20/06 Well Monitoring Report the water levels have gone down. We are not in danger yet, but we may have to start a sprinkling ban. Trustee Dunn told the board that the water level of her well is at 42 feet. Pres. Kaplan added that the next report will be very telling because of the heat that we have had.

VIII. Visitors Wishing to Address the Board

None

IX. Old Business

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Pres. Kaplan brought up the subject of the Ordinance Proposing the Establishment in the Village of Riverwoods of "South Riverwoods Water Special Service Area #21." He added that additions to the list of residents who want water should have been added. A visitor stated that they are still collecting signatures. Pres. Kaplan reported that some residents are still undecided. He suggested that financing be discussed. Atty. Huvad explained that even if the board passes the ordinance tonight, the SSA will not be established. The only thing that the board would be doing by passing the ordinance is proposing the SSA. A date for a hearing would be set in 30 to 45 days. At the hearing residents can ask more questions and voice their objections. After the hearing is adjourned the board can pass the second ordinance; which would establish the SSA. After the hearing closes we have to wait 60 days for the Village Clerk to obtain signed objections. The Village cannot adopt the ordinance if 51% of owners and 51% of registered voters sign petitions objecting. Atty. Huvad added that the hearing can go beyond one night if necessary.

Atty. Huvad explained that the board is looking at the financing. The Village will borrow the connection charge of \$20K per home times the numbers of homes in the SSA. There were 57 homes on list for the SSA at the last count. There are 59 homes on the map. The numbers can change until the ordinance is passed. Atty. Huvad stated that he contacted local banks. We are looking to borrow about \$1,430,000. The Village would adopt a bond ordinance after the SSA passes. He added that we have gotten good rates in the past. Past rates were 4.6% to 4.8%. The bank is looking at a rate of about 5.1% to 5.2%. There are some properties that are already in an SSA for sewers. We do not want to burden those residents. If we wait another four years for water, construction costs will go up, interest rates will go up, and residents will not have water. Atty. Huvad told the visitors that construction costs are going up about 6% a year. The \$20K connection charge is meant to cover the costs. In order to avoid residents having to make two payments, we have talked to the bank. They will allow us to borrow the money now and not pay it back right away. The Village would advance the residents' money and pay the interest over the next four years. The interest would then be put back into the resident payments. The 10 year bonds would be out for 14 years. It would make the project slightly higher in cost, but it is one way to go. The board would like to go with this option.

Trustee Svatik asked if the obligation of the fronted money is with the owners or the Village. Atty. Huvad explained that the obligation runs with the property because it will be reflected on the property tax bills. Trustee Haber stated that the first year the SSA exists it will show up on tax bills with \$0 due. Atty. Huvad added that the "0" extension will run for the first four years. A visitor asked about a special assessment. Atty. Siegel indicated that municipalities are moving away from special assessments. There are tax advantages with SSAs. Special assessments are not tax deductible; SSAs are.

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Larry Kanar of 471 White Oak Lane told the visitors, as a member of the Homeowners' Association Board, he thanked them for coming out for the meeting. The Homeowners' Board takes a neutral stance on the establishment of water. He told the board that after talking to homeowners there is one main question. That question is whether or not homeowners have to close up their wells and tap on. Pres. Kaplan stated that the answer to both is "no." Trustee Graditor explained that with the addition of a special valve residents can keep their well and tap on to municipal water. The well can be used for outside irrigation, and municipal water can be used inside. With this option there needs to be a yearly inspection to make sure the separate systems are intact. The other option is that after tapping on an owner can seal his or her well.

Michael Baumann of 2500 Greenbriar questioned how an owner can have two different systems. Trustee Graditor explained that the systems have to be separate. There would be an RPC valve in the house. Richard Small of 385 Thornmeadow asked about the size of the district. Pres. Kaplan stated that it started with 59 homes, but we are looking for others who are interested. We can postpone passing the ordinance, if others want to be added. Mr. Small reported that the Village is looking at the SSA having 59 homes; the homeowners are talking about 100 homes. Trustee Graditor reported that the Village borrows \$20K a house regardless of how many homes are in the SSA. Chuck Lentz of 3223 Blackthorn asked about the \$20K number. Pres. Kaplan stated that it is an ad valorem tax. Trustee Graditor added it is based on the value of the resident's house.

Carol Lieberman of 406 Greenbriar asked about the \$20K a house, the number of houses, and how it relates to the property tax bills. Trustee Graditor explained that the amount that is collected in your taxes can change yearly. Pres. Kaplan stated that we have found that the first year is the highest. The rate that is paid on property taxes can go down as teardowns are rebuilt. Steven Fischer of 610 Thornmeadow wanted to know the costs. Pres. Kaplan stated that each house will be different. It is based on assessed value of the house. Irene Gagerman of 3000 Orange Brace questioned if the interest is going to be deferred. Atty. Huvad stated that for four years interest will be paid by the Village. Ms. Gagerman told the visitors that the four years of interest will be added to the project for the ten years. Mike Corn of 3075 Blackthorn asked if the money would be invested. Pres. Kaplan explained that the money that is borrowed goes to the contractors who run the project. Trustee Haber indicated that the residents will be getting an interest free loan from the Village. The four years of the interest that the Village is paying will be paid back to the Village over ten years.

Mr. Lentz stated that the cost of the sewer was divided evenly. He questioned why water is different. Atty. Huvad explained that the sewer SSA was the only one that was done that way. All of the SSAs after that were done as an ad valorem tax. For the sewer SSA we got letters from everyone. Everyone was in agreement. That SSA was only 17 homes.

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Atty. Siegel told the visitors that we have litigated this issue in the past. One owner felt that he was paying too much. The court decision was that the ad valorem approach was the right one. A flat rate tax has never been tested. Bond counsel likes the ad valorem tax. Mr. Corn questioned what an ad valorem tax is. Atty. Siegel stated that it is based on assessed value. Trustee Graditor indicated that all of the home values are added up and divided by the number of homes. That determines the mid range. The numbers go up or down from there based on assessed value. Pres. Kaplan added that property taxes are ad valorem.

Marty Rutstein of 480 Juneberry wanted to know if there was an alternative way to underwrite the bond so that every one pays an equal amount. Atty. Siegel stated that he did not think bond counsel would want to be responsible for that. That would be a special assessment, and they are not done anymore. It would probably cost more than an SSA. Mr. Browdy stated that there is no benefit if the cost cannot be deducted. That would make a special assessment cheaper. Marty Rutstein of 480 Juneberry stated that the majority is pushing the minority. He added that an allowance to eliminate those who do not want to be a part of the SSA would be equitable. Atty. Siegel indicated that legally the project needs to be based on engineering and feasibility. The boundaries will be discussed at the public hearing. Trustee Haber stated that if a property is on the periphery, we can consider removing it from the SSA. If the property is in the middle, it is much harder. Trustee Graditor explained that the properties must be contiguous. A major benefit of water is fire hydrants. Even if an owner does not hook up, he or she still gets the hydrants. Pres. Kaplan told the visitors that there have been three fires since he has been here. Two of the three houses burned to the ground because there were no fire hydrants. The third house was saved because there was a nearby fire hydrant.

Keith Van Horne of 684 Thornmeadow asked if he did not want the water, would he have to pay anyway. Tom O'Bryan of 490 Thornmeadow wanted to know why this SSA would work differently than the sewer SSA. Pres. Kaplan explained that there were only 17 homes in the sewer SSA. No one is willing to write the bonds that way anymore. Mr. Corn asked if fire insurance premiums would go down with water. Pres. Kaplan stated it is surprising, but premiums will not go down. Mr. Small indicated that the Village's rating is based on many factors. They include fire stations, types of fire equipment at the fire stations, and sources of water. The Village has a very good fire rating. A resident asked if granting an easement for water would be a good trade off for not participating in the SSA. Atty. Huvad stated that would be a bad policy. It would set a bad precedent. Since the Village has been doing SSA we have gotten over 350 easements. It shows the spirit of the Village. We try to encourage residents to be neighborly. If we had to pay for all of the easements, the cost of the projects to the residents would go up. A resident asked why he would have to pay \$45K versus his neighbor who would pay \$20K. Trustee Norris pointed out that residents are not taxed for the number of kids that they have in the

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schools. The SSA works on an ad valorem tax. That resident stated that it did not work that way for sewers. Trustee Norris reported that we cannot do it that way. The resident stated that it would be fairer that way. Pres. Kaplan told the visitors that he wished that we could do it a different way.

Marty Rutstein of 480 Juneberry asked about residents digging a deep well that would service three to four houses. Trustee Haber stated that a water line still needs to go in. Trustee Graditor added that she did not think that was legal for residents. Pat explained that with the Village having a Lake Michigan allocation deep wells are discouraged. There are a lot of problems with multi-family private systems. He questioned who maintains the system. The yearly permit fees are very large. The cost of a multi-use well with distribution lines would cost about the same as our proposed SSA. Mr. Rutstein pointed out that the cost of water from Highland Park is very high. Pat stated that the cost of water is not any higher than the cost of maintaining a well. He added that it is probably not legal to use a deep well in an area with Lake Michigan water. Atty. Siegel reported that it would have to go to the Illinois Commerce Commission. Mr. Rutstein asked about the comparison cost of water to other communities. Trustee Svatik stated that our costs are high. Trustee Norris reported that we are looking into getting water from Northbrook. There are other alternatives.

Mr. Corn explained that the result is that if we do not buy in now, it will be higher later. Pres. Kaplan stated that if residents wait five years, the costs would go up 6% a year. The cost to tap on was \$14,750 last year. The cost this year is \$20K. Mr. Corn asked how much it costs to connect. Trustee Graditor stated that when a resident wants to tap on there is a B box outside the home to connect to. That is handled by the individual homeowner. Trustee Svatik asked about the survey of the water bills. Pres. Kaplan stated that the average bill was \$85 a month for water. He indicated that we can wait to pass the ordinance to see if other residents want to add in. It is hard to add in residents after the ordinance is passed. He asked for a show of hands of residents who would like to add into the SSA.

Pat stated that, with regard to the monthly cost of water, he felt that the numbers are skewed because there are some residents in the areas who have water and use a lot of water for irrigation. The areas being considered will probably not be big irrigation water users. The water bills could be lower. Trustee Graditor stated that we should give the residents another two weeks. A resident suggested that if the SSA is held open, someone should go out and sell the project to the residents. Trustee Graditor pointed out that the board does not want to sell the project. Neighbors should talk to neighbors.

Mr. Rutstein stated that it will cost between \$40K and \$50K for the connection fee, \$700 to \$1K yearly for water, and \$10K to connect to the B box. Residents may not be able to

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deduct any of the costs. That is quite a burden. Pres. Kaplan pointed out that Mr. Browdy is giving an extreme example on the ad valorem tax. Most of the costs are deductible. No one that he knows has spent more than \$5K to connect to the B box. Mr. Browdy questioned how residents on Deerfield Road got free water. Pres. Kaplan explained that there was a grant and Dean Witter put money in as well. That section is the backbone of the system. Trustee Graditor added that those people wrote checks up front with no possible deduction for their water. No one hooked on for free. Walter Nathan of 300 Thornmeadow asked when the project would be completed. Pat stated if it went as planned it would be completed next summer. Ms. Lieberman questioned what happens if water goes through, and she decides not to hook up. Pres. Kaplan explained that with the SSA she would only have to pay for her connection from the B box to her house when she decided to connect. \$35 a foot to connect from the B box to the house is a high end number. Atty. Huvad added that we have found if neighbors work together, the cost for the connection can go down.

Trustee Dunn told the visitors that she is the only trustee on a well. She has been watching the level of the well very closely. It is now at 32 feet. In years past her well levels used to be in the 80's to 90's. Even with rain the levels are still down. The costs to put in water are going to go up and up. She is thankful that the board is considering paying the interest costs for the next four years. She added that in the long run she feels that this is something we need to do. Sue Auerbach of 460 Portwine wanted clarification of how many people could be added. Trustee Haber explained that the additions need to be contiguous to the project. Pat stated we will have to see how much main would need to be added with additional homes. Russ indicated that we would collect names and addresses and look at the overall project. At this point there are 42 homes in favor of the project and 17 that are not.

Ms. Gagerman of 3000 Orange Brace stated that the dollar amounts have changed. She has now changed her mind. Mr. Van Horne of 680 Thornmeadow added that he had signed up as interested. Atty. Huvad reported that nothing is binding until after the public hearing. The Village wanted to gauge interest. Ms. Gagerman commented that it is harder to go back after getting things started. Trustee Haber reported that he wants to know if views have changed. The Village is not pushing the project. The board has no agenda. Pres Kaplan explained if a resident signed the petition and has now changed his or her mind, he or she should let Russ know within the next two weeks. He advised them to tell their neighbors the same thing. Russ added that the Village did not start this. Residents came to us. Mr. O'Bryan of 490 Thornmeadow asked for the Homeowners' Association to send out the information. Pres. Kaplan reported that the Homeowners' Board remains neutral. He stated that this discussion will be continued. There was a five minute recess.

XI. New Business

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Pres. Kaplan brought up the subject of the Resolution on mitigation. Pat explained that this is a federal mandate. We have to have a mitigation plan in place, or we will not receive any relief funds if a disaster occurs. The County came up with a plan that we are going to adopt. He added that our main concern is flooding. This works similarly to the Watershed Development Ordinance. Atty. Siegel stated that he has not seen the plan. Pat reported that he can make the plan available to the board. Trustee Norris commented that he would like to see it. Pat reported that he will get the plan out to everyone. He has seen the plan. Trustee Graditor moved to approve the Adoption of the Lake County Multi-Jurisdiction All Natural Hazards Mitigation Plan. Trustee Dunn seconded the motion. Motion was carried by voice vote. R06-8-3

Pres. Kaplan mentioned the ordinance authorizing the selling of surplus property. Trustee Norris moved to waive the first reading of an Ordinance Authorizing the Sale of Surplus Personal Property Owned by the Village of Riverwoods. Trustee Haber seconded the motion. The motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Authorizing the Sale of Surplus Personal Property Owned by the Village of Riverwoods. Trustee Norris seconded the motion. Pres. Kaplan told the board the item being sold is a 2002 Ford Explorer.

Roll Call Vote -       Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                              Nays:           None  
                              Absent:        Masterson  
Motion carried – 5– 0           Ordinance 06-8-16

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Trustee Graditor reported that building has slowed a bit. There were two applications for new homes and two applications for additions. The value of the two homes being built is \$1,583,000.

Trustee Masterson – Water/Police/Fire  
Absent

Trustee Svatik – Finance/Soil & Water

Trustee Svatik told the board he was at NSSRA today. He will have a report later. He will be at a DBR meeting on Friday. He has started on the annual report.

Trustee Haber – Legal/Sewer

Trustee Haber wanted to know if anyone has checked the bike path. Pat stated that he has not gotten together with Chuck yet. He acknowledged that areas of the path are tight.

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Trustee Haber asked him to look at the path again. Pat reported that he would make a recommendation.

Trustee Haber told the board that Deerfield Golf Course signs have popped up. He is assuming that they are in violation. The golf course was going to ask for an electronic sign, but they never did. Now we have these new signs. He stated that he does not care, if the signs are acceptable. If they are not, we should follow through to remove them. Russ stated that he would go and check them out. Trustee Haber indicated that the signs are advertising the golf course. They are not temporary signs highlighting an event at the golf course.

Trustee Dunn - Road & Bike Paths/Forestry

Trustee Dunn stated there are a lot of gypsy moths. Russ indicated that Chuck said that we should collect addresses, and then we can talk about spraying. Trustee Dunn told the board that information needs to go out the residents. Trustee Svatik asked about mosquitoes. Russ stated the Village was sprayed Friday night and Sunday morning. Atty. Huvad indicated that the paper reported that a new crop of mosquitoes will hatch next week.

Trustee Dunn told the board the bike path on Deerfield Road looks bad. It is dirty and the trees need work. Russ reported that it was just trimmed back. Pat added there will be patching done on the path as well.

Trustee Haber reported that he went to the strip center on Milwaukee Avenue. The planters outside the shops are completely empty. He questioned if management has changed. The center looks run down. He questioned if there was anything that we can do. Pat reported that we still have their letter of credit. Trustee Haber stated it is the first entry to the Village. We are supposed to be a high end community. The strip center does not reflect that. Russ pointed out that the planters are new. He will call them.

Trustee Norris – Solid waste/Drainage/Storm water

Trustee Norris indicated that he has asked the lawyer for the Herman Estate some questions. He has not yet heard anything.

Trustee Norris reported that Kathy Ryg is out of town until the 10<sup>th</sup>. We have no answers yet on the possibility of funds for extending water with Northbrook. It could still be several weeks.

Trustee Svatik moved to adjourn the meeting. Trustee Graditor seconded the motion. Motion was carried by voice vote.

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The meeting adjourned at 9:50PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:00PM.

IV. Approval of Minutes  
Public Hearing – July 11, 2006  
Held until the next meeting

Board of Trustees Meeting – July 11, 2006  
Held until the next meeting

V. Treasurer's Report  
Hal Roseth told the board that we crossed the \$13M mark. That is the largest balance we have ever had. The funds for the SSAs, General, Police, and Water are all up. The IPTIP is paying at 4.848%; which is a good rate and brings in \$316K annually. He compared that to the Prime Fund; which would only be \$16K extra annually. Hal stated that we are going to have to start looking at rollovers on CD. We are going to have CDs that will expire in August. He will call to get the current rates.

VI. Urban Forest Management  
Pres. Kaplan told the board that he received letters from Chuck Stewart on the Emerald Ash Borer. It is something we are going to hear a lot about in the future.

VII. Engineer's Report  
Pat Glenn stated that he has not heard from the Village of Northbrook yet. They are meeting today and probably would be discussing the issue of connecting us to their water.

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VIII. Director of Community Services Report

Nothing

IX. Zoning Board of Appeal

Not present

Trustee Haber arrived at 8:05PM

X. Plan Commission Report

Atty. Huvard told the board that the Plan Commission has a hearing scheduled for August 3<sup>rd</sup>.

XI. Police Report

Chief Weinstein reported that 74 citations have been issued since the last meeting. There have been 263 case reports and 103 traffic accident written since the beginning of the year.

XII. Village Attorney's Report

Nothing

XIII. Comments by the President

Pres. Kaplan told the board that Marilyn Rutter died. She was the wife of Vern Rutter who was a former mayor of the Village. Trustee Svatik added that all funeral arrangements will be taking place in Grand Rapids, Michigan. Pres. Kaplan stated that he would like to send something to the family.

Pres. Kaplan reported that 8/12/06 is Local Officials Day at the State Fair. If anybody wants to go, he or she can get up to six tickets.

