President Birmingham called the Village Board meeting to order at 7:00 P.M. in the Board Room of Village Hall.

**ROLL CALL**

Present: Trustee Barbian, Trustee Ouellette, Trustee Kewan, Trustee Chadwick, Trustee Genz, President Birmingham

Absent: Trustee Sikorski

Also Present: Todd Michaels, Village Manager
Tim Saidler, Fire Chief
Scott Satula, Director of Inspection Services
Kristen Victory, Clerk-Treasurer
Sarah Jankowski, Assistant Village Manager

**Approval of Minutes**

Regular Meeting of December 1, 2015

Trustee Barbian moved, seconded by Trustee Ouellette, that the reading of the minutes from the Board Meeting held on December 1, 2015 be suspended since all Board members received copies of the same prior to tonight’s meeting and that the minutes be approved as presented.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

**Public Hearing and Action Items**

A) COW 15-41/BOT 15-63 Visioning Workshop/Review and consider Ordinance 875 updates and amendments to the Village Comprehensive Plan. A summary of the proposed Comprehensive Plan amendment is as follows: The property identified as Lot 1 of a proposed Certified Survey Map dated July 1, 2015, which is part of Tax Key No 663-0468, is proposed to be changed from a “Root River Parkway” land use classification to the “Commercial/Business” land use classification.

Manager Michaels explained during the Visioning Workshop that this ordinance is meant to clean up inconsistencies in the Village’s Comprehensive Plan noted by the Plan Consultant. The parcel was never parkway; it has been the fire department. The original plan included discussions of commercial development in that area.

President Birmingham opened the public hearing. No one spoke. President Birmingham closed the public hearing.

The Plan Commission recommended to the Committee of the Whole and the Committee of the Whole recommended to the Board, and Trustee Chadwick moved to approve Ordinance 875, based on the Plan Commission’s approval of Resolution R2015-12, to adopt a comprehensive plan amendment to the property identified as Lot 1 of the proposed certified survey map dated July 1, 2015, which is part of the property currently known as Tax Key No. 663-0468-000 to change from “Root River Parkway” to “Commercial/Business” land use classification, seconded by Trustee Barbian.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

B) Review and consider Ordinance 876, an amendment to Municipal Code Section 17.21(3) B-3 General Business District, Special Uses, of the Zoning Code, which shall be repealed and recreated to read as follows:

(3). Proposed developments, changes of use within existing developments and expansions to existing developments on properties, which the Village Board considers significant enough to warrant review under the special use provisions of this chapter in order to protect the public interest. Properties subject to this requirement are identified as Tax Key Numbers 650-9990-004, 650-9990-009 through - 011, 650-9990-013, 650-9990-017, 650-9990-019 through -021, 650-9990-023 through -025, 651- 9998-009, 651-9998-015, 651-9998-016, 663-0468 and 663-0467 and 709-9999-001 and are designated on the
President Birmingham opened the public hearing. No one spoke. President Birmingham closed the public hearing.

The Plan Commission recommended to the Committee of the Whole and the Committee of the Whole recommended to the Board, and Trustee Chadwick so moved to approve the Proposed developments, changes of use within existing developments and expansions to existing developments on properties, which the Village Board considers significant enough to warrant review under the special use provisions of this chapter in order to protect the public interest. Properties subject to this requirement are identified as Tax Key Numbers 650-9990-004, 650-9990-009 through -011, 650-9990-013, 650-9990-017, 650-9990-019 through -021, 650-9990-023 through -025, 651-9998-009, 651-9998-015, 651-9998-016, 663-0468 and 663-0467 and 709-9999-001 and are designated on the Zoning Map with the "S.U." symbol. In the event such parcels are divided, or otherwise recreated with different tax key numbers, which include the territory of the foregoing tax key parcels or portions or lots thereof, the newly created parcels or portions or lots thereof shall be considered properties subject to this requirement subject to the recommendation of the Plan Commissioners report, seconded by Trustee Barbian.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

New Communications

A) #15-18 Katie Falvey VP Real Estate Special Use/Building Permit Application for a Proposed Marcus Theatre at 5300 South 76th Street (Southridge Mall).

Trustee Chadwick moved, seconded by Trustee Barbian, to refer the Special Use/Building Permit Application for a Proposed Marcus Theatre at 5300 South 76th Street (Southridge Mall) to the Plan Commission and the Planning Consultant.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

Citizens’ Comments

Patrick Stewart of 6020 Clover Lane stood and asked if the Trustees have any concerns with the Sendiks coming in. He stated his concerns of the gas pumps and location and the traffic, what would be washed into Dale Creek (from the parking lot etc.), will there be trees planted as a barrier, and he wants the ash trees that are dying in Dale Creek to be replaced.

Standing Committee Reports

A) Finance Committee-Trustee Barbian – No items.

