

The City of Lake Forest
CITY COUNCIL
Proceedings of the Monday, October 7, 2019
City Council Meeting - City Council Chambers

CALL TO ORDER AND ROLL CALL: Honorable Mayor Pandaleon called the meeting to order at 6:30pm, and the City Clerk Margaret Boyer called the roll of Council members.

Present: Honorable Mayor Pandaleon, Alderman Beidler, Alderman Morris, Alderman Newman, Alderman Rummel, Alderman Preschlack, Alderman Goshgarian, and Alderman Buschmann.

Absent: Alderman Moreno

CALL TO ORDER AND ROLL CALL

PLEDGE OF ALLEGIANCE was recited by all those present in the Chambers.

REPORTS OF CITY OFFICERS

COMMENTS BY MAYOR

Mayor Pandaleon read a Resolution of Sympathy for Nancy Hughes. Bob Pasquesi, a friend of Nancy Hughes, accepted the Resolution on behalf of the family.

A. Resolution of Sympathy for Lake Forest Resident, Nancy Hughes

COUNCIL ACTION: Approval of the Resolution

Alderman Preschlack made a motion to approve Resolution, seconded by Alderman Beidler.

Presentation of Fabulous Gifts and Prizes

- **Jason Wicha, City Manager**

Jason Wicha, City Manager, presented Alderman Newman with a certificate for a tree to be planted in his honor and personalized City street sign.

B. Final Words for Departing City Council Member from Council Members

Each Alderman expressed sincere gratitude for the service of retiring Alderman Newman.

C. Final Comments from Alderman Newman

Alderman Newman made closing remarks to the Council, residents and staff.

D. Resolution of Appreciation for Ward 2 Alderman Timothy Newman

Mayor Pandaleon read the Resolution, presented it to the Alderman and photos were taken.

COUNCIL ACTION: Approve the Resolution

Alderman Preschlack made a motion to approve Resolution, seconded by Alderman Beidler. Motion carried unanimously by voice vote.

E. Mayor's Appointment of Second Ward Alderman

- **Edward (Ted) Notz, Jr.**

Mayor Pandaleon made the appointment of Edward U. Notz, Jr. as Second Ward Alderman as required by City Charter and City Code.

COUNCIL ACTION: Approve the Mayor's Appointment

Alderman Morris made a motion to approve the Mayor's appointment, seconded by Alderman Goshgarian. Motion carried unanimously by voice vote.

F. City Clerk Margaret Boyer Administered the Oath of Office to:

Second Ward Alderman Appointed- Edward (Ted) Notz, Jr.

City Clerk Margaret Boyer swore in Edward U. Notz, Jr. and photos were taken.

G. Swear in Firefighter Paramedic Austin Yarc

Mayor Pandaleon swore in Austin Yarc, photos were taken.

H. Approval of Proclamation to Declare October 10, 2019 as World Mental Health Awareness Day

Mayor Pandaleon read the Proclamation.

COUNCIL ACTION: Approval of Proclamation to Declare October 10 as World Mental Health Awareness Day

Alderman Rummel made a motion to approve the Proclamation to Declare October 10 as World Mental Health Awareness Day, seconded by Alderman Buschmann. Motion carried unanimously by voice vote.

Council member Beidler thanked all involved in the Deerpath Streetscape Visioning Session held on Tuesday, October 1 at City Hall.

Council member Buschmann reported on the "Then and Now" car show planned for Sunday, October 13 at the Telegraph Train Station, and invited all to attend.

COMMENTS BY CITY MANAGER

A. United Way of Lake County 211 Service

- Michael Rummel, Lake County Board Member, District 12

Mr. Rummel gave a presentation and shared a video on the services available from the new 211 Health and Human Service Assistance.

B. Community Spot Light

- Scott Helton, Shields Township Assessor

Mr. Helton gave a brief overview of the new software (TYLER) that most Lake County Assessors use and stated that the blue cards were sent in the mail and that the last day to contest is Monday, October 28. The City Council had discussion on fair evaluation of property and the Board of Review process.

Council member Morris thanked all involved on the North Beach Access Road restoration (Hughes Gateway)

COMMITTEE REPORTS

OPPORTUNITY FOR CITIZENS TO ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS

There were none.