Pres. Kaplan stated that Mark Kirk is campaigning to get information out on the Emerald Ash Borer. We have received letters, and there is an article in the current Village Voice. He indicated that he received an email from Chuck Stewart. Chuck went to the meeting hosted by Mark Kirk. We are going to see a lot about this problem. Chuck has told us that 20% of our trees are ash; so we are susceptible.

Pres. Kaplan told the board that the Vernon Woods Owners Association sent out a letter to everyone who was not notified about the SSA. The letter was very accurate. He had asked Joyce to find out the average water bill in the Village. The average for 2005 was \$85.68 a month. In 2005 we had 750 residential users. Atty. Huvard stated that he talked to North Side Community Bank about the Village paying in advance. It would not be a problem if the Village paid the interest for four years. This could be added to the tax levy to pay the Village back after the four years. For every \$1M borrowed the interest would

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be \$50K a year. The rates are now close to 5%, but we are tax exempt. Pres. Kaplan told the board that this is something to think about for the next meeting. Trustee Svatik asked Trustee Dunn if she knew the reactions of her neighbors. Trustee Dunn responded that if the payment of the water SSA does not start until after the sewer SSA is paid off, most will say yes.

Pres. Kaplan brought up the subject of a possible grant for water connection with Northbrook; thanks to Trustee Norris. Trustee Norris explained that he went to a traffic meeting. At that meeting he was able to talk to Kathy Ryg about our situation. She jumped on the availability of funds. We sent her a letter that she requested. She was not sure of the contribution, but Trustee Norris stated that he had told her the project would be about \$875K. There have been calls between us. She did not identify the source of the possible funds.

Pres. Kaplan told the board that there will be a Transportation Summit on September 20<sup>th</sup>. Kathy Ryg and Terry Link will probably address our board on September 6<sup>th</sup>. We will know the date for sure next week. They want to talk about the summit and get our comments before the summit.

XIV. Visitors Wishing to Address the Board

Andrew Quigley, from SWALCO, thanked the board for the opportunity to address them. He explained that they have gone over the financial situation for SWALCO. They have looked at where they will be in a few years. They need to make some changes. Their Finance Committee made some recommendations that are in the report that was given to the trustees. Mr. Quigley explained that they hope to have all of the changes in place by November of 2007. They are making expenditure reductions as well as eliminating a staff position. There have been some changes in recycling agreements. There will be some new fees as well as some new revenue. SWALCO is funded by their land fills. Members have paid into them at the beginning and as part of the intergovernmental agreement. They are looking to have some villages add fees based on the number of resident, \$.58 per household. Mr. Quigley pointed out that the last page of the report lays out the fees. The cost to Riverwoods would be \$633 per year. If the Village enters into a contract with SWALCO for recycling, SWALCO would pay the Village \$1,700 a year. That means the Village would end up making money.

Atty. Huvad asked if there were any actions that the Village needed to take before the next meeting. Mr. Quigley stated that he thought he would come back in the spring. They are looking to Springfield for some revenue, but there is no guarantee. Waukegan may have a problem coming up with the money that SWALCO is looking for. If they drop out, the numbers may change a little. He explained that they are working on this over the next 18 months. Trustee Svatik asked about the unincorporated areas. Mr. Quigley stated that

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they are talking to the County. They are asking the County to waive some of their fees. SWALCO is negotiating with them. The County understands the issues.

XV. Approval of Bills

Trustee Norris moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Svatik seconded. Trustee Haber asked about the invoices from Strenger. Five of them seem to be bills that should be charged back. Pat stated a couple of them will be recaptures. Pres. Kaplan asked who follows through with that. Russ added that he works with Susie. Trustee Haber questioned why, on the other three, the Village is paying them. Pat explained that the Village is responsible for maintaining the equipment.

Roll Call vote-           Ayes:           Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                                  Nays:           None  
                                  Motion carried 6-0   (Bills approved)

XVI. Old Business

Pres. Kaplan brought up the subject of the ordinance amending the municipal code. The date of the ordinance should be July 17, 2006 not 2005. Trustee Masterson moved to waive the first reading of an Ordinance Amending the Riverwoods Municipal Code Concerning Vehicle Seizure and Impoundment. Trustee Svatik seconded the motion. The motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Amending the Riverwoods Municipal Code Concerning Vehicle Seizure and Impoundment. Trustee Svatik seconded the motion. Atty. Huvad told the board that he had a small correction to hand out that was suggested by Trustee Norris. Trustee Masterson questioned if we have established a process for hearings. Pres. Kaplan stated that we have not. Trustee Masterson asked how we are going to do this. Atty. Huvad explained that we can lay things out with a hearing officer. We do not need official court proceedings. Villages that do this are hiring lawyers. Atty. Siegel added that we ought to have rules, so everyone understands the procedures and his or her rights. Chief Weinstein suggested putting the language in the paperwork that a person receives when he or she is notified. Atty. Siegel stated that they need to know what to expect. Atty. Huvad reported that he understands the concerns. He will put something together. Chief Weinstein pointed out that he has never seen rules. Atty. Huvad added that some communities have hearings on other issues as well as vehicle seizure. Pres. Kaplan suggested seeing what they do. Atty. Siegel stated that it is important to set up due process procedures. Trustee Svatik pointed out on page two; we need a clarification on "business day." Atty. Huvad suggested a few changes in the language. Trustee Svatik questioned if we are set up with a towing company. Chief Weinstein stated that we use Ernie's. They have a secure lot. Atty. Siegel asked about the history in Buffalo Grove. Chief Weinstein responded that not many

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hearings have been requested in Buffalo Grove. Atty. Huvard commented that we can have something to hand to people. He added that he did not put a fee in the Ordinance. It should go in the Fee Schedule, so it is easier to update. We will need a resolution for the fee schedule.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 Ordinance 06-7-15

XVII. New Business

Pres. Kaplan told the board we have the information of the MFT resolution. Pat told the board that we are planning to resurface Hoffman Lane and patch Saunders Road. We will ask for \$250K and keep a balance of \$245K. We are not going to resurface all of Saunders to save some money. We can push that back until next year. Trustee Haber questioned if Hoffman will be resurfaced with stone. Pat explained that we are going to do shoulder restoration and landscape up to the edge of the road. Saunders does not need the gravel shoulder, but there is a benefit because it gives cars a place to pull over. Without the gravel we will need more money for restoration for ruts in the grass. Pat added that the erosion control blanket will be biodegradable. Trustee Svatik moved to pass the 2006 Motor Fuel Tax Resolution to take \$250K out of our Motor Fuel Tax Fund. Trustee Masterson seconded the motion.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 Resolution R06-7-2

Pres. Kaplan told the board that there will be two hearings at the August 1<sup>st</sup> Board Meeting.

Trustee Graditor moved to adjourn the meeting. Trustee Dunn seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 8:50PM.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
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July 11, 2006

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
Eileen Stanger  
Bruce Huvad  
Pat Glenn  
Morry Weinstein

Absent

William Svatik

Minutes taken by Debbie Limer

The meeting was called to order at 8:10PM.

IV. Approval of Minutes

Board of Trustees Meeting – June 20, 2006

Trustee Masterson moved to approve the minutes. Trustee Graditor seconded. Trustee Norris stated that the second line from the bottom of page two should read, “Trustee Norris commented that establishing an SSA for water is awkward because we said that we would not do this until the SSA for the sewers is paid.” Motion was carried by voice vote. Trustee Dunn abstained

V. Treasurer’s Report

Not present

VI. Urban Forest Management

Not present

VII. Engineer’s Report

Pat Glenn told the board that the contractor is resetting some concrete work on the bike path. That will be done tomorrow. After that the path is done. The director of Public Works in Northbrook is recommending negotiations with us with regard to Northbrook providing water to Riverwoods. It looks to be a win-win situation. The Village Board in Northbrook will be discussing the issue at their meeting next week.

VIII. Director of Community Services Report

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Not present

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Atty. Huvad stated that there is a notice for a Public Hearing with the Plan Commission on August 3<sup>rd</sup>. It is for a text amendment to clean up some paperwork issues that were discovered by Sterling Codifers.

XI. Police Report

Chief Weinstein told the board that there have been 222 citations issued since the last meeting. There have been 251 case reports and 92 traffic accidents written since the beginning of the year. Chief Weinstein reported that AAIM (Alliance Against Intoxicated Motorists) has issued certificates of appreciation to Officers Ernst and Salmen for their "commendable DUI enforcement."

XII. Village Attorney's Report

Atty. Huvad stated that a resident put in an irrigation system without a permit. The Village Forester gave them restrictions as to what had to be done before the system went in. The homeowner had it put in anyway. We are looking to see what we can do in the future. We are looking at contractors. They are more of a problem than the owners. Atty. Huvad explained that we are looking at what other communities are doing. It may involve keeping track of contractors working in the Village.

XIII. Comments by the President

Pres. Kaplan told the board that the water level of the wells is down a little from May, but they are up from last July. Trustee Masterson stated that the wells are up 23 feet from last year and suggested that data should be on the web site.

Pres. Kaplan brought up the subject of AAIM. Chief Weinstein stated that there is a memo to the Board with the AAIM yearly survey. Naperville is number one in DUI enforcement for its size. Riverwoods is number three in DUI enforcement per police officer. We had over 100 DUI arrests last year; that reduces the accidents in the Village. Pres. Kaplan commented that it makes the Village safer.

Pres. Kaplan told the board that he received a memo from Karen May on Ethanol and the E85 Summit on August 10<sup>th</sup>. She would like to see communities use hybrid cars and trucks for their fleets. She would also like to see E85 available. Chief Weinstein commented that we did research on putting in a gas pump for the squad cars; it was cost prohibitive. Pres. Kaplan reported that if we had an E85 pump, we could sell the alternative fuel. Trustee Haber added that Karen May would like to see it commercially

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available. Pres. Kaplan asked if we could require the BP Amoco to have it. Atty. Huvad did not think that we could do that. Chief Weinstein reported that Ford is the leader in flexible fuels. Pres. Kaplan stated that we would like to use it if we can. He would like to see it in the Village. Chief Weinstein reported that he would contact Ford. Pres. Kaplan indicated that he will try to make it to the August 10<sup>th</sup> summit meeting. Atty. Huvad mentioned a meeting with Mark Kirk. Mark Kirk stated that our gasoline mixture is the reason for the shortage and the high price.

XIV. Visitors Wishing to Address the Board

None

XV. Old Business

Pres. Kaplan stated that the three ordinances under Old Business will be continued until the first meeting in October.

XVI. New Business

Pres. Kaplan brought up the subject of the Lake County Major Crimes Task Force intergovernmental agreement. Chief Weinstein stated that it is a necessary insurance policy that costs \$2,750 a year. If there is a murder, non-family kidnapping, officer shooting, or other major crime, they take over the investigation. They send out what is needed. Without this agreement the costs and personnel requirements of such an investigation would be a major burden to the Village. Trustee Graditor moved to approve the Lake County Major Crimes Task Force Intergovernmental Agreement. Trustee Masterson seconded the motion. The motion was carried by voice vote.

Pres. Kaplan brought up the subject of SSA #21. He stated that we had a meeting with representatives of the area for the proposed SSA. They wanted more time to better inform residents in the area. They want the opportunity to add more properties to the SSA. That has to be done before the second reading. Larry Kanar of 471 White Oak Lane told the board that he just found out about this last night. There are 35 houses that could be included, but are not. He wants to survey them to see if they want to be included. He added that he got four signatures just today. Trustee Haber asked how many neighbors he approached. Mr. Kanar stated his four immediate neighbors.

Howard Patterson stated that a lot of people are inclined to want water. The rest of the residents can probably be polled within a month. Atty. Huvad pointed out that there would be four years of overlap assuming that the SSA would start in 2007. Trustee Norris explained that the board had said that we would not force an SSA for water until the SSA for the sewer is paid. We have to investigate the details on that before we move ahead. We want to live up to a commitment we made before. A visitor asked if the costs would get lower by including the 35 houses Mr. Kanar mentioned. Pres. Kaplan explained

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that it would save the Village money because the Village will be subsidizing the difference in the construction costs versus homeowners' taxed costs.

Walter Nathan of 300 Thornmeadow told the board that they started out getting signatures from residents on Thornmeadow and went from there. Some of the residents would prefer not to do water. Others feel the sooner the better. Pres. Kaplan stated that the board made a commitment that we would not initiate an SSA until the sewers are paid off. He added that this is an owner initiative. Atty. Huvard explained that he thought there is a procedure for residents to bypass the Board of Trustees. The owners can petition the court. It is an alternative. Pres. Kaplan asked if there was a promise made not to have a second SSA. Atty. Huvard indicated that is not in the minutes. Trustee Haber reported that the owners have an understanding that there will be no new SSA until the sewer SSA is retired. He added that he has a problem moving ahead with this. He wanted to see if there is another way to do this. If there is a super majority and there is no other way, then we should revisit the issue. He would like to look into other alternatives. Pres. Kaplan questioned what those alternatives are. Trustee Haber suggested a court petition. He stated that he believes that we have made a commitment to the residents that lasts another four years. Atty. Huvard suggested starting on Thornmeadow; some of the residents are not a part of SSA #12. Pres. Kaplan responded that the subsidy would be too high. Trustee Masterson stated that the Board of Trustees made a commitment at the meeting. He went through the past minutes. He is all for water, but if we made a commitment it is not fair to the residents. Pres. Kaplan questioned if the board would consider fronting the money for the SSA until SSA #12 is paid for. He stated we could pass the SSA for five years from now. Trustee Masterson explained that we would front the money, and then everyone starts paying in five years. Pres. Kaplan added that we have the money. He could not think of a better use for the money. The Village would get it back eventually. Trustee Haber stated it may be simple to bypass the board another way. Atty. Huvard added that he believes that even with a bypass of the board it comes back for the board to vote on.

Carol Lieberman of 406 Greenbriar questioned if there was anyway to pass the SSA and give some the option to wait to pay. Others would pay right away. Atty. Huvard stated that is not possible because we can only give the Lake County Tax Office one direction to go. Sue Auerbach of 460 Portwine told the board that most residents feel that the board made a commitment to them with regard to the sewer SSA. Pres. Kaplan suggested that the owners get the signatures of residents in favor of a water SSA, and we will try to be creative with the financing in the Village. Mr. Kanar suggested getting a bond and having the board front the interest for the four years. Pres. Kaplan stated that would be more costly to the homeowners either way. Doing it now the interest would be higher, or starting it in four years the construction costs are going to be higher. Trustee Norris pointed out that we need to find out how many residents want the SSA. Then we have to

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be creative. We do not know if getting creative with the financing would add a lot to the cost or not. Pres. Kaplan stated that the cost of putting in water would not be much more than the cost of putting in the sewers. Trustee Norris indicated that we have the basic idea of those costs. Trustee Dunn suggested putting off the public hearing on this because early August is a bad time for most residents.

Mr. Kanar stated that the cost is fixed at \$20K a house plus interest. Atty. Huvad pointed out that the Village borrows \$20K a house plus the tap on amount. That amount is amortized over ten years plus interest. It would come out to about \$170K a year. Pres. Kaplan added that we have to take equalized values based on total value to determine each individual homeowner's share. Mr. Kanar indicated that homeowners can figure their costs, but the Village does not know their cost.

Irene Gagerman of 3000 Orange Brace stated that she had the equalized values, so they can all figure out their approximate cost plus add on plumbing costs. Trustee Graditor pointed out that if a homeowner is in an SSA, he or she does not have to tap on. When the house is sold the new owner must tap on. Trustee Haber wanted to get his opinion out to the audience. He is not necessarily agreeing to the Village subsidizing the cost of the water. Trustee Norris added that as of now the difference in the numbers between the tap on fee and the cost of the project is about \$1,300 a house. That is very close. Trustee Dunn pointed out that when north Riverwoods needed to borrow money for sewers, south Riverwoods agreed. This may be the same situation only in reverse. Mr. Patterson told the board that they already have a percentage over 51%. If the percentage goes higher, that is a greater opportunity for the community. Mr. Nathan questioned what a "super-majority" is. Trustee Haber stated that he would know it when he saw it. Trustee Graditor indicated that she suspected that, if we can provide a way to protect our residents over the next four year, we will have a majority. It is important for those residents to understand that they will not be getting a free ride. Clarity on this issue is important.

Ms. Lieberman told the board that she appreciates the board's sensitivity to the residents. She wanted to make sure that there would be no pressure to hook up. The cost can be enormous. Trustee Masterson commented that by putting in water the Village is able to achieve our fire safety goal. We will not be forcing anyone to hook up. Ms. Lieberman stated that different people have come around with petitions. Not everything is clearly stated. She wanted to make sure that residents are getting accurate information. Pres. Kaplan stated that there is no way to insure that residents are giving out accurate information. That is why the Village has public hearings. Trustee Graditor added that any resident has the right to withdraw his or her signature after the public hearing. Mr. Nathan indicated that they will tell residents about the public hearing. Pres. Kaplan stated that we want to make sure that residents are informed. Trustee Norris explained that passing the

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ordinance only starts the process for the hearing. There has to be another vote after the public objection period has expired. If 51% of the registered voters and 51% of the property owners object, we cannot move forward.

Mr. Nathan stated that there could be another drought. That would put more pressure on the wells. The value of real estate goes up with city water. He added that fire insurance costs would be affected as well. Pres. Kaplan indicated that fire insurance costs do not change. He added that some people in the Village cannot afford the SSA. We understand the problem. We need to figure out what is best for everyone. Fire hydrants are very important whether the resident hooks up or not. Ms. Auerbach pointed out that some are paying more than others. They do not want two SSAs at once. She questioned if the residents at Portwine and Deerfield Roads should be contacted. Trustee Dunn stated that Vernon Woods Owners Association Board remains neutral on the issue of water, but they should be informed. Mr. Patterson questioned if Thornmeadow could go ahead by themselves, if the SSA was turned down. Pres. Kaplan stated we would have to look into that, but the costs would go up. The smaller the area is, the higher the cost. Atty. Huvard added that in Thornmeadow the costs would go up because the lots are larger. Pres. Kaplan stated that we will continue this discussion for the first meeting in August.

Pres. Kaplan brought up the subject of the ordinance amending the municipal code for vehicle seizure. Atty. Huvard stated he wanted to continue this for the next meeting. Trustee Norris added that the ordinance should be changed because it should state where the seizure notice is going. He suggested the registered address.

Pres. Kaplan brought up the subject of prevailing wages. Trustee Haber moved to waive the first reading of an Ordinance Approving Prevailing Wages. Trustee Masterson seconded the motion. The motion was carried by voice vote.

Trustee Haber moved to have a second reading and adoption of an Ordinance Approving Prevailing Wages. Trustee Masterson seconded the motion.

Roll Call Vote -      Ayes:            Dunn, Graditor, Haber, Masterson, Norris  
                             Nays:            None  
                             Absent:        Svatik  
                             Motion carried – 5 – 0            Ordinance 06-7-13

XVIII. Executive Session

Trustee Norris moved to recess to Executive Session according to Section 2C of Open Meeting Act for land acquisition. Trustee Haber seconded the motion.

