

Meeting Minutes

Village of Downers Grove - Council Meeting

Council Chambers

9/4/2018

7:00 PM

In order to give as many visitors as possible an opportunity to speak and in the interest of adjourning the meeting by 9:00 p.m., please limit your comments to 5 minutes in length, unless further time is granted by Council. Thank you.

1. Call to Order

Mayor Martin Tully called the regular meeting of the Village Council of the Village of Downers Grove to order at 7:00 p.m. in the Council Chambers of the Downers Grove Village Hall.

Pledge of Allegiance to the Flag

Mayor Tully led those present in the Pledge of Allegiance to the Flag.

2. Roll Call

Council Attendance (Present): Commissioner Walus, Commissioner Earl, Commissioner Waldack, Commissioner White, Commissioner Hosé, Commissioner Barnett; Mayor Tully

Absent: None

Non-Voting: Village Manager David Fieldman, Village Attorney Enza Petrarca, Village Clerk April Holden

The Council meeting is broadcast over the local FM radio station, WDGC. In addition, a tape recording and videotape of the meeting are being made using Village-owned equipment. The videotape of the meeting will be used for later rebroadcast of the Council meeting over the Village cable television Channel 6.

The Council will follow the rules of conduct for this meeting as provided in Sec. 2.5 of the Downers Grove Municipal Code. These offer the public the opportunity to comment at several points in the meeting. First, immediately following approval of the minutes of past meetings, an opportunity will be given for public comments and questions of a general nature. If a public hearing is scheduled for this meeting, an opportunity is given for public comments and questions related to the subject of the hearing. Finally, an opportunity is given for public comments and questions on items appearing on the Consent Agenda, the Active Agenda and the First Reading.

The Mayor stated that at the appropriate time the presiding officers will ask if there are any comments from the public. Individuals wishing to speak, should raise their hand to be recognized and, after acknowledgment from the presiding officer, approach the microphone and state their name. Remarks should be limited to five minutes, and individuals are asked to refrain from making repetitive statements.

Mayor Tully said there are agendas located on either side of the Council Chambers, and he invited the audience to pick up an agenda and follow the progress of the Council meeting.

3. Minutes of Council Meetings

MIN 2018-7877 — A. Minutes: Council Minutes - August 21, 2018

Motion: Commissioner White moved to approve the minutes as presented. Commissioner Waldack seconded the motion.

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Mayor Tully declared the motion carried by voice vote.

4. Public Comments

This is the opportunity for public comments.

David Haugen, 4826 Forest, said this is his 35th year as a resident of Downers Grove. He spoke about long range planning as it relates to the 2013 flooding event which resulted in plans for his neighborhood. The plan was rational and he appreciated the planning. He then asked if there are printed versions of the Comprehensive Plan.

Mayor Tully said there are copies at the Library and staff can also make a copy available.

5. Consent Agenda

COR 2018-7878 — A. Claims Ordinance: No. 6279, Payroll, August 17, 2018

BIL 2018-7879 — B. Bills Payable: No. 6410, September 4, 2018

RES 2018-7873 — C. Resolution: Authorize a Renewal Agreement with Humana for Medicare Advantage Insurance for Retirees over 65

Summary: This renews the Humana Group Medicare Advantage Program for Village retirees who are over the age of 65 for FY19.

**A RESOLUTION AUTHORIZING A RENEWAL AGREEMENT BETWEEN THE VILLAGE OF
DOWNERS GROVE AND HUMANA FOR MEDICARE ADVANTAGE INSURANCE FOR RETIREES
OVER 65**

RESOLUTION 2018-61

MOT 2018-7882 — D. Motion: Award \$74,753.00 to Ozinga Energy, LLC, Mokena, IL, for Compressed Natural Gas (CNG) Fueling Station Compressor Motor Replacement

Summary: This authorizes the execution of a contract for Compressed Natural Gas (CNG) fueling station compressor motor replacement with Ozinga Energy LLC of Mokena, Illinois in the amount of \$74,753.

MIN 2018-7888 — E. Minutes: Note Receipt of Minutes of Boards and Commissions

Summary: Library Board - July 25, 2018

Motion: Commissioner White moved to approve the Consent Agenda as presented. Commissioner Waldack seconded the motion.

Votes: Yea: Commissioners White, Waldack, Walus, Earl, Hosé, Barnett; Mayor Tully

Nay: None

Mayor Tully declared the motion carried.

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6. Active Agenda

ORD 2018-7857 — A. Ordinance: Annex 4000 Lee Avenue to the Village of Downers Grove, Illinois

Summary: This annexes 4000 Lee Avenue to the Village of Downers Grove, Illinois.

**AN ORDINANCE ANNEXING 4000 LEE AVENUE TO THE VILLAGE OF DOWNERS GROVE,
ILLINOIS**

ORDINANCE NO. 5710

Motion: Commissioner White moved to adopt "An Ordinance Annexing 4000 Lee Avenue to the Village of Downers Grove, Illinois," as presented. Commissioner Waldack seconded the motion.

Votes: Yea: Commissioners White, Waldack, Walus, Earl, José, Barnett; Mayor Tully

Nay: None

Mayor Tully declared the motion carried.

7. First Reading

ORD 2018-7874 — A. Ordinance: Amend Certain Liquor Provisions

Enza Petrarca, Village Attorney, said this eliminates the E, Entertainment, license classification from the Municipal Code for on-site consumption of alcoholic liquor at an Entertainment/Restaurant facility. This classification was established in 2009 for a specific business. The current license was revoked due to numerous violations.