B) Plan Commission Trustee Chadwick
   i. Review and consider Ordinance 875 updates and amendments to the Village Comprehensive Plan. A summary of the proposed Comprehensive Plan amendments is as follows: The property identified as Lot 1 of a proposed Certified Survey Map dated July 1, 2015, which is a part of Tax Key No. 663-0468, is proposed to be changed from a “Root River Parkway” land use classification to the “Commercial/Business” land use classification.

Subject of a public hearing earlier in the agenda.

ii. Review and consider Ordinance 876, an amendment to Municipal Code Section 17.21(3) B-3 General Business District, Special Uses, of the Zoning Code, which shall be repealed and recreated to read as follows:

(3). Proposed developments, changes of use within existing developments and expansions to existing developments on properties, which the Village Board considers significant enough to warrant review under the special use provisions of this chapter in order to protect the public interest. Properties subject to this requirement are identified as Tax Key Numbers 650-9990-004, 650-9990-009 through -011, 650-9990-013, 650-9990-017, 650-9990-019 through -021, 650-9990-023 through -025, 651-9998-009, 651-
Subject of a public hearing earlier in the agenda.

iii. Review and consider approval of a certified survey map for parcel numbers 663-0468 and 663-0467 located at 6200 W. Loomis Road. (#15-15/PC 15-14)

The Plan Commission recommends and Trustee Chadwick so moved to approve the certified survey map for parcels 663-0468 and 663-0467 located at 6200 W. Loomis Road as submitted, subject to the recommendations in the Plan Consultant’s report 15-14-17 dated October 30, 2015 (#15-15/PC 15-14), seconded by Trustee Barbian.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

iv. Review and consider approval of Ordinance 877 a rezoning request to rezone Lot 1 of the proposed certified Survey Map from an undesignated zoning district to the B-3 General Business District – Special Use. (#15-15/PC 15-16). A Public Hearing was held on this item on November 17, 2015.

The Plan Commission recommends and Trustee Chadwick so moves to approve Ordinance 877, the request to rezone Lot 1 of the proposed certified survey map from an undesignated zoning district to the B-3 General Business District – Special Use subject to the Plan Consultant’s report (with correction of Tax Key No. 663-0468) PC15-14-17 dated October 30, 2015, seconded by Trustee Barbian.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

v. Review and consider approval of a special use/building permit for the construction of a Sendik’s Fresh to Go on Lot 1 of the proposed certified survey map. (#15-15/PC 15-17). A Public Hearing was held on this item on November 17, 2015.

Trustee Chadwick moved to approve a special use/building permit to construct a Sendiks Fresh-to-Go on Lot 1 of the proposed certified survey map subject to the conditions in the Village Engineer’s report dated November 5, 2015 and the recommendations in Plan Consultant memorandum PC15-14-17 dated October 30, 2015 with the exception of amending recommendation 4.b.(2) as follows: Strike the word “organic” in section 17.365(4)(c), Delete section 17.365(4)(c)9., Delete section 17.365(4)(c)11., Delete section 17.365(4)(c)15., Delete section 17.365(4)(c)17. and including the Plan of Operation dated December 3, 2015 as submitted by Devo Management Company, LLC. and clarifying that the permanent shared access easement shall be in a form approved by the Village Manager, seconded by Trustee Barbian.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried
Review and consider approving Ordinance No. 874 – An ordinance to repeal and recreate section 7.15(2) of Chapter: 7 Traffic Code of the Municipal Code related to Disorderly Conduct with a Motor Vehicle. (PHSW 15-01)

Trustee Kewan moved to approve Ordinance No. 874 – An ordinance to repeal and recreate section 7.15(2) of Chapter: 7 Traffic Code of the Municipal Code related to Disorderly Conduct with a Motor Vehicle. (PHSW 15-01), seconded by Trustee Barbian.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

F) Park & Recreation-Trustee Ouellette

Discussed at the Committee of the Whole Meeting

Old Business:

A) Board and Committee Appointments & Resignations.

President Birmingham appointed Colleen Fechtmeyer, Sharon Rzentkowski, and Tony Novinska to the Public Celebrations Committee.

Trustee Barbian moved to approve President Birmingham’s appointments to the Public Celebration Committee, seconded by Trustee Kewan.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

OFFICERS REPORTS

A) Village Manager’s Report
None.

B) Village President’s Report
None.

New Business:

A. COW 15-43/BOT 15-65 Review and consider approving the Appointment of 2016 & 2017 Election Officials

Trustee Barbian moved to approve the Appointment of 2016 & 2017 Election Officials, seconded by Trustee Kewan.

Ayes: Barbian, Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: NONE
Motion to approve: Carried

Citizens’ Comments

None

ADJOURNMENT

Trustee Barbian moved, seconded by Trustee Ouellette to adjourn.

Ayes: Ouellette, Kewan, Chadwick, Genz, Birmingham
Nays: Barbian
Motion to approve: Carried

The meeting adjourned at 7:26 P.M.

Respectfully submitted,
Kristen Victory
Clerk Treasurer