Roll Call Vote -      Ayes:            Dunn, Graditor, Haber, Masterson, Norris  
                             Nays:            None  
                             Absent:        Svatik

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Motion carried – 5 – 0

The meeting went into Executive Session at 9:30PM.

The meeting returned to regular session at 9:45PM.

Pres. Kaplan asked Trustee Haber if he could get creative with possible financing for SSA #21. Trustee Haber stated that he would make some phone calls. Trustee Dunn added that if we could wait the four years to add on to the property tax, we would get almost everyone.

Pres. Kaplan stated that the next meeting will be July 18<sup>th</sup>.

Trustee Haber moved to adjourn the meeting. Trustee Graditor seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 9:50PM.

Respectfully Submitted,      Debbie Limer

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
Eileen Stanger  
Jack Siegel  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

William Svatik

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Public Hearing – May 16, 2006

Trustee Norris moved to approve the minutes. Trustee Dunn seconded. Motion was carried by voice vote.

Board of Trustees Meeting – May 16, 2006

Trustee Graditor moved to approve the minutes. Trustee Masterson seconded. Trustee Masterson pointed out that on page two, “government” should be added at the end of the last sentence in the first paragraph under Comments by the President. Motion was carried by voice vote. Trustee Haber abstained.

V. Treasurer’s Report

Not present

VI. Urban Forest Management

Not present

VII. Engineer’s Report

Pat Glenn told the board that the only thing he had for the board was a request for a reduction in the letter of credit for Riverwoods Estates. The earthwork and compensatory storage have been completed. Both parties agree on the work and the value of the work.

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Board of Trustees Meeting  
June 6, 2006

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The \$183,532.50 left in the letter of credit is more than enough to finish the project. Trustee Masterson moved to reduce the letter of credit for the Riverwoods Estates from \$372,152.20 to \$183,532.50. Trustee Graditor seconded the motion.

Roll Call Vote -      Ayes:           Dunn, Graditor, Haber, Masterson, Norris  
                              Nays:           None  
                              Absent:        Svatik  
Motion carried – 5– 0

Pat told the board that the Riverwoods Road sidewalk project is almost done. It looks nice and has gotten good reports from pedestrians. Pres. Kaplan stated that we need to look into snow removal. Russ Kraly commented that we are going to look into snow removal next month. Pres. Kaplan stated that we may be better off financially purchasing a bobcat and doing the work ourselves. Trustee Haber commented that there are two mature trees which might create a problem. It is very tight to maneuver. Pat stated that he and Chuck Stewart can go out and have a look. We can take out a tree or two and then straighten out the path. Trustee Haber told the board that aesthetically the path is very nice. Pat indicated that we need to add some additional signage.

VIII. Director of Community Services Report

Nothing

IX. Zoning Board of Appeals Report

Pres. Kaplan told the board that we got a recommendation from the Zoning Board of Appeals. They are recommending a variation to the side yard of 1384 Woodland Lane. Trustee Norris moved to accept the report from the Zoning Board of Appeals. Trustee Masterson seconded the motion. The motion was carried by voice vote.

X. Plan Commission Report

Not present

XI. Police Report

Chief Weinstein told the board there were 212 citations issued since the last meeting. There were 204 case reports and 77 traffic accidents written since the beginning of the year. The seized 1995 Ford Explorer was auctioned at the Lake County Municipal Equipment Auction. It was sold for \$3600. The Village will receive \$3,420. The Buffalo Grove Fire Department has purchased our used ALERTS computer related items for \$4,250.

Chief Weinstein reported that today he has received The Illinois Department of Transportation Racial Profiling Study data for 2005. It showed the Riverwoods Police Department traffic stops were 76.47% Caucasian drivers and 23.53% minority drivers.

Village of Riverwoods  
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June 6, 2006

He added that the State estimates the minority driving population for Lake County as 23.59%. Once again there is no indication that the Police Department traffic stops are related to racial profiling. He commented that last year we were told we stopped too many Caucasians.

Trustee Norris asked if cameras were installed on Lake Cook in Deerfield. Pat stated that there are cameras at Lake Cook and Saunders. Chief Weinstein commented that the cameras are for traffic purposes. A law just passed that cameras can be put in to record speed and drivers who run the red lights. In Chicago the cost of the cameras is about \$1M an intersection. He will check further.

XII. Village Attorney's Report

Nothing

XIII. Comments from the President

Pres. Kaplan told the board that there are three meetings coming up pertaining to transportation. They are being run by Karen May's office. The dates are June 13<sup>th</sup>, July 12<sup>th</sup>, and September 20<sup>th</sup>. He added that he is going to go to at least one of the meetings. Trustee Norris stated that he will go to the meeting in July.

Pres. Kaplan stated that Ann Rosenbaum, our stockbroker, has moved from UBS to Wachovia Securities. We are transferring all of our accounts to her. UBS was concerned about liability. They wanted requirements on our accounts that we did not feel were necessary.

XIV. Visitors Wishing to Address the Board

None

XVI. Old Business

Pat told the board that the four culverts that needed repair have been repaired by AJM. The cost was a very reasonable \$8,892. We could not act on it at the last meeting because it was not on the agenda. Trustee Graditor moved to approve the contract with AJM for \$8,892 to replace the culverts. Trustee Haber seconded the motion.

Roll Call Vote -       Ayes:           Dunn, Graditor, Haber, Masterson, Norris  
                              Nays:           None  
                              Absent:        Svatik  
                              Motion carried – 5– 0

Pres. Kaplan stated that there is a new draft on the ordinance for the water tap on fee. We checked the list of properties; some of them did not belong. The list has been revised. He read the new definition. Trustee Masterson questioned if there is any water in the Village

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that was not put in by the Village. Russ stated that there is. Pres. Kaplan explained that it was paid for by citizens. Russ indicated that there are 81 properties included in the list for the ordinance. Pres. Kaplan stated that he wanted everyone to see the changes.

XVII. New Business

Pres. Kaplan told the board that the Zoning Board of Appeals has submitted their report. David Niedelman, chairman of the Zoning Board of Appeals, stated that they had their meeting. The ZBA members felt that the petitioners met the requirements. The motion passed 3-2. He explained that there has been some misunderstanding within the ZBA. Some of the members were not agreeing with the interpretation of "hardship." The variance, as it was presented, best suits the Village, the neighbors, and the property. No one came to protest. Neighbors in favor of the variance were present at the meeting. David Niedelman explained that there were signs posted at the property; no one came in response to the signs. Pres. Kaplan added that the neighbor had purchased 30 feet of land from the former owner in order to subdivide the property. The owner was not able to subdivide the property, so there is an extra 30 feet between the two properties. David Niedelman reported that if the garage were put on the north end, the neighbor would be within 10 feet of the garage. On the other side of the property the garage will be 200 feet away from the neighbor. Trustee Norris asked if neighbors came to the first hearing. David Niedelman stated that neighbors came the first time, but the next door neighbor has never come. The north side is not conducive to building. Fourteen trees would have to be removed on the north side versus two trees on the other side. He indicated that everything seemed to fall into place. The members of the ZBA do not feel that this sets a precedent. Trustee Norris moved to waive the first reading of an Ordinance Granting a Variation to the Zoning Ordinance of the Village of Riverwoods. Trustee Masterson seconded the motion. The motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Granting a Variation to the Zoning Ordinance of the Village of Riverwoods. Trustee Dunn seconded the motion. Trustee Dunn thanked the ZBA for their time and consideration of this matter. Atty. Siegel stated that this is the third variation in the Village. It is obviously not something that is done easily or often. Trustee Dunn questioned if the variation runs with the land or the building. Atty. Siegel stated "land." David Niedelman indicated that the set back was reduced.

Roll Call Vote -      Ayes:            Dunn, Graditor, Haber, Masterson, Norris  
                             Nays:            None  
                             Absent:        Svatik  
                             Motion carried – 5– 0            Ordinance 06-6-12

Pres. Kaplan told the board the next meeting will be June 20<sup>th</sup>.

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Board of Trustees Meeting  
June 6, 2006

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Trustee Masterson moved to adjourn the meeting. Trustee Dunn seconded the motion.  
The motion was carried by voice vote.

The meeting was adjourned at 8:30PM.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
May 16, 2006

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

Michael Haber

Minutes taken by Debbie Limer

The meeting was called to order at 8:02PM.

IV. Approval of Minutes

Board of Trustees Meeting – May 2, 2006

Trustee Dunn moved to approve the minutes. Trustee Masterson seconded. Trustee Dunn pointed out a change on page two. In the Police Report the amount should be "\$6,019.72." Trustee Graditor stated on page four, third line from the bottom, "quick" should be changed to "quit." Motion was carried by voice vote.

V. Treasurer's Report

Not present

VI. Urban Forest Management

Not present

VII. Engineer's Report

Pat Glenn told the board that the bike path on Riverwoods Road is paved and looks good. All that remains is fine grading, restoration and curb ramps. He stated that he has a recommendation for the replacement of several culverts in the Village. He listed five culverts that they tried cleaning, but were unable to. They need to be replaced. The quote that AJM has put in is reasonable. He recommended that we accept their bid and the work be done under our direction. Atty. Huvad commented since the amount is under

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\$10K Pres. Kaplan should authorize the expenditure. Pres. Kaplan stated that he is only allowed to authorize up to \$5K. Pat reported that he will make sure this issue is up for approval on the next agenda.

VIII. Director of Community Services Report

Nothing

IX. Zoning Board of Appeal

Pres. Kaplan told the board that the ZBA will be meeting tomorrow. Atty. Huvad added that, at 7:30PM on Wednesday, they will be going over the garage hardship case. Russ told the board the meeting will be upstairs.

X. Plan Commission Report

Not present

XI. Police Report

Chief Weinstein told the board that 106 citations have been issued since the last meeting. 179 case reports and 72 traffic accidents have been written since the beginning of the year. He stated that we have asked for an extension on the expiration of the COPS grant. We are still awaiting the decision as to whether or not we will be able to continue to fund part time officers to totally expend any left over funds. Chief Weinstein reported that he attended a Lake County Health Department meeting. They discussed a potential plan for medicating or vaccinating all Lake County residents if an emergency should occur. He indicated that they are in the very early stages of planning. It is probable that polling places would be used as distribution sites.

XII. Village Attorney's Report

Atty. Huvad told the board that we had a meeting with the developer of the 37 acres. They have a new site plan. They are making progress.

XIII. Comments by the President

Pres. Kaplan reported that the Lake County Affordable Housing Commission is looking for a volunteer to serve on the committee. He questioned if anyone was interested. No one expressed an interest. Atty. Siegel questioned if this commission is a part of the government. Pres. Kaplan stated it is a part of Lake County Government.

Pres. Kaplan stated that this weekend is Riverwoods Clean Up Day. He questioned how many trustees would be there. Four trustees stated that they would be there. He reported that we have a plaque for Christine Loukas. Trustee Dunn is coordinating a time to present it to her during the Clean Up Day. Trustee Dunn reported that Christine is fifth in the world in diving.

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Pres. Kaplan told the board that there are several letters in their packets. There have been a lot of complaints about lighting on Riverwoods Road. There is a letter about the Village going smoke free. There is a letter from Lincolnshire about DSL service. Pres. Kaplan added that there is an article in the Illinois Municipal Review about AT&T trying to get around paying the franchise fees. Atty. Siegel explained that AT&T is suing other municipalities all over the country. They are saying that they are making improvements to the telephone lines. He stated that it is much more than that. Trustee Masterson commented that the line between phone and cable TV is getting fuzzy. Atty. Siegel reported that by law the phone companies are allowed to use the right of way. He stated in his opinion and the opinions of many others what AT&T wants to do goes beyond what they are allowed to do. Pres. Kaplan stated at this point we are not going to do anything. Atty. Siegel agreed with waiting to see what happens. He added that we should not issue any permits to AT&T. This is a developing issue. Cable franchise fees are being threatened. Pres. Kaplan reported that we have a lot of money coming in through the franchising fees. Atty. Siegel explained that AT&T is proposing paying municipalities money without the franchise fees. That is not good because it is deceiving.

XIV. Visitors Wishing to Address the Board

None

XV. Approval of Bills

Trustee Svatik moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Masterson seconded. Atty. Huvad stated that he has tax bills for Village property. Trustee Norris signed them. Trustee Dunn stated that she has to recuse herself from signing for the pay back on the Garlic Mustard program. She gave the bill to Trustee Svatik to sign. She questioned if the money from the RRA has been given to the Village for the bike path. Pres. Kaplan stated that the RRA gave us the money for the bike path a while ago.

Roll Call vote- Ayes: Dunn, Graditor, Masterson, Norris, Svatik

Nays: None

Absent: Haber

Motion carried 5-0 (Bills approved)

XVI. Old Business

Pres. Kaplan told the board the first three ordinances on the agenda need to be held for the Public Hearing on the TIF.

Pres. Kaplan brought up the subject of the ordinance increasing the tap on fee. Trustee Graditor moved to have a second reading and adoption of an Ordinance Amending Provisions of the Village Code Concerning Requirements for Connection to the Village Water Supply and Amending Connection Charges. Trustee Masterson seconded the

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motion. Atty. Huvad clarified that the updated Ordinance is dated 5/11/06. Pres. Kaplan stated that on page two, section B, he wants to change the date to January 1, 2007. He also wanted to send a letter out to all affected residents. Trustee Dunn explained that it is her understanding that the Village is user pay. If a resident does not want to hook up, he or she does not have to. Now we are requiring hook up. Pres. Kaplan explained that if a resident is not in an SSA, the Village has paid for the water to run by his or her house. It adds value to the property, and provides fire protection. Most new residents want municipal water, and the tap on fee when compared to the cost of the house is modest. This is not an extreme burden to a new homeowner, and the sales price on the house is higher because water is available. Trustee Graditor withdrew her motion and moved to table the Ordinance until the second meeting in June as amended. This would allow time to get the letters out to residents. Trustee Dunn seconded the motion. Motion was carried by voice vote.

Pres. Kaplan asked Russ to start the letter for the affected residents. We need to get all of the names and addresses. Jaye Brodsky questioned if this affects residents other than residents who live on Deerfield and Riverwoods Roads. Russ explained it affects residents on Portwine, Riverwoods, Orange Brace, Deerfield and Duffy. Pres. Kaplan stated there are about 100 residents affected.

XVII. New Business

Pres. Kaplan stated that he has no issues with the letter submitted by Arts and Riverwoods. However, he commented that Arts and Riverwoods had given \$10K back to the RRA. Leslie Ames explained that they gave back the seed money. Richard Small told them that they had to. Trustee Dunn indicated that Arts and Riverwoods is trying to establish themselves as a 501C3 entity. That necessitated them giving back the money. They have to remain separate from other organizations. Pres. Kaplan stated that Arts and Riverwoods is requesting \$14K. Now that we are Home Rule the funds will come from the General Fund. Trustee Svatik moved to give Arts and Riverwoods \$14K. Trustee Masterson seconded the motion to give \$14K to Arts and Riverwoods for the rental of the tent.

Leslie Ames explained that their big yearly event will change this year. It will be done at Ryerson Woods in a tent. Ryerson is helping with advertising. Trustee Dunn stated there will be no buses, no parking issues, and no houses. Ms. Ames added that it will be in the fall. Chief Weinstein asked if the Forest Preserve will be providing security. Ms. Ames stated that they will have to talk to Ryerson because they have to have security. Trustee Norris questioned if Arts and Riverwoods is asking for more money because of the tent. Ms. Ames indicated that if the Village wants, the Village can be listed as sponsoring the tent. The Village is always a major sponsor. Trustee Norris explained that he does not have an issue with the increase in funds. He just wants to clarify the reason. Trustee

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Graditor commented that they will save money on other things with the change in location.

Roll Call vote-	Ayes:	Graditor, Masterson, Norris, Svatik
	Nays:	None
	Abstain:	Dunn
	Absent:	Haber

Pres. Kaplan told the board the next meeting will be June 6<sup>th</sup>.

Trustee Svatik moved to adjourn the meeting. Trustee Masterson seconded the motion. Motion was carried by voice vote.

The meeting adjourned at 8:45PM.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
May 2, 2006

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Board of Trustees Meeting – April 4, 2006

Trustee Graditor moved to approve the minutes. Trustee Dunn seconded. Motion was carried by voice vote. Trustees Masterson and Svatik abstained.

Board of Trustees Meeting – April 18, 2006

Trustee Masterson moved to approve the minutes. Trustee Dunn seconded. Motion was carried by voice vote. Trustee Svatik abstained.

V. Consultants

Gewalt Hamilton

Pat Glenn told the board that he has received an email from Northbrook giving us the status of their efforts to investigate whether or not they can supply us with municipal water. They are doing a study on the improvements that are needed to supply us with our total demand. With our existing use they can supply us with 420K gallons a day. That may be enough for now, but not future needs. They need to sell us 325K gallons a day to justify selling it to us for the 90% rate. Pat stated that we are four to six weeks out for a final answer from them. That answer will be whether or not they will be able to make the infrastructure improvements to supply us with water now and into the future. .

Pat explained that we are holding off pouring asphalt on the Riverwoods Road bike path until next week. The ground is too wet right now.

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Pat stated that he has given the trustees historic information on water main breaks in the Village. He wanted to identify the problem areas in order to make a recommendation on replacement work and costs. The areas identified and recommended were West Course, East Course, and Saunders. After reviewing the data we are recommending holding off on East Course. He explained that he is still recommending a water main and culvert repair at West Course and Saunders. That was the location of the big main break a few weeks ago. The estimated cost of that project is \$240K. Pat told the board before we do the repairs he wants to look into a flexible pipe slip line. This procedure has been approved by Wisconsin DOT. If approved and feasible, it could save the Village a lot of money because it could be done with directional drilling. That would avoid tearing up the street for the repairs.

Director of Community Services  
Not present

Village Attorney  
Nothing

Urban Forest Management  
Not present

Plan Commission Report  
Pres. Kaplan stated that the Plan Commission meeting has been canceled due to a lack of an agenda.

Zoning Board of Appeals  
Atty. Huvard told the board that the Zoning Board of Appeals will be meeting on May 17<sup>th</sup> for a hearing on the residential garage extension previously discussed.

VI. Police Report  
Chief Weinstein told the board that there were 108 traffic citations issued since the last meeting. There have been 157 case reports and 67 traffic accidents written since the beginning of the year. He advised the board that we have requested \$6,019.72 in reimbursement from the COPS grant for the first quarter of 2006.

VII. Comments from the President  
Nothing

VIII. Visitors Wishing to Address the Board  
None

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IX. Old Business

Pres. Kaplan told the board that the agenda item BP Amoco is being moved to New Business.