Mayor Tully thanked the Ms. Petrarca for bringing this forward.

Commissioner Waldack said he has no problem with this, but he has an on-going problem with what he refers to as "designer classifications" that are designated for a specific business. He said they now have to eliminate it because it did not work out. He will vote to remove this classification.

Commissioner Barnett thanked the staff, the Liquor Commission and the Mayor for this proposed amendment. This was tried and it did not work. He further noted that this did not work for at least four businesses. He is grateful that everyone has paid attention to this and that the item is being brought forward for elimination from the Municipal Code.

Mr. Haugen asked as to the name of the business.

Mayor Tully said the license classification was not specific to any business, but to a classification.

MOT 2018-7880 — B. Motion: Award \$512,660.00 to Performance Construction & Engineering, LLC, Plano, IL, for Prince Street/Forest Avenue Drainage Improvements

Nan Newlon, Director, Public Works, said is a contract for the Prince/Forest Drainage Improvements to Performance Construction and Engineering, LLC for \$512,660.00. She showed the location and noted that the identified drainage issues are in the block bounded by Prince St., Forest Ave., Prairie Ave., and Franklin St – Stormwater Project Area #10. She said this area is located in an old part of town with collapsing drainage

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systems. This work will replace drainage and add new drainage. In addition, it will provide infrastructure for future, private drainage improvement via the Stormwater Cost-Share Program.

Mr. Haugen said this work requires creating a drain on private property. He asked if it requires the removal of trees as the Manager's memo does not address easements or compensation of loss of two large trees. Mr. Haugen said this work will allow water to drain from the middle of the bowl which was a major problem in the 2013 flooding event.

Mayor Tully said staff can determine the impact on private property and look into whether easements are required.

Mr. Haugen said he heard from Susan Quasney, staff engineer, that agreements will be entered into. Mr. Haugen said he is curious to know if the trees will be replaced.

Mayor Tully said the Village is working with homeowners.

Mr. Haugen said this should be discussed with the Council.

Dave Fieldman, Village Manager, said staff is in the process of securing easements and will address the issue of the trees.

MOT 2018-7881 — C. Motion: Award \$605,354.70 to John Neri Construction Co., Inc., Addison, IL, for Hitchcock and Warren Stormwater Improvements

Ms. Newlon said this is a contract for the Hitchcock and Warren Stormwater Improvements to John Neri Construction Co., Inc. for \$605,354.70. This area is Stormwater Project Area #12, east of Belmont, south of the train tracks, west of Cornell and north of Hitchcock. This is a depression area that currently does not have a positive outfall, which results in standing water for long durations with structure flooding and severe yard flooding. Village staff has pumped out this area on numerous occasions. Staff has determined that the most effective route for the improvements is across the BNSF right-of-way and the Village has secured the necessary easements.

8. Mayor's Report

Mayor Tully said he is the District 3 municipal representative on the DuPage County Stormwater Management Committee. He said the County is taking the lead on a watershed plan for St. Joseph's Creek that would include portions of Downers Grove, Lisle and Westmont. He noted that today the Committee unanimously recommended funding the watershed plan in the amount of \$86,000 for purposes of doing preparatory work for future projects to help mitigate stormwater issues in that area. It is not the solution, but is the precursor to allow for future planning.

Mayor Tully announced that former Naperville Mayor, George Pradel, passed away one day before his 81st birthday. He was a long-time Mayor of Naperville. Mayor Tully said he served with Mayor Pradel at the DuPage Mayors and Managers Conference and the DuPage 100 Club. Mayor Tully said he learned a great deal from Mayor Pradel and benefitted from his example. He will be sorely missed. He thanked Mayor Pradel's family for sharing him and extended the Village's condolences.

9. Manager's Report

Mr. Fieldman announced that the Village has been selected the #14 Greenest Fleet in North America. He said the Village has ranked in the top 50 for five years.

Commissioner White asked if the Village has assembled our environmental awards in one place.

Mayor Tully suggested creating a "virtual" trophy room on our website for our awards.

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Mr. Fieldman said staff can work on that.

10. Attorney's Report

Pursuant to Section 2.5 of the Downers Grove Municipal Code, the following are presented for Village Council consideration:

1. An ordinance amending certain liquor provisions

11. Council Member Reports

Commissioner Earl noted that the artificial turf at Doerhofer Park has been replaced. She said a new driving range pavilion at the Park District's golf course is coming soon.

Commissioner José echoed the thoughts regarding Mayor Pradel. It was a joy to watch him work and he will be missed.

Commissioner Waldack said it was always a pleasure to see Mayor Pradel. He was always upbeat. He will be missed.

Commissioner Waldack said the Fine Arts Festival will be held this weekend, September 8 and 9, 2018, on Main Street. More information can be found at downtowndg.org.

Commissioner Walus announced that the Education Foundation of District 58 is presenting Oktoberfest on September 14 and 15, 2018. Information can be found at www.58foundation.org.

12. Adjournment

Motion: Commissioner White moved to go into Executive Session pursuant to Section (2)(c)(1) of the Illinois Open Meetings Act to consider personnel matters. Commissioner Waldack seconded the motion.

Mayor Tully declared the motion carried by voice vote and the Council convened into Executive Session at 7:33 p.m.

Respectfully submitted,
April Holden
Village Clerk