ITEMS FOR OMNIBUS VOTE CONSIDERATION

1. **Approval of the September 3, 2019 City Council Meeting Minutes**
2. **Approval of the September 16, 2019 City Council Workshop Meeting Minutes**
3. **Approval of Check Register for the Period of August 24-September 20, 2019**
4. **Approval of a First Amendment to the Restated Agreement Relating to the Gorton Property**
5. **Approval of Agreements with Sentinel Technologies for a Data Security Assessment and Center for Internet security (CIS) for Ongoing Vulnerability Monitoring**
6. **Approval of a One-Year Contract Renewal with InterDev for Information Technology Support**
7. **Approval of the revised Geographic Information Systems Consortium (GISC) membership agreement**
8. **Consideration of an Ordinance Approving a Recommendation from the Building Review Board. (First Reading and if Desired by the City Council, Final Approval)**
9. **Consideration of a Recommendation from the Plan Commission in Support of Tentative and Final Approval of the Mayflower Ravine Resubdivision and Approval of the Associated Special Use Permit. (If desired by the Council, waive first reading and grant final approval of the ordinance.)**
10. **Consideration of a Template for a Master Pole Attachment Agreement for Small Wireless Facilities. (Approval by motion.)**

COUNCIL ACTION: Approval of the ten (10) Omnibus items as presented

Mayor Pandaleon asked members of the Council if they would like to remove any item or take it separately. Item # 4 was removed and after discussion, was tabled until the next meeting.

Mayor Pandaleon again asked members of the Council if they would like to remove any item or take it separately. Hearing none, Mayor Pandaleon asked for a motion to approve the nine (9) Omnibus items as amended to remove item # 4.

Alderman Buschmann made a motion to approve the nine (9) Omnibus items as amended, to remove item #4, seconded by Alderman Beidler. The following voted "Aye": Alderman Beidler, Morris, Rummel, Notz, Preschlack, Goshgarian, and Buschmann. The following voted "Nay": None. 7-Ayes, 0 Nays, motion carried.

Information such as Purpose and Action Requested, Background/Discussion, Budget/Fiscal Impact, Recommended Action and a Staff Contact as it relates to the Omnibus items can be found on the agenda.

ORDINANCES

1. **Consideration of a Recommendation from the Plan Commission in Support of Approval of an Update to the Comprehensive Plan as it Relates to the Waukegan Road/Settler's Square Business District and Surrounding Area. (Final Approval of an Ordinance)**

Catherine J. Czerniak, Director of Community Development, reported that the City Council approved First Reading of an Ordinance in support of an update to the Comprehensive Plan as recommended by the Plan Commission on September 3, 2019. Alderman Buschmann requested that clarification and greater

emphasis be added to the document and provided input to City staff. Changes made since First Reading are reflected in blackline in the document included that was in the Council packet.

Ms. Czerniak reviewed the Fundamental Concepts, Land Use Designations and recommended next steps from the Plan Commission.

The City Council had discussion on guidance to the Zoning Code, Strategic Land Use, the process, and thanked the working group and staff. Mayor Pandaleon said there is more work to come, that this work reflected the community focus to critical zones within the City and sets a pattern for community involvement moving forward.

Mayor Pandaleon asked if there was anyone from the public who would like to comment. Seeing none, he asked for a motion.

COUNCIL ACTION: Grant final approval of an Ordinance updating the City's Comprehensive Plan as it relates to the Waukegan Road/Settler's Square Business District and surrounding area.

AND

Approve a motion

- Directing the Plan Commission and City staff to undertake a review and recommend updates to the B-1, Neighborhood Commercial District, to align this portion of the Zoning Code closely with the vision and desired outcomes as described in the Comprehensive Plan update.
- Directing City staff from various departments to pursue opportunities to increase the visibility of crosswalks in the Waukegan Road/Settler's Square Business District and surrounding area.
- Directing staff to continue efforts to plan and encourage community events in the Waukegan/Everett/Telegraph Road area.

Alderman Buschmann made a motion to Grant final approval of an Ordinance updating the City's Comprehensive Plan as it relates to the Waukegan Road/Settler's Square Business District and surrounding area. **AND to** Approve a motion Directing the Plan Commission and City staff to undertake a review and recommend updates to the B-1, Neighborhood Commercial District, to align this portion of the Zoning Code closely with the vision and desired outcomes as described in the Comprehensive Plan update; and Directing City staff from various departments to pursue opportunities to increase the visibility of crosswalks in the Waukegan Road/Settler's Square Business District and surrounding area; and Directing staff to continue efforts to plan and encourage community events in the Waukegan/Everett/Telegraph Road area, seconded by Alderman Morris. The following voted "Aye": Alderman Beidler, Morris, Rummel, Notz, Preschlack, Goshgarian, and Buschmann. The following voted "Nay": None. 7-Ayes, 0 Nays, motion carried.

2. Consideration of a Recommendation from the Legal Committee in support of Amending Chapter 40, titled "Governmental Ethics" of the City Code (If desired by the Council, waive first reading and grant final approval of the ordinance.)