Atty. Huvad explained that we are passing an ordinance to change the tap on fee. Because it is a one time charge it is separate from the fee schedule. Along with the increase in the tap on cost, this ordinance is going to encourage residents who are not in an SSA but can hook up to hook up. The reason for this is that not having residents hook up is an expense for everyone else in expanding municipal water. If there is a transfer of title, the new owner must hook on within 90 days. Trustee Haber asked how we are going to police that. Atty. Huvad stated that we can record the ordinance and notify the title company. Trustee Masterson asked how many houses are affected. Pres. Kaplan reported that the main area he is referring to is along Portwine and Deerfield roads. Pat responded that there are about 93 homes. Atty. Huvad added that this will be effective after June 30, 2006. Trustee Dunn moved to have a first reading of an Ordinance Amending Provisions of the Village Code Concerning Requirements for Connection to the Village's Water Supply and Amending Connection Charges. Trustee Svatik seconded the motion. Trustees Haber and Svatik suggested a language change in the ordinance. Motion was carried by voice vote. Pres. Kaplan stated that the second reading will be done at the next meeting.

Pres. Kaplan brought up the subject of the new fee schedule. Trustee Haber moved to waive the first reading of an Ordinance Adopting a New Fee Schedule. Trustee Masterson seconded the motion. The motion was carried by voice vote.

Trustee Haber moved to have a second reading and adoption of an Ordinance Adopting a New Fee Schedule. Trustee Graditor seconded the motion. Pres Kaplan pointed out the language in the ordinance for the \$20K water connection charge and the new water rate. Trustee Graditor stated that we require a \$100 application for a tree permit for the removal of any tree. In the case of a dead tree it is refundable. The "do not pay" designation on the tree permit for a dead tree is confusing. She suggested that it be changed to "refundable." Trustee Haber asked about the trees that are marked with a red "X." He questioned if residents need a permit to remove those trees. Pres. Kaplan stated "yes." Trustee Haber indicated that is redundant. Trustee Dunn stated that the ordinance should be subject to the tree permit for removal of a dead tree being "refundable" rather than "do not pay."

Roll Call Vote -       Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                              Nays: None  
                              Motion carried – 6– 0           Ordinance 06-5-8

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Pres Kaplan brought up the Comprehensive Plan. The last plan is dated 4/28/06. The maps are still applicable, but we did take out Exhibit C and D. Trustee Svatik asked why that was done. Atty. Huvad explained that it was recommended because we have to indicate potential areas for religious institutions, but we do not have to put those areas in the Comprehensive Plan as favored areas. Special Uses are not usually put in a Comprehensive Plan. We did that for the Zoning Map, but not the Comprehensive Plan Map. The plans do not have the same purpose. Trustee Svatik asked if the same applies to cell towers. Atty. Huvad explained that we were looking for places to put cell towers, so that they were not in residential areas. The Comprehensive Plan expresses policy. Cell towers are not desirable; they are necessary. The Comprehensive Plan expresses favored land uses in a broad, general, and philosophical sense.

Pres. Kaplan asked if there were any comments about the latest Comprehensive Plan. Atty. Siegel stated that this plan is vastly improved over the last one. It is well stated, but reminded the board that the Comprehensive Plan is not enforceable. The suggested designation of sites includes parks, playgrounds, and schools. That is the kind of land use that can be laid out. Trustee Haber stated that the updated Comprehensive Plan is much better. Trustee Graditor pointed out a paragraph on page 18 that needed a change. Atty. Huvad stated that he would make the paragraph more cohesive. Trustee Svatik added that on page four, under Services Offered, NSSRA should be added. He questioned if, under the Population and Development Section, we should consider what someday may happen to Ravinia Green. It could be similar to Thorngate. He stated that he did not know how long the clause with Ravinia Green is. Atty. Huvad reported that in the past we have figured 40 to 50 homes with 2 acre lots and the necessary storm water detention. Trustee Haber suggested putting in a qualifying statement, but no details. Atty. Huvad told the board he would make the few changes. If the board is ready to move on, we need to have a Public Hearing at the Plan Commission or the Board of Trustees for the Comprehensive Plan. After some discussion Atty. Huvad stated that he would set a date for the Public Hearing for the Comprehensive Plan with the Board of Trustees in June.

XI. New Business

Atty. Huvad told the board that there are two ordinances to pass tonight for the BP Amoco development. The preliminary site plan for the special use came before the Plan Commission and the Board. Both groups approved the plan. BP Amoco now has their final development plan. It includes the subdivision plat. The Plan Commission has approved the final development plan with conditions. Atty. Huvad explained that representatives from BP Amoco are here to get the subdivision plat approved. Usually the final development plan and the subdivision plat are approved together. There are a couple of technical issues to address in the final development plan. The subdivision plat will not change even with the technical issues. After we approve the subdivision plat they will need to get signatures from LCDOT and IDOT. That will take some time. Once they

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get the signatures we will be ready to move forward with the special use. Trustee Haber explained that the subdivision plat will create conformity. He questioned if it is consistent with the proposed use. Atty. Huvard stated that if they do not get the special use, they will have to get a new subdivision plat approved. It is their risk. Pat explained that the issues are with the utility relocation, retaining wall questions, and off-site grading. They are engineering issues to be resolved. There are no further issues with the subdivision plat. Atty. Siegel reported that it cannot be recorded until everyone signs off.

Atty. Huvard explained that the ordinance grants conditional approval. He stated that there is a problem as part of the subdivision plat. The past owner gave us a quit claim deed for the five foot sidewalk strip to keep Deerfield Road from being widened. That has affected the title. The past owner gave it to the Village; we need to give it back. We need to re-convey it to them. Home Rule communities have adopted some easier procedures for this situation. If we pass the re-conveyance ordinance first, we then have the authority to adopt the subdivision plat. Pres. Kaplan indicated that we are talking about the five acre lot that will be divided into two lots with one out lot. There is currently one buildable lot on the property. Atty. Huvard reported that the middle lot will be used for detention now. The out lot will go to the Village for utilities and access. Trustee Dunn moved to waive the first reading of an Ordinance Establishing Procedure for the Re-conveyance or Exchange of Real Estate. Trustee Masterson seconded the motion. Trustee Dunn questioned where it is noted that the Village will get the out lot. Atty. Huvard stated it is on the subdivision plat. Motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Establishing Procedure for the Re-conveyance or Exchange of Real Estate. Trustee Masterson seconded the motion.

Roll Call Vote -       Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                              Nays: None  
                              Motion carried – 6– 0               Ordinance 06-5-9

Trustee Graditor moved to waive the first reading of an Ordinance Approving a Subdivision Plat and the Exchange of Real Estate. Trustee Svatik seconded the motion. Atty. Huvard stated at the fifth “Whereas” clause “3264332” should be filled in. On the first and second page there are spaces to fill in “Ordinance 06-5-10.” Exhibit A, permitted exceptions, should be added to the ordinance. Motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of an Ordinance Approving a Subdivision Plat and the Exchange of Real Estate with Exhibit A added to the ordinance. Trustee Dunn seconded the motion.

Roll Call Vote -       Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                              Nays: None

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Motion carried – 6– 0                      Ordinance 06-5-10

Pres. Kaplan told the board that Chief Weinstein wants to sell a Ford Explorer and a few computers. Chief Weinstein stated that the Ford was seized. The computer equipment was part of a grant. There is an agency that wants to buy them. The money that we make will offset some of the cost of changing to a new computer system. Trustee Graditor moved to waive the first reading of an Ordinance Authorizing the Sale of Certain Personal Property Owned by the Village of Riverwoods. Trustee Dunn seconded the motion. Motion was carried by voice vote.

Trustee Masterson moved to have a second reading and adoption of an Ordinance Authorizing the Sale of Certain Personal Property Owned by the Village of Riverwoods. Trustee Dunn seconded the motion.

Roll Call Vote -                      Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                                                 Nays: None  
                                                 Motion carried – 6– 0                      Ordinance 06-5-11

Pres. Kaplan wanted to publicly thank Trustee Masterson for all that he has done on the Village website. Trustee Masterson told the board that the website has been up for over two years. It is time for a review because there are always modifications to be made. There are three changes he is recommending to do at this time. The first is the Village calendar page. It will cost about \$2K to get all of the Village organizations and other Village-related organizations calendars' up on the site. Trustee Masterson stated the second is email notification. Once we get email addresses of residents we can send them the Village Voice electronically. It will cut down on the hard copies. We could send alerts such as last year's boil order through email. Eventually we may be able to send water bills electronically. The last recommendation is updating the navigation. The total cost for the three updates is \$4K. Trustee Masterson suggested holding off on redesigning the forms for the website. Pres. Kaplan commented that nobody is using the forms. Trustee Haber moved to make the recommended changes to the Village website for a cost of \$4K. Trustee Svatik seconded the motion.

Roll Call Vote -                      Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                                                 Nays: None  
                                                 Motion carried – 6– 0

XII.    Standing Committee Reports

Trustee Graditor – Building/Zoning  
Nothing

Trustee Masterson – Water/Police/Fire

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Trustee Masterson brought up the subject of the 4/26/06 report on water. He questioned if a 6.8% loss rate is normal. Pat stated that it is within the 8% that is allowed. Construction projects use a lot of water. There is always leakage, and we have main breaks every year.

Trustee Svatik – Finance/Soil & Water

Trustee Svatik told the board he had a NSSRA meeting last week and a DBR meeting tomorrow.

Trustee Haber – Legal/Sewer

Trustee Haber stated that he read the Illinois Municipal Law Review. It listed all of the new Home Rule communities, and we were not on the list. Pres. Kaplan assured him that we have received official confirmation that Home Rule has passed.

Trustee Dunn - Road & Bike Paths/Forestry

Nothing

Trustee Norris – Solid waste/Drainage/Storm water

Nothing

XVIII. Executive Session

Trustee Norris moved to recess to Executive Session according to Section 2C of Open Meeting Act for personnel. Trustee Masterson seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried – 6 – 0

The meeting went into Executive Session at 9:20PM.

The meeting returned to regular session at 9:55PM

Trustee Haber moved to approve allocation for the Police Department. Trustee Dunn seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried – 6 – 0

Pres. Kaplan told the board the next meeting will be May 16<sup>th</sup> at 8PM.

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Trustee Svatik moved to adjourn the meeting. Trustee Graditor seconded the motion.  
Motion was carried by voice vote.

The meeting adjourned at 9:55PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

William Svatik

Minutes taken by Debbie Limer

The meeting was called to order at 8:00PM.

IV. Approval of Minutes

Board of Trustees Meeting – April 4, 2006

Pres. Kaplan told the board that we are going approve the minutes at the next meeting.

V. Treasurer's Report

Not present

VI. Urban Forest Management

Not present

VII. Engineer's Report

Pat Glenn stated that the problem with the contractor on the sidewalk project was just a misunderstanding. They will be back on Thursday. He added that we received a bill from Chicagoland Paving for \$28K for work already completed. He is recommending that we pay \$26K and hold \$2K until all of the work is completed.

Pat told the board that he will have a revised water main replacement plan for the next meeting.

VIII. Director of Community Services Report

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Not present

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Not present

XI. Police Report

Chief Weinstein told the board we have issued 150 traffic citations since the last meeting. There have been 134 case reports and 58 traffic accidents written since the beginning of the year. Chief Weinstein reported that he talked to the Village Prosecutor about the Village now being a Home Rule municipality. There is nothing that we need to do, but now that we are a Home Rule community we can now increase penalties and add jail time. Jail time can only be imposed if there is "no reasonable doubt." Pres. Kaplan explained that he would like to take recommendations from Chief Weinstein on this issue. Atty. Huvard suggested reexamining what we want to change. Pres. Kaplan stated that he would like to see a recommendation from Atty. Huvard

XII. Village Attorney's Report

Atty. Huvard told the board that he has the canvas results from the Home Rule vote. There were 446 certified "yes" votes, and 197 certified "no" votes. The referendum has passed. We are reworking the ordinance on impounding vehicles. We can recover \$30K to \$40K a year in impounding fees. Chief Weinstein explained that the \$30K to \$40K amount was extrapolated from DUI arrests. Atty. Huvard stated he would bring a draft ordinance to the next meeting. Pres. Kaplan indicated he would like to see it. Atty. Huvard reported that Lake Bluff and Winnetka reenacted their village codes after going Home Rule. Everything was recodified using Home Rule powers. Pres Kaplan stated that Atty. Huvard should do it. Atty. Huvard explained that he received the Village's tax extension from the Tax Extension Office. We are going to get \$375K. This is the limit for the 2005 Levy. We can use it for the Police Department. That is up about \$20K from last year. Pres Kaplan reported that the assessed rate of the Village goes up every year, but the tax rate goes down. Atty. Huvard told the board that the assessed value gets larger every year. He needs to look at the Morgan Stanley rate. He indicated that he thought in 2005 Morgan Stanley was fully assessed. He thought that this year would show a normal year going forward. We can use this year's amount for the base figures for Police Department funding. Atty. Huvard told the board that we can adjust the sales tax rate now that we are Home Rule, but we cannot do it right away. He suggested that we sit down with the Village Treasurer and arrive at a financial plan before we figure on an increase in sales tax. Atty. Huvard reminded the board that we are now able to do more with the money from the Hotel Tax. We should look at the overall goal. Sales tax should

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be figured on those goals. He reminded the board that in Buffalo Grove the Cook County area has a higher sales tax than the Lake County area. We fall into the same situation in Riverwoods.

XIII. Comments by the President

Pres. Kaplan told the board that he had invited Catherine Steinberg to come to a meeting to discuss her issues with leaf burning. She chose instead to send a letter to the editor of the Pioneer Press. Ms. Steinberg commented in her letter that she has spoken to the board about this issue before. Pres. Kaplan asked if anyone on the board has heard from her before. Trustee Graditor stated that she had seen her at a CCI meeting once. Pres. Kaplan noted that there are a lot of inaccurate details in her letter. The paper is not checking the facts before they print them. Trustee Haber commented that we can write a response to the editor. Pres. Kaplan stated that it is not worth it. The fire at Ravinia Green that she is complaining about was accidentally not completely extinguished. It was not a resident fire. Trustee Masterson commented that he is sympathetic to her concern. Pres. Kaplan told the board that we have only received occasional complaints from residents. Trustee Masterson stated that he would like to put the issue on an agenda so that we can have resident discussion. Trustee Norris commented that when we put this item on the agenda, we need to get the word out so residents know it is being discussed.

Pres. Kaplan told the board that he has the well readings for April. The water levels are all basically the same. A few water levels are up. This is better than last year, but not great. Trustee Norris reported that the Hiawatha property is vacant, so there is no draw on the well. Trustee Masterson stated that overall the levels are slightly down from last year.

XIV. Visitors Wishing to Address the Board

Toni Rey of 1332 Woodland told the board that she was at the meeting representing the Woodland Preservation Committee. They are concerned about the water. She questioned if there is an ordinance about swimming pools. Trustee Graditor explained that swimming pools cannot be filled during a watering ban. Ms. Rey asked if that was common knowledge. Pres. Kaplan stated it is written in the ban. A resident can fill his or her swimming pool now. Ms. Rey pointed out that the amount of water it takes to fill a 15 foot by 25 foot swimming pool with a depth of between four and six feet is over 14K gallons. Pres. Kaplan stated that he is not concerned with it now. He added that there are not that many pools in the Village.

XV. Approval of Bills

Trustee Dunn moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Graditor seconded.

Roll Call vote-       Ayes:           Dunn, Graditor, Haber, Masterson, Norris  
                              Nays:           None

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Absent: Svatik  
Motion carried 5-0 (Bills approved)

XVI. Old Business

Pres. Kaplan wanted to know if anyone had comments about the Comprehensive Plan. Trustee Haber questioned if we should discuss Atty. Siegel's letter. Pres. Kaplan added that there is a new map with the plan. Atty. Siegel stated that Atty. Huvard has redrafted the Comprehensive Plan to reflect his criticisms. He still has a few questions. He was not sure that the financial section has much to do with land use. He also has issues with the section on Deerfield Road. Atty. Siegel pointed out that he is not sure the section on public services and the relation to changes in the population should be in the Comprehensive Plan. Issues not relating to land use should not be in the Plan. He was not sure those non-land use issues are appropriate. The section on replacement of older homes should not be in the Plan. Trustee Haber stated that he agrees with Atty. Siegel. The plan may reflect what we believe, but it appears subjective rather than objective. The Plan, as it is now, seems to be presenting policy directions and promoting social concepts. It seems to be promoting a way of life; which is not appropriate for the Plan.

Trustee Norris reported that he agreed with Trustee Haber. Policy statements are a job for the board, not the Comprehensive Plan. The Comprehensive Plan should have policies agreed on by the board. Trustee Masterson asked if we could take out the comments and put in a value statement. Trustee Haber stated that he was not sure that we can all agree on the value statement. Atty. Huvard told the board that we can go back to the 1999 plan. He pointed out that land use does have financial issues. We can go back to the 1999 plan and restore what the board wants. The Plan Commission had some issues. They wanted the Deerfield Road recommendations to be upfront. They suggested having some kind of "corridor study" before Lake County announces it will widen Deerfield Road. Trustee Norris indicated that he thinks we should say what it "should be." Atty. Siegel stated that there is some confusion between the Comprehensive Plan and the Plan Commission. The information has gotten co-mingled. Atty. Huvard stated that he can come back with the 1999 plan. Atty. Siegel indicated that in the past the Plan was based on planning areas. Atty. Huvard explained the trend was to group things as residential, office, retail, etc. Grouping Milwaukee Avenue with Thorngate makes no sense. Atty. Siegel added that most of the goals remain the same.

Atty. Huvard explained that the Plan Commission wanted historical information on land use in the Plan. They wanted to talk about what we want to see. He suggested that we keep the goals and objectives, get rid of some of the discussion, and pare down the topics. Trustee Haber stated that the Plan Commission worked hard on this. He explained that he feels it is biased against big homes and recreational facilities. He feels the authors of the Plan want the Village to stand still. Atty. Huvard stated that the Plan Commission did not

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intend to editorialize on larger homes. They wanted to address woodland preservation and the impact of construction on the woods. Pres. Kaplan suggested that Atty. Huvard take out some of the philosophy. Trustee Haber explained that he would like to see more goals and objectives. Atty. Huvard stated that he can provide a draft with less discussion. He suggested keeping Chapter Two because it is from the original, and reducing Chapter Three. Trustee Masterson asked about taking the history of the Village out and putting it on the website. It is a good thing to have, but the Comprehensive Plan is the wrong place for it. Trustee Haber stated the history should be objective.

Atty. Huvard told the board that he thinks it is a bad idea to add the map with suggested religious institution Special Use areas in the Plan. We do not list the rest of the special uses on the map. We are not recommending that religious institutions go in the areas specified on the map; we were just listing possibilities. Trustee Dunn stated that she agrees. Pat Glenn explained that he prepared the map based on Trustee Svatik's request. The areas specified on the map fit the requirements we have set up for religious institutions. Trustee Norris stated that the map should be for internal use. Pres. Kaplan asked if Exhibit B should be removed. Atty. Huvard stated that Exhibit C, the map with the approved cell towers, should be removed as well. Trustee Dunn added that she had a few comments for Trustee Huvard. She will give them to him. She indicated that she likes the historical section. She would like to see it tweaked and put on the website. Pres. Kaplan told the board this discussion will be continued.

Pres. Kaplan brought up the subject of the new tap on fee. Pat stated that there was one suggestion to add possible loops to the projected water extensions. He has revised the map to indicate potential areas to add. The other change was adding unallocated connection fees for residents who can tap on but haven't. There are 500 properties to potentially hook on. The overall cost is \$17,500 a property, but we want to leave room for increased costs. That brings the new recommended tap on fee to \$20K per residence. Trustee Haber moved to approve the new tap on fee of \$20K per house. Trustee Dunn seconded the motion.

Atty. Huvard stated that there is an agreement for residents on Ringland and Arrowwood to reimburse the developer for the current rate of \$14,750. Russ reported that he gave all of the residents a letter three weeks ago about the proposed increase. Atty. Huvard indicated that we do not have to honor the letter any more. Trustee Dunn questioned residents who haven't tapped on yet. Pres. Kaplan stated that they have had the opportunity for years. Atty. Huvard reported that he will have an ordinance for the next meeting. Trustee Dunn wanted to know if we could notify residents the tap on fee is \$14,750 until the date we pass the ordinance. Trustee Graditor stated that we will lose money at the current tap on. Russ added that we did not advertise when the tap on fee went from \$10K to \$14,750. Pres. Kaplan stated that the word is out. He added that

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residents who are in an SSA do not pay the tap on fee because they have already paid it. This is mainly for residents on Deerfield and Portwine Roads. Trustee Haber withdrew his motion. Trustee Dunn withdrew her second.

Trustee Norris moved to direct the Village Attorney to write an ordinance to increase the tap on fee to \$20K per house. Trustee Masterson seconded the motion. The motion was carried by voice vote.

Jaye Brodsky told the board that she has heard about projects where the tap-on fees needed to be much higher. Pat explained that the project with the 300 foot extension had numbers that were too high to support the project. We talked to the contractor, and the cost was brought down. Ms. Brodsky questioned what happens if the cost is three times the tap on fee. There are many projects of different scales. Pres. Kaplan stated that does not know what we are going to do. We have not gotten there yet. Trustee Norris explained that if a whole group comes in, the project would be done as an SSA. Pat reported that we have a separate fee for non-residential tap ons. That should be increased by the same percentage. Pres. Kaplan stated that that increase should be in the ordinance as well.

XVII. New Business

Pres. Kaplan brought up the subject of the water rate increase. Pat explained that currently we are at \$6.16 per 1K gallons. The fee schedule has a \$.40 increase. Deerfield is about to add on \$.18. He suggested that we add on the \$.40 and the \$.18. The \$.58 increase should happen May 1<sup>st</sup>, so we do not have to do another increase in October. He stated that \$6.74 per 1K gallons will be correct with our projections. Atty. Siegel explained that based on the meeting schedule it will be passed on May 2<sup>nd</sup>, but effective May 1<sup>st</sup>. Russ indicated that we will have to update the fee schedule.

Pres. Kaplan stated the next meeting will be May 2<sup>nd</sup>.

Trustee Haber moved to adjourn the meeting. Trustee Graditor seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 9:15PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

Bruce Masterson

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Public Hearing – March 21, 2006

Trustee Dunn moved to approve the minutes. Trustee Norris seconded the motion.  
Motion was carried by voice vote.

Board of Trustees Meeting – March, 2006

Trustee Svatik moved to approve the minutes. Trustee Dunn seconded the motion.  
Trustee Graditor stated on page two, tenth line down, “water” should be added before  
“storage.” Motion was carried by voice vote.

V. Consultants

Gewalt Hamilton

Pat Glenn told the board that he has the recommendations for the water main and culvert replacement from the water main break that resulted in the sink hole on West Course. He is recommending a replacement of the water main and culvert at Saunders and West Course. He referred to the red section of a map he handed out. The heavy red lines highlighted the areas to replace. They are original sections of the water main and are very brittle. The length to be replaced is 1,350 feet. Pat told the board he is also recommending the replacement of the culvert at Saunders and West Course. The figures are \$200K to replace the water main at Saunders and West Course, \$70K to replace the culvert at Saunders and West Course, and \$100K to replace the water main at East Course. Pat told the board the bill to repair the sink hole was much less than we were expecting. It really

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highlights the good relationship that we have with the Lake County Public Works Department. Trustee Svatik stated that he was surprised to see these sections recommended. Most of the breaks occurred on Saunders. There have not been any breaks on East Course. He suggested that we concentrate on Saunders. He told Pat that he has data on where and when the breaks have occurred. Pat commented that he would like to see that information. Trustee Dunn pointed out that the patch on West Course is sinking. Pat explained that when the Riverwoods sidewalk project is paved, the final patch will go in on West Course. Pat added that he expects the storm sewer for the Riverwoods Road sidewalk project to go in this week.

Pat told the board that he had a meeting with the Insurance Services Office which is the community services section of FEMA. We can get involved in the Community Rating System and reduce our flood insurance premiums by 10%, if we get into the CRS Classification 8. There are ten classifications. Communities are awarded for their activities within those communities. The activities are things that help with flooding related issues. There are three level 5 communities in the State. Pat explained that we cannot do a lot of the required things to move higher. It is a lot of work to move up the levels, but getting to a Class 8 is attainable and would have a benefit to the residents.

Pat stated that a request to Northbrook for a proposal for engineering services to assess possible water system hookup has been sought. This will give them the information on water that they need. They can supply us with our current need, but they do not feel that they can handle our future needs. They are looking to see what they have to do for upgrades. It will take a few months for results from them.

Director of Community Services  
Nothing

Village Attorney  
Nothing

Urban Forest Management  
Not Present

Plan Commission Report  
Not Present

Zoning Board of Appeals  
Not Present

VI. Police Report

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Chief Weinstein told the board that 111 citations have been issued since the last meeting. There have been 112 case reports and 48 traffic accidents written since the beginning of the year. He told the board that the Police Department has received checks for \$5,242.52 for our ongoing DUI enforcement grant. The grant pays for the use of the squad car, in-car camera, and other costs.

VII. Comments from the President

Pres. Kaplan brought up the subject of the March 27, 2006 Well Monitoring Report. The water levels are the highest that they have been this year. They are higher than the beginning of last year. We will continue to monitor them. Russ added they will be monitored twice a month in July, August, and September.

Pres. Kaplan told the board that a resident wants to revisit the burn policy. This resident had smoke in her house at 3AM. It turns out that the Ravinia Green Country Club had a fire in their burn pit. They thought they had put it out, but had not. Trustee Svatik wanted to know what policy in the Open Burn Ordinance would have alleviated the problem. Pres. Kaplan suggested that we invite the resident in to hear what she has to say. Trustee Norris stated that it sounds as if Ravinia Green violated the policy in the Open Burn Ordinance. Pres. Kaplan stated that Ravinia Green is investigating the incident. They are very sorry. Chief Weinstein stated that they have assured him that it will not happen again.

Trustee Haber arrived at 8:25PM.

VIII. Visitors Wishing to Address the Board

None

IX. Old Business

Pat told the board that he has submitted a letter to them in regard to the Trillium subdivision. The remaining issue around the wetland areas has been resolved. The date on the last revision is 3/24/06. This is a two lot subdivision with no new improvements. No tree removal has been approved by Chuck. Pat suggested that we require a \$20K Letter of Credit to cover the one well between the two properties. He added that Mr. Kelleher is planning to put in Lake Michigan water. Pat stated that he recommends approval subject to the Letter of Credit for the new well or water extension. Mr. Kelleher asked that the board not hold up vertical building for the running of the water main. Trustee Haber suggested holding the certificate of occupancy until the water main is extended. Russ added that paving needs to be done as well. Pat stated that we can hold on vertical construction until we have plans for water. Pres. Kaplan pointed out that we can require a bond. Trustee Graditor told the board that she wants a bond and approved plans for water before vertical construction begins.

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Trustee Graditor moved to approve the Trillium Subdivision subject to the condition of no vertical construction until the existing well has been capped and approved by Schwall, water plans have been approved, the street has been paved, and bonds are in place to do all of the mentioned improvements. Russ added that they have to get the first level of the street paved before they start construction. The road is in very bad shape. Pat pointed out that after the demolition of the current house and the capping of the well, the Letter of Credit can be refunded. Trustee Dunn seconded the motion. Russ told the board that Mr. Kelleher and Mr. Dempsey have worked out the details on the paving of the road.

Roll Call Vote -       Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                          Nays:           None  
                          Absent:        Masterson  
Motion carried – 5– 0

Pres. Kaplan told the board that there has been a complete revision of the Comprehensive Plan after Atty. Huvard discussed it with Atty. Siegel. Everyone should have received it from Atty. Huvard. Trustee Haber asked if we could hold the discussion because he has not had a chance to read it. Trustee Svatik stated that we have taken the time to designate areas in the Village for churches, synagogues, and cell towers. He questioned why those areas are not on the Comprehensive Plan Map. Pres. Kaplan commented that they should be added to the map. Atty. Siegel explained that the map lists present land use. He asked about future use. Areas that are suitable for annexation are usually listed on the map. It is appropriate to put in parks, schools, fire stations and other facilities. We need to take this map to the next step. Trustee Svatik stated that there is an existing map with locations for cell towers. Jaye Brodsky added that that map came from the Telecommunications group. Atty. Siegel pointed out that the bike path is not on the map. Pat asked if we can do a separate map for that. Pres Kaplan commented that the bike path is set up as Exhibit B. Pat suggested that everyone call his office or email him with comments. He stated he would get a revised map out to everyone.

XI.    New Business

Pres. Kaplan brought up the subject of a new water tap on fee. There is a letter dated April 3<sup>rd</sup> from Gewalt Hamilton, with a map. Pat stated that he was asked to look Village wide at anticipated extensions of Lake Michigan water and the cost for extensions. He referred to a map. The red lines are required lines to run through the Village. He explained that he looked back at SSA #14 for the most usable costs. The costs were factored up for relative constructions costs over the last five years. Pat stated that the estimated hard and soft costs for the rest of the Village are \$9.1M. If the Village picks up 15% of the cost, that number goes to \$7.7M. The blue shading on the map shows the 407 properties with new water mains. Residents who can hook onto the existing water lines are not included. Trustee Haber stated that it is time to address the dead end water lines. Pat explained that

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the problem is getting easements through properties. The system would function better if there were fewer dead ends. Trustee Haber stated that some of the costs should be to secure easements in order to get looping. Trustee Norris added that if we send this to Springfield through the CCI, it should be a complete system. Pat indicated that he can revise the plan, but he wanted to know how much of an increase is feasible. Trustee Haber told him to go with the best case scenario.

Atty. Siegel questioned if we should assume that our water allocation will stay the same. Pat stated that this whole project was brought on because of allocation. Our allocation was reduced, but we are very close to our 2005 allocation. There is no guarantee that our allocation will be increased if we ask. Pres. Kaplan suggested putting our water plan into the Comprehensive Plan after the plan is revised. Trustee Haber stated that costs were obtained from past expenditures. In the past we would pay for some of the cost to create a momentum. He stated that he is not sure we should go with subsidizing such a large project. The reality is that developers are going to put in the water in order to sell the house. The Village should not be subsidizing them. Developers are more capable of passing on the cost. It is not the current homeowner who is taking on the cost. Pat stated that Trustee Haber is correct. The developer is going to foot the entire cost. The Village can do a recapture agreement and give money back to the developer until the project is paid back. Pat added the developers can do the project for less cost. It does not require a SSA. Trustee Norris stated that we should raise the cost, so that the developers are paying into the cost of the reservoirs that already exist. Trustee Graditor reported that this is going to make it impossible for a homeowner to pay for water. Pres Kaplan stated that if a developer can put water in for less that is great. We want the water in the Village. Trustee Norris indicated that the tap on fee should be higher with the excess going into the reserve Water Fund. Pres Kaplan stated that it is going to be impossible to track the numbers of what funds are coming from where and where they are going to.

Jaye Brodsky stated that residents have already paid the 15% subsidy to extend water. They should not have to do it again. That money is part of the Village funds. The tap on fee for everyone is based on projections of the entire Village. She stated that she could see where the project could cost less than the tap on fee. Pat explained that we can look at different rates per area or a lowest cost for everyone. Pres. Kaplan reported that the money that is transferred into the Water Fund will eventually be paid back. Pat added that there are policy issues to look at as well. Trustee Graditor moved to adjust the tap on fee to \$20K. Trustee Norris seconded the motion.

Trustee Dunn stated that there are several residential areas that want to discuss getting water. Russ explained that those residents all know that the tap on fee is going up. Trustee Dunn reported that she does not think that they understand that the fee is going up. Trustee Norris asked if there is any way for the fee to go up in increments. Russ

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stated that he sent out 18 letters to tell residents that the tap on fee is going up. He heard from two of those residents. Trustee Haber pointed out that he did not think that we have the right numbers. We need lineal feet for the loops. Pat stated that he would revise the plan adding loops where feasible. He will adjust for cost and feet. Trustee Dunn moved to withdraw her motion. Trustee Norris seconded the motion. Pres. Kaplan stated that this will be discussed at the next meeting. Pat added that he will take out 15% from the cost of the construction as a Village subsidy.

Pres. Kaplan stated that Arts and Riverwoods will be discussed at the next meeting.

Pat told the board that every few years Lake County makes amendments to the Watershed Development Ordinance. The amendments deal with wetland issues and elimination of the interim Army Corps of Engineers regulations. The Village has an obligation to adopt the ordinance. Trustee Norris moved to waive the first reading of an Ordinance Adopting by Reference the Lake County Watershed Development Ordinance. Trustee Graditor seconded the motion. Motion was carried by voice vote.

Trustee Norris moved to have a second reading and adoption of an Ordinance Adopting by Reference the Lake County Watershed Development Ordinance. Trustee Svatik seconded the motion.

Roll Call Vote -       Ayes:           Dunn, Graditor, Haber, Norris, Svatik  
                              Nays:           None  
                              Absent:        Masterson  
                              Motion carried – 5– 0           Ordinance 06-4-7

Trustee Svatik told the board that he was told that our reduction in Lake Michigan water allocation from five years was reinstated. Pat stated that he figured if we got our designated increase over the next few years, our allocation would be okay. Trustee Svatik asked him to check because he has been told it was reinstated.

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Nothing

Trustee Masterson – Water/Police/Fire

Not Present

Trustee Svatik – Finance/Soil & Water

Trustee Svatik told the board he had a DBR meeting last week and has a NSSRA meeting next week

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Trustee Haber – Legal/Sewer  
Nothing

Trustee Dunn - Road & Bike Paths/Forestry  
Nothing

Trustee Norris – Solid waste/Drainage/Storm water  
Trustee Norris told the board that the Solid Waste Agency in Gurnee has been modified to take household chemical waste by appointment rather than only at yearly drives. He added that plastic grocery bags are posing a problem. They are blowing all over the place. They are considering regulating them. The Solid Waste Agency is currently looking at solutions. They are considering eliminating them or mandating that they be biodegradable.

Trustee Dunn wanted to know if the fact that we won Home Rule is on the web site. Some residents do not know. Pres. Kaplan stated it will go on the web site after it becomes official.

XVIII. Executive Session

Trustee Graditor moved to recess to Executive Session according to Section 2C of Open Meeting Act for land acquisition. Trustee Dunn seconded the motion.

Roll Call Vote -      Ayes:              Dunn, Graditor, Haber, Norris, Svatik  
                             Nays:              None  
                             Absent:          Masterson  
                             Motion carried – 5– 0

The meeting went into Executive Session at 9:40PM.

The meeting returned to regular session at 10:00PM

Pres. Kaplan told the board the next meeting will be on April 18<sup>th</sup>.

Trustee Graditor moved to adjourn the meeting. Trustee Haber seconded the motion. The motion was carried by voice vote.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:05PM.

IV. Approval of Minutes

Board of Trustees Meeting – March 7, 2006

Trustee Dunn moved to approve the minutes. Trustee Svatik seconded. Trustee Svatik stated on page two, the last sentence in the Police Report, should read “It would make the report numbers easier to compare.” On page five, third line of the second paragraph, “for the year 2005” should be added after “\$33,500.” The last line in the same paragraph “added” should be changed to “perceived.” Trustee Norris told the board there should be a change to the fourth sentence of the second paragraph on page five. “Revenue” should be changed to “receipts.” Motion was carried by voice vote.

Trustee Haber arrived at 8:10PM.

V. Treasurer’s Report

Not Present

VI. Urban Forest Management

Not present

VII. Engineer’s Report

Pat Glenn indicated that most of the board members have already heard about last week’s excitement. On Wednesday Swanson noticed some activity at the Thorngate reservoir. By Friday everyone was looking for the leak that was amounting to 2M gallons a day. On Friday a garbage truck drove over a section of West Course at Saunders and the pavement

crumbled behind the truck. We ended up with a huge sink hole. Pat had given the trustees a map of the original water mains. This water main break was within feet of the previous break. He stated that this area should be replaced sooner rather than later. There have been a lot of breaks in this area. He added that he recommends that when we go in on Saunders and, that we work on the culvert as well. The estimate to repair and replace that section will be about \$300K to \$350K. Pat explained that the majority of the water mains put in for Country Club Estates were done in cast iron and asbestos pipe. Those materials are no longer in use. They are a poor material choice because they are brittle. He pointed out on the map all of the red lines. The red lines are cast iron or asbestos. Pres. Kaplan asked Pat to have a report on the cost of replacing all of the cast iron and asbestos lines. Trustee Masterson asked if a \$2M cost for replacing all of the cast iron and asbestos is accurate. Pat stated that it is. We can set up a plan to do the work over time. Trustee Masterson pointed out that the Village has a \$2M liability with these water lines. Atty. Huvard reminded the board that the water fund owes the general fund.

VIII. Director of Community Services Report

Russ Kraly told the trustees that we met with the residents of Vernon Trail. We discussed setting up an SSA for water. They are going to get back to us after they talk to other residents.