Julie Tappendorf, City Attorney, summarized and reviewed the timeline of the work of the Legal Committee and Sub-Committee over the last 16 month that included recommended amendments to Chapter 40 of the City Code "Ethics". Ms. Tappendorf reported that the Legal Committee recommends to reorganize the Ethics regulations, revise the language to make it more reader-friendly, revise/expand the definitions, incorporate the statutory conflicts of interest into the Ethics regulations, expand the local conflicts of interest regulations, and streamline the administration and enforcement provisions.

The City Council had lengthy discussion on the work of both the Legal Committee and the City Attorney, definitions and amending the Council action to first reading only.

Mayor Pandaleon asked if there was anyone from the public who would like to comment.

JoAnn Desmond offered her opinion to the Council to amend the action of this item to first reading only.

Mayor Pandaleon again asked if there was anyone from the public who would like to comment. Seeing none, he asked for a motion.

COUNCIL ACTION: Consideration of a Recommendation from the Legal Committee in support of Amending Chapter 40, titled "Governmental Ethics" of the City Code (If desired by the Council, waive first reading and grant final approval of the ordinance.)

Alderman Rummel made a motion to amend Council action to approve first reading only on consideration of a Recommendation from the Legal Committee in support of Amending Chapter 40, titled "Governmental Ethics" of the City Code, seconded by Alderman Preschlack. The following voted "Aye": Alderman Beidler, Morris, Rummel, Notz, Preschlack, and Goshgarian. The following voted "Nay": Alderman Buschmann. 6-Ayes, 1 Nay, motion carried.

NEW BUSINESS

- 1. Consideration of a Recommendation from the Plan Commission in Support of Amendments to Sections 159.002, 159.068 and 159.003 of the City of Lake Forest Code Relating to the Prohibition of Cannabis Businesses. (If desired by the Council, waive first reading and grant final approval of the ordinance.)**

Catherine J. Czerniak, Director of Community Development, reported that on January 1, 2020 use and sale of recreational cannabis will be legal in Illinois. At the July 2019 City Council workshop, Council acknowledged the potential for tax revenues from the sale of cannabis products in the community. However, the Council determined that the appropriate course of action, for now, is to take advantage of the opportunity to opt-out. The Council directed the City Attorney to prepare amendments to the Code as necessary to prohibit cannabis businesses in the City and directed staff to present the amendments to the Plan Commission for public hearing. No public testimony was presented to the Commission on the proposed amendments. The Commission voted 5 to 0 to recommend approval of the amendments. City staff is actively participating in a Lake County Task Force on this topic along with community development, finance and law enforcement representatives from many other municipalities. She reported that City staff will continue to follow this evolving issue.

The City Council had discussion on what other communities are doing, possible future amendments to the Code, number of licenses to be issued by the State of Illinois and budget impact.

Mayor Pandaleon asked if there was anyone from the public who would like to comment.

Peter Benson offered his opinion favoring the Council's decision to amend the Zoning Code prohibiting cannabis sales in The City of Lake Forest.

Mayor Pandaleon again asked if there was anyone from the public who would like to comment. Seeing none, he asked for a motion.

COUNCIL ACTION: If determined to be appropriate by the City Council, waive first reading and grant final approval of an Ordinance amending the City Code to prohibit cannabis businesses in the City of Lake Forest.

Alderman Preschlack made a motion to waive first reading and grant final approval of an Ordinance amending the City Code to prohibit cannabis businesses in the City of Lake Forest, seconded by Alderman Beidler. The following voted "Aye": Alderman Beidler, Morris, Rummel, Notz, Preschlack, Goshgarian, and Buschmann. The following voted "Nay": None. 7-Ayes, 0 Nays, motion carried.

ADDITIONAL ITEMS FOR COUNCIL DISCUSSION/COMMENTS BY COUNCIL MEMBERS

Alderman Morris made a point of record, clarifying the Gorton item that was removed from the Omnibus portion of the agenda has only minimal changes to the number of members to the Gorton Board from five to three. The rest of the agreement had no changes at this time and could be reviewed at another time.

ADJOURNMENT

There being no further business Mayor Pandaleon asked for a motion. Alderman Newman made a motion to adjourn, seconded by Alderman Goshgarian. Motion carried unanimously by voice vote at 9:05 pm.

Respectfully Submitted
Margaret Boyer, City Clerk

A video of the City Council meeting is available for viewing at the Lake Forest Library and on file in the Clerk's office at City Hall. You can also view it on the website by visiting www.cityoflakeforest.com. Click on I Want To, then click on View, then choose Archived Meetings Videos.