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Atty. Huvard told the board that he had brought in a Plan Commission Report and Recommendation from the 3/2/06 meeting. The Plan Commission considered the final plan for the BP. It was recommended for approval with some conditions. He explained that the pond on the east side of the property got bigger because they moved some of the corner retention. This made it necessary to put up a retaining wall on the south side of the east pond. The interlocking wall with a fence at the top will be seen from Deerfield Road. Atty. Huvard added that Chuck Stewart suggested a row of arbor vitae to screen some of the wall. BP has agreed to that. It was also suggested that the fence be wrought iron rather than chain link. Atty. Huvard stated that the Plan Commission is concerned about the landscaping. The eventual plan is to move the water storage onto the 37 acres, but we do not know when that is going to happen. We have asked for a phase two landscape plan. It was suggested that the phase two landscape plan has to be completed within two years, if the retention is not moved by then. The Plan Commission wants BP to submit a Letter of Credit to cover the cost of the landscaping and fence. He added that we do not have a final landscape plan from BP. Pres. Kaplan stated that we want to see the final plan. Atty. Huvard read the conditions from the Plan Commission report. Trustee Graditor reported that she does not want a chain link fence. Trustee Haber questioned what happens after

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the retention is moved. Atty. Huvad stated that they would fill it in and put in a building. Atty. Siegel asked if the fence was okay. Pat stated that there are a couple of issues, but no details yet on those issues. The real reason for the wall is because they were not able to do the grading they wanted to. They are really not sure what is under the ground, and we do know there is a sewer line in the way.

Atty. Huvad explained that if the preliminary and final plans are in compliance with each other, then BP can start the SSA procedure. If there is a problem, we can invite them back to discuss the issues. Trustee Graditor stated that she wants to see the elevations of the wall and fence. Trustee Masterson added that they should come in and show us the plans. Pres. Kaplan indicated that they should include a final landscape plan. Trustee Haber wanted to know what is going to happen to out lot A. Atty. Huvad stated that out lot A will be conveyed to the Village for municipal purposes at the end of the construction. Trustee Graditor questioned if we can give final approval before they get final approval from LCDOT and IDOT. They cannot do anything before they get approval from LCDOT and IDOT. Pat added that the Village is always the last one to sign off on a subdivision plat, but the board can approve the plan. Atty. Siegel suggested approving the plan with the condition that LCDOT and IDOT have to sign off on the plan. Trustee Graditor reiterated that she wants to see what the wall is going to look like. Trustee Dunn stated that they are not showing the signage along the road in the plan. Atty. Huvad indicated that we are looking at that. Trustee Graditor reported that she would like to see more natural landscaping.

XI. Police Report

Chief Weinstein told the board that he wanted to go back to the incident last Friday for a moment. He had received notice that the driver of the garbage truck was directing traffic after he drove over the sink hole. Swanson and Gewalt Hamilton responded very quickly. The situation was handled very well. Pres. Kaplan stated that the problem was solved by the next day. Pat indicated that Lake County Public Works came out in force. We are lucky to have such a good relationship with them. Trustee Graditor suggested sending a letter of thanks to the LCPW.

Chief Weinstein stated that there have been 138 citations issued since the last meeting. There have been 101 case reports and 40 traffic accidents written since the beginning of the year. The Illinois Liquor Control Commission has again awarded the Police Department a \$1,100 grant for our tobacco enforcement program.

XII. Village Attorney's Report

Nothing

XIII. Comments by the President

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Pres. Kaplan told the board that it looks as if Home Rule is going to pass. An explanatory letter was sent out to residents just before the election. The residents who worked to write the letter and get it out did a great job. He thanked everyone for their hard work.

Pres. Kaplan stated that we have a well report from January and February. The water levels are back up where they were a year ago. Hopefully this will not be a dry summer like last year. We had quite a scare last year. It is predicted to be a dry, hot summer. Pres. Kaplan reported we will continue to monitor the water levels. We may still need restrictions.

Pres. Kaplan told the board that he got a letter from the chairman of the Regional Planning Board. They would like to form a Citizens' Advisory Committee dealing with transportation and land use. They want citizens' input. He questioned if anyone knew of someone who would be interested.

Pres Kaplan stated that we have had an invitation to attend a Municipal Wireless Seminar in Racine, Wisconsin on April 13<sup>th</sup>. He questioned if anyone was interested. Trustee Masterson said he might be able to attend.

Pres. Kaplan reported that he has asked Pat to recommend a new price for our water tap on fee. The current rate is way too low. The residents of Vernon Trail are interested, and we need to have a new number to give residents when they come in. Pat stated that he wants to look at projects that are being bid now. There has been a spike in water extension prices, and nobody seems to know exactly why. He wants to see local bid costs. He added that we should talk to residents on Ringwood and Arrowwood about hooking up to the system. Pres. Kaplan stated that they should be advised to join now because the price is going to go up in two weeks.

XIV. Visitors Wishing to Address the Board

None

XV. Approval of Bills

Trustee Graditor moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Svatik seconded the motion.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 (Bills approved)

XVI. Old Business

Pres. Kaplan brought up the subject of the Comprehensive Plan. Atty. Huvard stated that we wanted Atty. Siegel to comment on intergovernmental agreements and Home Rule.

Village of Riverwoods  
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March 21, 2006

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Atty. Siegel reported that he did not think that Home Rule changed them. Trustee Svatik explained that at the last meeting Atty. Siegel had alluded to preparing something having to do with the Comprehensive Plan. Atty. Siegel stated that he would have something for the next meeting. Atty. Huvard explained to the board that the history section in the Comprehensive Plan came about because the Plan Commission wanted one place for newcomers to look for the history of the Village. They can get a sense of what the Village is about; and why we have concerns. Atty. Siegel pointed out that the Planning Statute does not apply if Home Rule passes. The Comprehensive Plan is advisory, but it should be tied into land use. Pres. Kaplan pointed out that it is time to get the Comprehensive Plan done. Atty. Siegel told the board that the updated Comprehensive Plan goes well beyond the scope of the last plan. Trustee Norris stated that the history is fine; however, there are policy statements in the Comprehensive Plan that we need to be very careful with. He is a bit concerned and plans to meet with Atty. Huvard to discuss them.

Trustee Norris moved to waive the first reading of the Appropriations Ordinance. Trustee Svatik seconded the motion. Motion was carried by voice vote.

Trustee Graditor moved to have a second reading and adoption of the Appropriations Ordinance. Trustee Norris seconded the motion.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0

Ordinance 06-3-6

Pres. Kaplan told the board that the approval of the Trillium subdivision is not ready.

XVII. New Business

Pres. Kaplan stated that no one for Arts and Riverwoods is at the meeting, so it will wait until the next meeting.

Pres. Kaplan told the board that we have a letter and proclamation declaring April as Fair Housing Month. Trustee Dunn moved to approve the proclamation declaring April as Fair Housing Month. Trustee Svatik seconded the motion. The motion was carried by voice vote.

Toni Rey told the board that the Riverwoods Woodland Preservation Society is sponsoring a talk on deer. She invited everyone to come.

Trustee Masterson moved to adjourn the meeting. Trustee Dunn seconded the motion. The motion was carried by voice vote.

The meeting adjourned at 9:00PM.

Village of Riverwoods  
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Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
March 7, 2006

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Bruce Huvad  
Pat Walsh  
Russ Kraly  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:00 PM.

IV. Approval of Minutes

Board of Trustees Meeting – February 21, 2006

Trustee Dunn moved to approve the minutes. Trustee Masterson seconded the motion. Clerk Stanger pointed out on page four, second line of the second paragraph, “Ringwood” should be changed to “Ringland.” Motion was carried by voice vote. Trustee Haber abstained.

Town Meeting – February 21, 2006

Trustee Graditor moved to approve the minutes. Trustee Svatik seconded the motion. Trustee Graditor stated on page three, first line of the fourth paragraph, after “we” the sentence should read “restricted the use of well water.” Pres. Kaplan pointed out on page four, first line of the second paragraph, “financially” should be added after “efficient.” Motion was carried by voice vote. Trustee Haber abstained.

V. Consultants

Gewalt Hamilton  
Nothing

Director of Community Services

Russ Kraly told the board that he had received a phone call from a resident in Vernon Trails. We are going to have a meeting with residents on March 20<sup>th</sup> about getting municipal water. We had a meeting with Thornmeadow on February 9<sup>th</sup> to discuss water service.

Village of Riverwoods  
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Village Attorney  
Nothing

Urban Forest Management  
Not Present

Plan Commission Report

Atty. Huvard stated that the Plan Commission met last Thursday. They voted to recommend the final plat for the BP gas station. They are working on the report to the Board. The owners of the 37 acres are still working on things. They are working to put in wells. He told the board that they may see some activity on the site.

Zoning Board of Appeals  
Not present

VI. Police Report

Chief Weinstein told the board that 133 traffic citations were issued since the last meeting. There have been 80 case reports and 36 traffic accidents issued since the beginning of the year. Trustee Dunn asked about the number of accidents in the Village. Chief Weinstein reported that the number of accidents is down by 40% since establishing our own police department. Trustee Svatik suggested on the report of infractions putting multiple years on the same page. It would make the overall report numbers look better and would be easier to compare.

VII. Comments from the President

Pres. Kaplan reported that the Pioneer Press printed an article about the Village going Home Rule. It was an obnoxious article. The quotes were taken out of context. He stated that Trustee Graditor wrote a very good letter to the editor. There will be an article on Home Rule in the Village Voice. It should be out a few days before the election. He reported that we cannot spend money to get residents to vote positive, but we should try to make phone calls to get residents to vote. Voter turn out is expected to be low, so every vote is going to count. Trustee Graditor reported that she called the Pioneer Press to complain. The editor did not understand why we thought the article was a problem. Trustee Graditor explained that she thought the article was biased and negative. Then she read her letter out loud for the Board of Trustees (copy attached). She stated that after some discussion with the editor, he promised that her letter would be printed. Pres. Kaplan thanked her.

Pres. Kaplan told the board that he had just been notified that Elizabeth Sherman is getting a full time job and will not longer be editing the Village Voice. She will do one more

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edition, but we are looking for someone new. Atty. Huvad asked what the duties would be. Pres Kaplan stated to put together and proof the Village Voice. The pay is \$200 to \$300 an issue.

Pres Kaplan reported that we will be having a meeting tomorrow with the Village Engineer in Northbrook about getting water from Northbrook.

VIII. Visitors Wishing to Address the Board

Mike Ford of 4 Timberwood wanted to commend the Board, Village Engineer, Village Attorney and staff. He was very impressed with the seriousness and attentiveness that everyone displayed in regard to the lighting issue. He is happy to live in a community where the officials are so responsive to the needs of the residents. He thanked them again.

IX. Old Business

Atty. Huvad told the board the first three ordinances under Old Business need to be continued. Trustee Haber moved to continue the three ordinances for the TIF until the second Board of Trustees Meeting in May. Trustee Norris seconded the motion. The motion was carried by voice vote.

Pres. Kaplan brought up the subject of the Comprehensive Plan. Trustee Svatik suggested that we hold the discussion for the next meeting since Atty. Siegel was not present. Russ added that Pat Glenn apologizes for not getting the Comprehensive Plan map out to the trustees. Trustee Haber pointed out a few changes under the Goals and Objectives and Finance sections on page seven and nine. Trustee Svatik stated that on page nine there is a reference to a 3-5 year budget proposal. He reported that we have never done a 3-5 year budget. He asked for help facilitating that budget, if it is something we want to get done. Trustee Norris indicated that the 3-5 year budget reference should be removed. It should not be part of the Comprehensive Plan. Pres. Kaplan stated that we would continue the discussion at the next meeting.

XI. New Business

Pres. Kaplan told the board that we have a request for funding from Theatre in the Woods. Trustee Haber questioned if the funding comes from the Hotel Tax. Trustee Masterson stated that it does. Donna Lubow of 5 Baneberry reported that she is the artistic director for Theatre in the Woods. Because of the funding that the Village has given them they were able to do three productions. The first was a summer adult production. Six-hundred people attended that show over two weekends. They did two children's productions. One of the productions had over 175 children in attendance. Ms. Lubow stated that they are asking for the same amount of money this year. They are planning to do California Suite this summer. They would like to do three children's productions, one in October, December, and March. She explained that they have been

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doing the shows at the Estonian House. The rent at Estonian House has just gone up, and they are now being charged for utilities. She added that they are thinking about raising the ticket price. She thanked the board for their support. Trustee Haber moved to approve \$10K of funding for Theatre in the Woods. Trustee Svatik seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6– 0

Pres. Kaplan reported that we have gotten a request from Urban Forest Management to approve the bids to prune hazardous trees and remove Dutch Elm diseased trees. The lowest bids from three companies to remove the Dutch Elm trees from specific sites were: Autumn-\$5763.60, Glenwood-\$5705.00, and Davey-\$140.00. Trustee Dunn moved to approve the bids for the removal of Dutch Elm diseased trees in the Village. Trustee Masterson seconded the motion. Pres. Kaplan stated that we should be reimbursed by residents for most of the cost

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6– 0

Pres. Kaplan stated that the lowest bid from the two companies for the pruning or removal of hazardous trees was: Glenwood-\$15,750.00 and The Care of Trees-\$6,895.00. Trustee Dunn moved to approve the bids for the removal or pruning of hazardous trees in the Village. Trustee Masterson seconded the motion.

Roll Call Vote - Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik  
Nays: None  
Motion carried – 6– 0

Pres. Kaplan told the board that he and Atty. Huvad went to a Vernon Township Mayors' Meeting. The other communities are all putting together ordinances for smoking bans in public places. He added that everyone has been invited to a Lake County Department of Health and Heart Association Breakfast at Egg Harbor to discuss smoking issues. We are getting all kinds of requests from all of our municipal neighbors to pass an ordinance to ban public smoking. Trustee Masterson asked if we have gotten any requests from residents. Pres. Kaplan stated that we have not. He explained that he is not proposing the smoking ban. We do not have many public places. Jimmy's Char house is smoke free with the exception of the bar. Atty. Huvad pointed out that other municipalities have more restaurants than we do. They want solidarity on the issue. They do not want establishments to leave and go elsewhere. He added that Highwood is not acting on the smoking ban. Trustee Graditor stated that Wheeling is also ignoring the request for a smoking ban.

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Pres. Kaplan stated that we have gotten a request from Podolsky Northstar to have Robert Morris College at the Riverwoods Corporate Center. It would be 64-80 students primarily during evening hours. Atty. Huvad stated that they are asking us before the building is leased He did not think it was permissible under the current zoning. Trustee Haber reported that they need to come and ask for a variance. Trustee Svatik asked if there would be a reduction in tax revenue with this sort of a use. Pres. Kaplan stated that there is no sales tax with this project. Trustee Haber explained that they need to come in and make a formal request. We will consider it as we would any other request.

Pres. Kaplan stated that the Appropriation Ordinance will need to be passed. We will do the first and second reading and adoption at the next meeting.

Pres. Kaplan told the board that there was a staff meeting to look at the cost of potentially bringing Lake Michigan water to South Riverwoods. The average cost per unit is \$27,744. Trustee Masterson remarked that there is a long line between houses in South Riverwoods. Pres. Kaplan stated that the current tap on fee is \$14,750. He added that construction costs are also up. This is going to be a problem. We are going to have to think about a higher subsidy, if we want to do this. Home Rule will help a little. Trustee Masterson indicated that the residents in South Riverwoods are still paying for sewer. Pres. Kaplan reported that the payments will be finished in two years. It will take that long to get everything worked out. Trustee Norris stated that they will work in this in the CCI as well. Pres. Kaplan told the board that there are several areas devoid of Lake Michigan water in the Village. Those areas are South Riverwoods, west of Portwine, north of West Course off of Saunders at Duffy, and Indian Trail. He stated that he wants cost projections for all of the areas.

Pres. Kaplan updated the board on the current municipal water situation. The figures were compiled at the request of Trustee Svatik. He is a very smart man. The revenue that the Village has made on water is about \$33,500. That cannot be considered a profit because we have do not have enough reserve, if there is an infrastructure problem. He added that we have not addressed the rate increase from Deerfield that is effective May 1<sup>st</sup>. We have not passed that on to residents. It will cost \$800K to \$900K to build the infrastructure to get water from Northbrook. It will take eight to nine years to pay back that expense. Atty. Huvad stated that the infrastructure sales tax will help with that. We should be setting aside an infrastructures account. Money should be set aside that goes to the sewer fund as well. We have no reserve for sewer. Trustee Norris reported that getting water from Northbrook would be desirable, if we can cover the infrastructure cost. Pres. Kaplan told the board we have some interesting issues to address. Trustee Haber suggested that we look at the six-party agreement that we have for the reservoir. Atty. Huvad explained that we are not part of that agreement anymore. We dissolved that agreement because of the reservoirs we have at Thorngate and Hoffman. Trustee Svatik

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added that Deerfield is considering litigation against Highland Park in regard to their raising of water rates in order to earn additional revenue.

Jaye Brodsky of 1394 Kenilwood wanted to know if the Village is monitoring well levels. Russ stated that the monitoring is done from May 15 to October 15<sup>th</sup>. The wells have been measured recently and all of the levels are up. Atty. Huvad explained that Pat Glenn went to a conference. The speaker identified where our water comes from. He suggested that we could invite him here. Pres. Kaplan stated that we have always been told that our water comes from Wisconsin. That is not necessarily true. Atty. Huvad reported Pat was told the area is about 60 miles west of here. It takes a specific amount of time to get here. Trustee Dunn indicated that we are going to have big problems this year. We did not get enough snow this winter. Ms. Brodsky stated that last year the levels of the wells went from 40 to 50 feet down to 7 feet. She questioned what the levels are now. Russ stated that they have recovered, and the levels have gone back to 40 to 50 feet. He indicated he would get the information onto the Village web site. Trustee Dunn stated that the well water situation is going to be as bad as last year. She suggested that we impose limits. Trustee Graditor pointed out that we should wait until there is a problem, or no one will listen. Ms. Brodsky stated that she agreed with Trustee Graditor. Pres. Kaplan stated that individuals can talk to their homeowners associations. They will look at it closely.

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Nothing

Trustee Masterson – Water/Police/Fire

Nothing

Trustee Svatik – Finance/Soil & Water

Nothing

Trustee Haber – Legal/Sewer

Nothing

Trustee Dunn - Road & Bike Paths/Forestry

Trustee Dunn told the board that there will be a meeting at the Village Hall on March 23<sup>rd</sup> at 7:30PM. Jennifer Filipiak, a wildlife biologist with the Lake County Forest Preserve, will be here to talk about deer.

Trustee Norris – Solid waste/Drainage/Storm water

Nothing

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Trustee Haber moved to adjourn the meeting. Trustee Masterson seconded the motion.  
The motion was carried by voice vote.

The meeting adjourned at 9:05PM.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
February 7, 2006

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

Michael Haber

Minutes taken by Debbie Limer

The meeting was called to order at 6:05 PM.

IV. Approval of Minutes

Public Hearing – January 17, 2006

Trustee Masterson moved to approve the minutes. Trustee Graditor seconded the motion. Clerk Stanger mentioned a correction to the cover sheet of the minutes. Trustee Svatik pointed out a change on page four, third line from the bottom, “authorized” should be changed to “recommended.” Trustee Graditor stated that on page five, third line from the bottom of the large paragraph, “because this may be too restrictive” should be added after “more.” Motion was carried by voice vote.

V. Consultants

Gewalt Hamilton

Nothing

Director of Community Services

Nothing

Village Attorney

Atty. Huvad told the board that he and Pat Glenn had a meeting with the owners of the 37 acres and the Lake County Forest Preserve. The meeting was about the impending plans for the 37 acre development. They wanted to communicate to the LCFP that the

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landfill has been designated closed. Part of the landfill is in LCFP territory. We are going to have a follow up meeting to discuss annexation.

Urban Forest Management  
Not present

Plan Commission Report

Atty. Huvad stated that the Plan Commission is recommending the adoption of the Comprehensive Plan. He added that he will get everyone copies of the final draft of the Comprehensive Plan.

Zoning Board of Appeals  
Not present

VI. Police Report

Chief Weinstein told the board that 199 traffic citations have been issued since the last meeting. 37 case reports and 24 traffic accidents have been written since the beginning of the year. The COPS grant reimbursement for the third quarter of 2005 is \$18,680.78. He stated that the board has approved the purchase of two squad cars. He asked for approval to have checks issued for those cars once they are delivered. Trustee Norris moved to approve the authorization for the payment of the new squad cars. Trustee Graditor seconded the motion.

Roll Call Vote -      Ayes:           Dunn, Graditor, Masterson, Norris, Svatik  
                              Nays:           None  
                              Absent:       Haber  
Motion carried – 5– 0

VII. Comments from the President

Pres. Kaplan stated that there will be a meeting with residents of Thornmeadow on Thursday at 7:30PM to discuss getting municipal water. He asked if any board members will be attending. Several trustees stated that they would be there. Atty. Huvad commented, with the number of board members who are planning to attend, the meeting should be posted.

Pres. Kaplan told the board that we received a letter from the Lake County Health Department on smoking bans. They are asking us to consider instituting a ban in the Village. Atty. Huvad pointed out that this has been brought up before. The only impact within the Village will be at Jimmie's Charhouse. Other villages are not allowing any smoking indoors. They are even trying to regulate "congregating." Trustee Dunn questioned why we allow landscape burning, but there is all this discussion on smoking bans. Atty. Huvad stated that the smoking bans are an issue of health.

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Pres. Kaplan reported to the board that he has heard there is deer culling going on in Ryerson Woods. Ryerson Woods is part of the LCFP. Chief Weinstein stated that there was a helicopter over Riverwoods as well as Ryerson. Two to three days later the culling took place. Trustee Svatik wanted to make it clear that the Village does not monitor or cull deer. It has been accepted that all of the deer in the area are from one herd. There is no reason to do any culling. Clerk Stanger pointed out that this seems to be a national problem. Pres. Kaplan stated that all of the neighboring villages seem to be doing something about the issue. There is no reason that we need to do anything. He added that that saves the Village money.

Pres. Kaplan stated that Highland Park is raising their water rate to Deerfield by 3 % effective May 1<sup>st</sup>. That means that we are going to get a raise again. Trustee Dunn asked about the history of the rate increases. Trustee Svatik reported it has gone up 3 % a year for several years. Highland Park is saying that the cost of gathering and distributing water has gone up again. We should get together with Deerfield to determine if that is an accurate fact. Chicago has not raised their rates like this. Trustee Svatik commented that Highland Park surprises us every year. We should know about their long term plans. He questioned the ethics of raising revenues with a captive audience. We should look for another source. Pat Glenn stated that he could meet with the engineers in Deerfield and Highland Park to find out about their long term plan and justification of the water rate increase. Pres. Kaplan said that we are presently looking for a different water sources.

Pres. Kaplan told the board that Bannockburn will have a Home Rule referendum on the ballot this March. They are trying to do the same thing that we are.

VIII. Visitors Wishing to Address the Board

None

IX. Old Business

Pres. Kaplan brought up the subject of the Open Burn Ordinance. Atty. Huvad stated that he did not amend the ordinance for tonight's meeting. It will be ready for the next meeting. He stated that he thought he had come up with a solution for barbecue grills. The new focus on the lighting ordinance is to deal with the shielding of lights. The problem starts when the light source can be seen. It will make the ordinance less intrusive to residents. Atty. Huvad added that the ordinance amending the Zoning Ordinance concerning variances will also be ready for the next meeting. Trustee Svatik brought up the subject of burning within the lot line. It should be allowed if neighbors agree in writing. Lot line configurations need to be considered as well because there are a lot of irregularities within the Village.

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XI. New Business

Pres. Kaplan brought up the subject of an Intergovernmental Agreement for Cooperative Purchasing. Chief Weinstein explained that Lake County has a web site with all their agreements with their suppliers. We can join and take advantage of those agreements. It does not cost us anything. As of now, we are a part of the State program. This opens up additional opportunities. Trustee Masterson moved to pass a resolution to authorize the Village of Riverwoods to enter into the Intergovernmental Agreement for Cooperative Purchasing. Trustee Graditor seconded the motion.

Roll Call Vote -       Ayes:           Dunn, Graditor, Masterson, Norris, Svatik  
                              Nays:           None  
                              Absent:        Haber  
Motion carried – 5– 0           Resolution R06-2-1

Pres. Kaplan brought up the subject of the preliminary plat for the Trillium Subdivision. Pat explained that it is at the south end of Trillium Lane. It is a 5-acre parcel that is zoned R-2. The owner wants to divide it into two lots. It will be pretty much divided down the middle. The issues with the Plan Commission were storm water management, detention, and wet lands. The Plan Commission is recommending approval. Pat stated that this is a straight forward development. The final plot will have one change. Currently there is a jog in the lot line on the east side by the road. That line will be straightened out. Atty. Siegel questioned what remains to be done. Pat stated the Plan Commission and Board of Trustees need to give their final approval. There are almost no engineering improvements to be done. They will need to move the well and put in a new driveway for the new home. Russ added that the road will be paved, but that needs to be finalized. Trustee Dunn moved to approve the preliminary plat for the Trillium Subdivision. Trustee Svatik seconded the motion. Motion was carried by voice vote.

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Trustee Graditor wanted to express her gratitude to the Village for the donation that was made in her sister's name.

Trustee Masterson – Water/Police/Fire  
Nothing

Trustee Svatik – Finance/Soil & Water  
Nothing

Trustee Haber – Legal/Sewer  
Nothing

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Trustee Dunn - Road & Bike Paths/Forestry  
Nothing

Trustee Norris – Solid waste/Drainage/Storm water  
Trustee Norris stated that there will be a Solid Waste Resolution on the agenda for the next meeting. A new community wants to join the agency. He added that there have been three CCI meetings. Some have been well attended; others have not been. There were some good suggestions given at all of the meetings.

Trustee Graditor moved to adjourn the meeting. Trustee Norris seconded the motion. The motion was carried by voice vote.  
The meeting was adjourned at 6:35PM.

Respectfully Submitted,

Debbie Limer

Village of Riverwoods  
Board of Trustees Meeting  
January 17, 2006

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In Attendance:  
William Kaplan  
Linda Dunn  
Sherry Graditor  
Bruce Masterson  
John Norris  
William Svatik  
Eileen Stanger  
Jack Siegel  
Bruce Huvad  
Pat Glenn  
Morry Weinstein

Minutes taken by Debbie Limer

The meeting was called to order at 8:05PM.

IV. Approval of Minutes

Pubic Hearing – January 3, 2005

Trustee Svatik moved to approve the minutes. Trustee Dunn seconded. Motion was carried by voice vote. Trustee Norris abstained.

Board of Trustees Meeting – January 3, 2006

Trustee Graditor moved to approve the minutes. Trustee Svatik seconded. Trustee Dunn pointed out page 2, second line, “They” should be changed to “It.” Motion was carried by voice vote. Trustees Norris and Masterson abstained.

V. Treasurer’s Report

Hal Roseth told the board that not a lot has changed. The funds are up \$120K over November. We are getting a greater rate of return on our IPTIP funds. The interest rate is now at 4.016%. He stated that he thought the rates would stabilize in the near future. We currently have \$5M in the IPTIP. Hal reported that he is looking at our managed accounts to see our current rates and returns. Trustee Svatik questioned the general consensus on interest rates for the year. Hal stated that the reports are listing 4.2% to 5.7%. He added that the new Fed Chief takes over soon, so we will have to wait and see.

VI. Urban Forest Management

Not present

VII. Engineer’s Report

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Pat stated that the Lake County Board has approved amendments to the Watershed Ordinance. We have paperwork to adopt the amendments. We have to adopt them. Pat told the board that amendments have to do with isolated wetlands.

VIII. Director of Community Services Report

Not Present

IX. Zoning Board of Appeal

Not present

X. Plan Commission Report

Atty. Huvard stated that the Plan Commission held a hearing on a text amendment. They had originally held back on the hardship amendment, but they are now in favor of the amendment. They are discussing some new language

Trustee Haber arrived at 8:15PM.

XI. Police Report

Chief Weinstein told the board that 121 citations have been issued since the last meeting. There have been 10 case reports and 11 traffic accidents written since the beginning of the year. He explained that Illinois Law has raised the fine for parking in a handicapped parking space from \$100 to \$250. Municipalities can impose a \$350 fine for a violation by passage of an ordinance. The law provides that the signs must reflect the appropriate fine, but a sign's lack of technical compliance is not a defense. Chief Weinstein suggested that the Village ask all businesses to change their signs to reflect the \$250 fine. Violators are provided with mail in parking tickets, and if requested a court date. He added that if we set the fine at \$350, more people will want to go to court. In the end we will lose money because of the time spent in court. He told the board that he has already sent letters to parking lot owners. Trustee Svatik asked what we will do at the Village Hall. Chief Weinstein stated that we have to change the sign to show the increase in the fine. Trustee Svatik reported that the last time this happened we put stickers on the signs. Chief Weinstein indicated that the State is not providing anything, so we can have stickers printed.

Chief Weinstein stated that he has had a meeting with Chief Quinn about the response change in the Deerfield Township area of Riverwoods. Chief Quinn does not believe that there will be a change in response time or the level of service. Chief Weinstein explained to the board that he reported to Chief Quinn that if there will be no change in service, we should change back. Chief Quinn did not go for that idea. Chief Quinn wants to change the ambulance response for a sufficient time to see how it goes. They will evaluate and decide. Pres. Kaplan pointed out that, in the meantime, they are in violation of the

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agreement with the Deerfield/Lincolnshire Fire District. Atty. Huvad stated that this would not be allowed if the Deerfield/Lincolnshire Fire District pushed the issue. Chief Weinstein reported that Chief Quinn stresses that the level of service will not be lowered. Atty. Huvad explained that one piece of equipment will come from Deerfield; the other one will come from the substation. Pres. Kaplan commented that it is too soon to tell how this is going to work out.

Trustee Haber asked what the motivation is in this situation. Pres. Kaplan stated that he feels that all of our residents in Deerfield Township are being put at risk. We are going to have to monitor this closely. Atty. Huvad reported that they are saying the personnel on each piece of equipment have the same capabilities. Trustee Norris commented that this situation bothers all of us. Trustee Haber asked about moving district lines. Atty. Huvad stated that we have discussed changing districts. That would have to go before a judge after getting petitions from residents. Trustee Haber suggested planting the seed, so that the fire district will not do this. We should change the boundaries if necessary. Atty. Siegel stated that changing the boundaries is not an easy thing to do. Atty. Huvad told the board that we need to look at response times for evidence. Atty. Siegel asked about taxes. Atty. Huvad pointed out that the taxes in both fire districts are about the same. Deerfield Township in Riverwoods is all residential with about half of the buildings at Morgan Stanley. Trustee Haber asked if the fire district is looking to add equipment because of the Takeda development.

Trustee Masterson stated that we need to have response times as a baseline. Atty. Huvad commented that we are going to talk to someone in the business to know where to start from and what data we need to collect. Atty. Siegel reported that we are going to have to show that improvement is necessary. The Village is a third party beneficiary in the agreement. Atty. Huvad indicated that the definition of first response is getting to the patient and being able to transport them. Without an ambulance, the patient cannot be transported. Atty. Siegel pointed out that the Village spent a lot of money on the substation. Atty. Huvad stated that we need to start by developing our data to work on the disconnect. We have to make sure that Lincolnshire would accept the change in the districts. Trustee Haber asked about the politics involved. Atty. Huvad explained that the fire chief position is an appointment. Atty. Siegel stated that the substation was built for Riverwoods residents. The Village certainly worked hard to get the fire station for Riverwoods. That was what Roy wanted. We also spent money and donated property. We need to find out who is the appointing officer. He questioned where we lost the whole purpose of this station. Pres. Kaplan added that we will be monitoring the situation. Trustee Haber wanted to know if any areas straddle both districts. Pat Glenn stated that there are some lots in Thorngate and areas within Morgan Stanley that are on the dividing line of the fire districts.

XII. Village Attorney's Report

Atty. Huvad told the board that we have met with the owners of the 37 acres. They are at the verge of getting the determination that the land fill is closed. At that point it fits into the Brown Fill category. They are working on their site remediation program. They hope to have a plan in place by the fall that will disclose the remediation to be done and include their plan of development. Then they will be able to move forward. Atty. Huvad stated that they do not feel the environmental issues are an impediment anymore. He reported that he feels that they will submit something in February. They had to get the determination of the land fill being closed. That took a lot of work on their part. He added that they want to include the development plan in the annexation agreement. Atty. Huvad reported that we have pointed out the drawbacks of waiting. They have a plan, and they do not want to waiver. They are very methodical. Trustee Masterson pointed out that we have no leverage. Trustee Graditor told the board that they want to make sure the plan is rock solid because this is very costly for them. They are taking it one step at a time. Atty. Huvad discussed Buffalo Grove's plan for across the street. They are looking at retail and soccer fields. They would like us to help them develop their land. If we do that, they would take all of their plans for the 37 acres off the table. Trustee Haber stated that we should be proactive. The East side of Milwaukee does not belong to Buffalo Grove.

XIII. Comments by the President

Trustee Norris reminded the board that the CCI meetings that are coming up on January 18<sup>th</sup>, 25<sup>th</sup>, February 1<sup>st</sup>, 8<sup>th</sup>, and 15<sup>th</sup>. He explained that the Village has been divided into quadrants. We want input on the issues affecting each area. He added that we are trying to keep each meeting down to an hour. Pres. Kaplan stated that he would like the trustees to make it to the meeting for their areas, to come as residents. Trustee Norris reported that the meetings will start at 7:30PM.

Pres. Kaplan told the board that the Town Meetings on going Home Rule will be on February 7<sup>th</sup> and 21<sup>st</sup> at 7PM. He added that Bannockburn is also looking into going Home Rule. There will be a sign posted at Deerfield and Saunders advertising the Town Meetings. There will also be a reminder in the Village Voice. Trustee Dunn asked if we can print up banners to "Vote Yes." Atty. Huvad commented that no public money can be spent in support of the referendum. Pres. Kaplan suggested asking the RRA or the Riverwood Preservation Group for money for banners. Trustee Graditor pointed out that they may not support going Home Rule.

Pres. Kaplan stated that the Forestry Report indicated that the Village has spent about \$13K to help residents get rid of garlic mustard and buckthorn.

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Pres. Kaplan brought up the water ponding issue in Vernon Woods. Pat stated that he talked to Howard Patterson last year about the drainage that ends up at Greenbriar Lane. Last year we all agreed that it could use some attention. The District cleaned out the ditch, but it was not satisfactory to the homeowners. Now because of the Morgan Stanley development the ditch is flowing more than before. We want to coordinate with the District and the homeowners association. Pat explained that the drainage problems are a bit to the north. The area never drained well, but it may flow better with proper maintenance. He suggested that we figure out where the problem is when there is water present. It would not hurt to have the ditch cleaned out. Pat told the board that Morgan Stanley may have contributed to the problem, but we cannot put all of this on them. We can ask them to help with the problem, as a good neighbor. He asked the board to authorize him to see where the problem is. Pres. Kaplan asked if we can send a letter to Morgan Stanley. Atty. Huvad responded that we could. Trustee Svatik recommended spending up to \$500 to have Pat Glenn investigate the problem with water ponding in Vernon Woods. Trustee Masterson seconded the motion.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0

Pres. Kaplan told the board that everyone is invited to a Town Hall meeting on January 28<sup>th</sup> hosted by Karen May and Susan Garrett. Trustee Norris stated that he saw both of them at a SWALCO breakfast and invited them to a CCI meeting.

XIV. Visitors Wishing to Address the Board

None

XV. Approval of Bills

Trustee Masterson moved to approve bills as presented subject to approval of responsible Trustee/Officer and Village President. Trustee Dunn seconded the motion.

Roll Call vote- Ayes: Dunn, Graditor, Haber, Masterson, Norris, Svatik

Nays: None

Motion carried 6-0 (Bills approved)

XVI. Old Business

Pres. Kaplan asked if we had a first reading on the open burn ordinance. Atty. Huvad stated that we had, and there are not a lot of changes. Trustee Masterson moved to have a second reading and adoption of an Ordinance Amending Certain Provisions of the BOCA National Fire Prevention Code 1999, as Incorporated in the Riverwoods Village Code, and Related Provisions Regulating the Burning of Landscape Waste.

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Trustee Haber asked about the regulation having a barbeque grill 15 feet from the house. He stated that everyone will be out of compliance. He questioned who defines barbeque grill. Atty. Huvard pointed out that the definition is not in BOCA. Trustee Haber reported that a lot of grills are now gas. They are just like the ones that are in the house. There are inconsistencies in the ordinance. Atty. Huvard pointed out that fire pits and fire rings are all very different. He questioned if we should enclose the BOCA code for comparisons on open burning. Trustee Svatik asked about a fire alert. Atty. Huvard stated that information comes from the existing ordinance. Chief Weinstein added that we are looking into self dialers to get important information out to residents. There are varying costs. Pat suggested a sign that states the status all of the time. Trustee Graditor stated that we had discussed not allowing burning if there are winds 5 M.P.H. or more because this may be too restrictive. Atty. Huvard suggested that we can take that limitation out of the ordinance. Trustee Masterson withdrew his motion. Trustee Svatik withdrew his second.

Pres. Kaplan brought up the subject of the ordinance on driveway set backs. Atty. Huvard told the board that he changed the language, but it is still not quite right. It was suggested to change the last line from "front yard set back" to "street right of way or street easement." Trustee Haber moved to have a second reading and adoption of an Ordinance Amending Certain Provisions of the Riverwoods Zoning Ordinance Regarding Driveway Setbacks as amended. Trustee Graditor seconded the motion.

Roll Call vote-       Ayes:           Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                          Nays:           None  
                          Motion carried 6-0                   Ordinance 06-1-1

Pres. Kaplan told the board that he is asking them to rescind the garbage ordinance. We have received a bid from Grout. It is much higher than what we are paying now. He would like to have the ordinance rescinded and go back to the start. Trustee Dunn moved to waive the first reading of an Ordinance Repealing Ordinance 05-7-13. Trustee Masterson seconded the motion. Motion was carried by voice vote.

Trustee Dunn moved to have a second reading and adoption of an Ordinance Repealing Ordinance 05-7-13. Trustee Graditor seconded the motion.

Roll Call vote-       Ayes:           Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                          Nays:           None  
                          Motion carried 6-0                   Ordinance 06-1-2

Pres. Kaplan brought up the subject of the lighting ordinance. Atty. Huvard stated that it is completely revised. Trustee Graditor moved to have a second reading and adoption of an Ordinance Regulating Outdoor Lighting in Residential Districts as amended. Trustee Dunn seconded the motion. Atty. Huvard stated that there are a lot of changes to go

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through. He read the definitions from section 5-6-6. There is a restriction on lighting intensity. It outlines the total amount of allowed outdoor lighting. The restrictions on lighting trespass are in section 5-6-8. He added that the standard was tightened up to .1 foot candles. The ordinance limits the total amount of light and the level. It also designates that the light should not go off the property. Atty. Huvard explained that the bulk of the restrictions allow for a lighting level with a standard. It also outlines that the light source should be shaded. This is the most able to be enforceable. He added that this approach was developed in Arizona and Indiana. He stated that holiday lights are exempt. The ordinance sets up a grandfather clause with a sunset provision. Trustee Haber stated that lumens are not the issue. The issue is how the lighting affects the neighbors and the spill over. Atty. Huvard explained that we have not been able to measure the spill over. The easiest method is to regulate the amount of lighting and making sure that the lights are shielded. We have to decide when to start enforcing this. Trustee Svatik added that the lumens also depend on the size and shape of the lot. Atty. Huvard pointed out that we can change the standards based on the size of the lot and set up allowed lumens per acre.

Mike Ford of 4 Timberwood Lane thanked everyone for their work on this issue. He stated that it is hard to describe how intrusive this problem is. The situation he is faced with is like living next to a truck stop. He stated that he feels it is a common law nuisance. He wanted to offer comments based on their situation. They would like to see limitations on the height of lights. Their neighbor has a light that is higher than her roof line. He questioned how lumens are measured. He added if the lights were shaded it probably would not be a problem. Mr. Ford commented that he understands that this is a difficult situation. He would be happy to assist the board. He told the board that in order to get his neighbor to turn off her lights, he has to call the Police. The Police Department will not issue tickets for her lighting. Chief Weinstein explained that the ordinance has problems. Right now the officer is instructed to ask the resident to turn off the lights, and the incident is documented. We need to have an enforceable ordinance. We do not have the information needed to document the problem. There could be hundreds of homes in violation. This type of situation only happens at night. We are called because we are the only ones available. The ordinance needs to hold up in court. As it is written now, we cannot ticket residents. Trustee Svatik wanted to know how many other unenforceable ordinances we have. Atty. Siegel pointed out that this ordinance doesn't apply to a standard. Atty. Huvard added that at 5 Timberwood Lane the lights do not measure over .2 foot candles at the property line. Trustee Svatik commented that we cannot do anything about the tennis court either. Mr. Ford told the board that everyone agrees that his neighbor's lights are intrusive. Trustee Graditor stated that we should not grandfather a light, if it shines on a neighbor's house. Atty. Huvard commented that if a light is higher than 125 watts, it needs to be shaded. Trustee Haber asked about inside lights that spill over. Mr. Ford reported that he did not think it would be a problem is the light was shaded and pointed down. Atty. Huvard commented that he can show the trustees

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ordinances from other villages. The trustees can drive around the Village and make notes on what they see. Trustee Haber suggested addressing Mr. Ford's problem rather than writing another ordinance. Trustee Norris asked Atty. Siegel about a nuisance provision. Atty. Siegel stated there is a common law nuisance. This situation is closer to a nuisance violation than an ordinance violation. Trustee Svatik asked about the time factor. He questioned if the neighbor could be issued a ticket, if the lights are on after 11PM. Pres. Kaplan asked Mr. Ford to work with Atty. Huvad. Trustee Graditor moved to withdraw her motion. Trustee Dunn withdrew her second.

XVII. New Business

Pres. Kaplan brought up the subject of Gewalt Hamilton's new fee schedule. Trustee Svatik moved to approve Gewalt Hamilton's new fee schedule. Trustee Masterson seconded the motion.

Roll Call vote-       Ayes:           Dunn, Graditor, Haber, Masterson, Norris, Svatik  
                              Nays:           None  
                              Motion carried 6-0

Pres. Kaplan brought up the subject of the Zoning Ordinance regarding the granting of variances. Trustee Masterson moved to have a first reading of an Ordinance Amending the Text of the Riverwoods Zoning Ordinance Concerning the Granting of Variances. Trustee Svatik seconded the motion. Trustee Haber pointed out a problem with the wording on page 2. Atty. Huvad suggested a change in the language. Motion was carried by voice vote.

Pres. Kaplan told the board the next meeting will be February 7<sup>th</sup> at 6PM.

Trustee Dunn moved to adjourn the meeting. Trustee Haber seconded the motion. Motion was carried by voice vote.

The meeting adjourned at 10:15PM.

Respectfully Submitted,

Debbie Limer

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In Attendance:

William Kaplan  
Linda Dunn  
Sherry Graditor  
Michael Haber  
William Svatik  
Eileen Stanger  
Bruce Huvad  
Pat Glenn  
Russ Kraly  
Morry Weinstein

Absent:

Bruce Masterson  
John Norris

Minutes taken by Debbie Limer

The meeting was called to order at 8:05 PM.

IV. Approval of Minutes

Public Hearing – December 6, 2005

Trustee Svatik moved to approve the minutes. Trustee Graditor seconded. Trustee Svatik stated in the last line of the full paragraph, “among” should be added after “is.” Motion was carried by voice vote.

Board of Trustees Meeting – December 6, 2005

Trustee Dunn moved to approve the minutes. Trustee Svatik seconded. Trustee Svatik stated that on page 6, the first two sentences of the last paragraph should be omitted. Trustee Dunn pointed out that second and third sentence in the paragraph above should be removed also. Motion was carried by voice vote.

Special Meeting – December 20, 2005

Trustee Graditor moved to approve the minutes. Trustee Dunn seconded. Motion was carried by voice vote. Trustee Haber abstained.

V. Consultants

Gewalt Hamilton

Pat Glenn told the board that the work on the bike path is going to stop for the winter. It will start again in the spring. Pres. Kaplan pointed out that we have not received funds from the RRA yet. Jaye Brodsky stated that she would take care of it.

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Director of Community Services

Russ Kraly told the board that he has received a petition for water. There may be another one coming. They would both be for Indian Trail. Pres. Kaplan stated that there is a possibility of getting a petition for water from residents on Thornmeadow.

Village Attorney

Atty. Huvard reported that he has received a letter from the Village Manager of Lincolnshire. The letter contains information about smoking bans. Some of the area villages have enacted smoking bans. They feel that all of the area villages should be coordinated, so that restaurants are not affected differently. Atty. Huvard commented that the only restaurant in the Village that would be affected is Jimmie's Charhouse. He added that this issue is not high on our agenda. The letter contained a large amount of information on the subject.

Urban Forest Management

Not present

Plan Commission Report

Atty. Huvard stated that the Plan Commission will be meeting this week. We will be publishing for a Public Hearing on outdoor lighting. Since it is in the Zoning Ordinance, the hearing has to start with the Plan Commission.

Zoning Board of Appeals

Not present

VI. Police Report

Chief Weinstein told the board there have been 248 citations issued since the last meeting. There were 534 case reports written in 2005. That compares with 557 in 2004. There were 210 traffic accidents written in 2005. That compares with 229 in 2004. There were a total of 3503 traffic citations issued in 2005. That compares to 3133 in 2004. He added that there will be more information on yearly totals to come later.

Chief Weinstein explained that we were successful in the Court of Claims. The Illinois Law Enforcement Training and Standards Board will reimburse us \$150 for training. This was for a 2002 training program. He assured the board that the filing of the forms only took a few minutes. Chief Weinstein reported that ALERTS, the in-car computer network, has announced a 30% increase. We are in the process of moving to IWIN. It is a more complete system and is part of our computer grant agreement.

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Chief Weinstein stated that on 12/10/05 the Police Department participated in the County wide gun buy back program. The guns that are bought back are usually guns not being used. We do not know the total number of guns that were turned in. The Buffalo Grove Police Department was the site closest to the Village. Trustee Graditor stated that she was looking at the press releases. The bond set for a person possessing and transporting drugs was lower than a DUI arrest. She questioned why. Chief Weinstein explained that bond is set by the State or a judge. We have no control over it.

VII. Comments from the President

Pres. Kaplan told the board that John and Connie Kindsvater have donated a sculpture to the Village. It is a fawn, and it is in the garden in front of the Village Hall. He asked Russ to order a plaque for it. Trustee Haber suggested sending a thank you note to the Kindsvaters.

Pres. Kaplan stated that the Metropolitan Mayors Caucus is January 20<sup>th</sup>. All of the trustees have been invited to attend. It will be at the His Way Theatre. It includes dinner, a performance by Ron Hawking, and an autograph session. He reported that the Village will pay for any trustee and spouse who want to attend. He requested that trustees let him know by tomorrow, if they want to attend.

Pres. Kaplan reported that there is a CCI meeting on January 18<sup>th</sup>. Everyone should have received a letter about all of the upcoming CCI meetings. They are being done as neighborhood meetings, so that area issues can be addressed. Trustees are invited to any or all of the meetings.

Pres. Kaplan told the board the dues for a village our size to join the Lake County Partners is \$500. He stated that he wants to join unless there are any objections. Trustee Svatik moved to approve joining the Lake County Partners for \$500. Trustee Dunn stated that this also involves transportation. Trustee Dunn seconded the motion.

Roll Call Vote -       Ayes:           Dunn, Graditor, Haber, Svatik  
                              Nays:           None  
                              Absent:        Masterson, Norris  
Motion carried – 4– 0

Pres. Kaplan reported that he received a letter from Chief Quinn about ambulance response changes. He stated that we are back to “square one.” They are insisting that their ambulances respond to all calls in Riverwoods which are in West Deerfield Township. Pres. Kaplan stated that that is not what we agreed on. He has tried to talk to Chief Quinn, but has been unable to because Chief Quinn has been on vacation. Chief Krueger was surprised by this also. Trustee Graditor asked if we can stop paying for

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ambulance service. Pres. Kaplan stated that is one option. He has asked Atty. Huvad to investigate withdrawing from the Bannockburn district. All of Riverwoods would be part of the Lincolnshire/Riverwoods Fire Protection District. Trustee Svatik stated that he lives in West Deerfield Township, and there is a lot of confusion. Atty. Huvad added that Chief Krueger does not know the rationale for this decision. Pres. Kaplan stated that it is political. Atty. Huvad reported that we have not talked to Chief Quinn yet.

Pres. Kaplan explained that Chief Weinstein was present at in incident in Country Club Estates. He witnessed that the fire truck arrived first. It took an additional five minutes for the ambulance to arrive. Trustee Haber commented that that does not make sense. Atty. Huvad stated that we have to look into this. Pres. Kaplan reported that he will do whatever he can. He questioned if the board would be supportive of withdrawing from the fire district, if this cannot be resolved. All of the trustees were supportive of the idea. Trustee Svatik asked if the residents who would be changing fire districts would see a drop in their taxes. Atty. Huvad stated he would have to look into that. Trustee Dunn asked about Discover, if we withdraw. She questioned if we would have ladders tall enough. Pres. Kaplan reported that we need to look into that, but if there is fire at Discover every fire department would respond. He added that he is more concerned about the ambulance situation. At the incident today the fire department personnel had to transfer information to the paramedics before the paramedics were able to do anything for the patient. That takes extra time.

Pres. Kaplan told the board the town meetings for going Home Rule are February 7<sup>th</sup> and the 21<sup>st</sup>. Toni Rey asked when the election will be. Atty. Huvad stated that Tuesday March 21, 2006 is the General Primary Election.

Pres. Kaplan stated that we received a bid from Groot for waste collection. It was very high. We are waiting for Onyx, but he has a feeling that they are not going to respond. He reported that he is probably going to ask the board to rescind the ordinance that was passed in regard to a garbage contract.

VIII. Visitors Wishing to Address the Board

None

IX. Old Business

Atty. Huvad told the board that we have received executed easements from Orphans of the Storm. Pres. Kaplan stated that they have given us everything we need. Trustee Dunn moved to donate \$5K to Orphans of the Storm for their Good Neighbor Project. Trustee Svatik seconded the motion.

Roll Call Vote -       Ayes:               Dunn, Graditor, Haber, Svatik  
                              Nays:               None

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Absent: Masterson, Norris  
Motion carried – 4– 0

Trustee Dunn stated that, driving by Orphans, it looks good. Pres. Kaplan added that there have been no noise complaints. He is very pleased with the outcome.

XI. New Business

Pres. Kaplan brought up the subject of the lighting ordinance. Atty. Huvard stated that he has talked to the Mayor and Trustee Norris about this. More work needs to be done on it. The only things agreed on are changing the maximum wattage and listing restrictions. The consensus is that all bulbs should be shaded or directed downward. Motion lights, low level lighting, walkway and driveway lights are okay. The problems start when we get into illumination lighting. He questioned what to do about lights in trees that are up high but shaded downward and lights in trees that are on the ground and focused up. Atty. Huvard stated that our regulations for parking lot lighting would be excessive in a residential situation. Trustee Dunn reported that there is a house on Blackthorn that has a lighted riding area. Pres. Kaplan stated that the lighting is in the back of the house. Ms. Edick reported that at 1359 Woodland there is a motion light that comes on when cars go by. It is blinding to the driver because the light spills out onto the roadway. Russ suggested asking the neighbor to adjust the light.

Pres. Kaplan questioned if anyone had any comments on the ordinance. Atty. Huvard stated changing the maximum wattage is an easy change. Trustee Haber reported that he would like to look at it one more time. He will get back to Atty. Huvard with any changes he has. Atty. Huvard explained that we are dealing with a nuisance issue. He suggested letting the Plan Commission discuss it as well. Trustee Dunn moved to send the lighting ordinance to the Plan Commission. Trustee Svatik seconded the motion. Motion was carried by voice vote.

Trustee Haber stated that there is a wrought iron fence on Riverwoods Road. When headlights hit it, it is hard to see the road. He questioned if bushes are going to go in front of it. Pres. Kaplan asked Chief Weinstein to take a look at it.

Pres. Kaplan brought up the subject of the open burn ordinance. Trustee Haber moved to have a first reading of an Ordinance Amending Certain Provisions of the BOCA National Fire Prevention Code 1999, as Incorporated in the Riverwoods Village Code and Related Provisions Regulating the Burning of Landscape Waste. Trustee Svatik seconded the motion. Motion was carried by voice vote.

Trustee Svatik stated that he has a problem with the burn area having to be within the parameter of a box within the property line. He explained that his back lot line is on the

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golf course. He did not think that residents would want him burning his landscape waste on the golf course. Atty. Huvad stated that was established because we do not want people burning right on their property lines. Trustee Svatik asked if he receives permission from his neighbor, could he burn on his property line. They share the pit they use for burning landscape waste. Pres. Kaplan stated that would be okay. Trustee Svatik reported that the stipulations for Country Club Estates need to be different because of how the lots are set up. Atty. Huvad pointed out that some of the definitions are the same as before. The regulations on open burning, bonfires, and recreational fires come from the BOCA code. We added definitions for barbeque grills and fire rings. A recreational fire is any fire made in a barbeque grill, fire ring, or pit. He pointed out some details in the ordinance. Atty. Huvad stated that there has been discussion on how far a grill needs to be from a house. Russ explained that issue was because of charcoal grills.

Atty. Huvad brought up the subject of controlled burns like those done in forestry settings to encourage regrowth. He questioned if the Village wants to require a permit over and beyond the State permit. The trustees stated that they did. Russ told the trustees that Chuck Stewart should look at this. There are a lot of precautions that are required, but we should get his input. Trustee Svatik questioned how we in the Village let residents know about a fire alert. Atty. Huvad stated that we do not have a great way to declare a fire alert. That question was raised this summer because things were so dry. Even with it being so dry fire pits were being used in the Village. Chief Weinstein stated there are no restrictions as to time, place, or size for recreational fires. Trustee Haber responded that he does not want to over regulate. Toni Rey asked about BOCA. Atty. Huvad stated it stands for Building Officials and Code Administration. It is a standardized, national code written for a common understanding.

Pres. Kaplan brought up the subject of a proclamation for Scouts Anniversary week. Trustee Haber moved to approve the proclamation of February 5 – 11, 2006 as Scout Anniversary Week. Trustee Svatik seconded. Motion was carried by voice vote.

Pres. Kaplan brought up the subject of the text amendment for driveway setbacks. Atty. Huvad stated that he still has to meet with Pat Glenn on this matter. It is not ready yet.

Pres. Kaplan brought up the subject of the 2006 Police Budget and Capital Expenditures. Chief Weinstein stated that the majority of the increase is coming from salaries, gas expense, IMRF, and health insurance. Those budget items account for a \$64K increase. He added that the COPS grant is almost gone. The DUI grant is a wash. Atty. Huvad pointed out that we are not approving this. It is for informational purposes only. Everything is outlined in the Appropriations Ordinance. Trustee Haber asked about the \$183K shortfall. Pres. Kaplan stated the funds for the shortfall will come from the General Fund. Up until now we were making money on the Police Department. Atty.

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Huvar reported that we will get more in taxes with the increased assessment of Morgan Stanley. Trustee Haber asked about the monthly commercial revenue. Atty. Huvar stated we will get \$4K a month from the Irgens Development once it is completed. The Shoppes of Riverwoods gives us \$2K a month. Pres. Kaplan pointed out that we make \$70K a year with the cell tower. The numbers are not as bad as they look. Atty. Huvar added that going Home Rule will help. Chief Weinstein reported that Wheeling has a restaurant tax.

XII. Standing Committee Reports

Trustee Graditor – Building/Zoning

Nothing

Trustee Masterson – Water/Police/Fire

Not present

Trustee Svatik – Finance/Soil & Water

Nothing

Trustee Haber – Legal/Sewer

Nothing

Trustee Dunn - Road & Bike Paths/Forestry

Nothing

Trustee Norris – Solid waste/Drainage/Storm water

Not present

Pres. Kaplan stated that next meeting will be January 17<sup>th</sup>.

Trustee Graditor moved to adjourn the meeting. Trustee Svatik seconded the motion.

Motion was carried by voice vote.

The meeting adjourned at 9:30PM.

Respectfully Submitted,

Debbie Limer