



# Village of Downers Grove Meeting Minutes Downers Grove Village Council

Civic Center  
801 Burlington  
Downers Grove, IL 60515  
630-434-5500

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Tuesday, April 15, 2003

6:30 pm

Council Chambers

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## 1. Call to Order

*Mayor Brian Krajewski called the regular meeting of the Village Council of the Village of Downers Grove to order at 6:30 p.m. in the Council Chambers of the Downers Grove Village Hall.*

### **Pledge of Allegiance to the Flag**

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

## 2. Roll Call

Present: Commissioner Sue McConnell, Commissioner Michael Gilbert, Commissioner Thomas Sisul, Commissioner Marilyn Schnell, Commissioner Martin Tully, Commissioner Mark Zabloudil and Mayor Brian Krajewski

Non Voting: Village Manager Riccardo Ginex, Village Attorney Enza Petrarca and Village Clerk April Holden

*Mayor Krajewski said he would like to remind everyone present that 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 the past meetings, an opportunity will be given for public comments and questions on the active agenda items for this evening's meeting. Following this, an opportunity is given for public comments and questions on any subject. Finally, 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.*

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

*The Mayor 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 Workshop and Council Meetings

*Council Meeting - April 1, 2003*

*Workshop Meeting - April 8, 2003*

*Commissioner Tully said he has already given his corrections to the Village Clerk.*

*Award: 2002 Certificate of Achievement for Excellence in Financial Reporting presented by the Government Finance Officers Association*

*Mayor Krajewski said the Village learned it has been awarded a Certificate of Achievement by the Government Finance Officers Association for the 2002 Comprehensive Annual Financial*

*Report. This is the 18th time the Village has received this award. Mayor Krajewski congratulated the Finance Department and Accounting Department for this honor.*

*Manager Ginex recognized those staff members present at the meeting from the Finance Department.*

#### **4. Public Comments and Questions**

##### **A. Comments and Questions on Active Agenda**

*Dr. Gordon Goodman, 5834 Middaugh, said he has reviewed the budget and is concerned about the forestry component of the Public Works Department. He asked whether there has been any change made to the forestry budget. Manager Ginex said there has been no change made.*

*Dr. Goodman said he has reviewed the forestry budget carefully and compared it to budgets and expenses of the past year and the two previous years. He said he hoped that there will be extra funds available to allow tree planting to be resumed. He said that the Forestry Department provided a memo to the Council dated March 18, stating that during 2002-2003 no trees were planted in parkways because of budget pressures. Dr. Goodman said it is desirable not to have a large gap in the tree life cycles. The reduction in this year's Forestry budget is \$110,000, and the cost for anticipated tree plantings this year would have been \$105,400. It will be difficult for the Forester to do any planting with this budget.*

*The Mayor said he also hopes that funds will become available. He said that several million dollars have had to be cut from the budget.*

*David Schultz, 5509 Washington, reiterated the concerns mentioned by Dr. Goodman for tree planting programs. He thinks it is a travesty for a Village this size not to be able to continue its tree planting programs. The Village is a Tree City USA Village, and trees provide significant benefits to the residents. He said the need for regular tree maintenance and care is important, and he spoke of an incident seven years ago when he was struck by a tree limb which knocked him unconscious and kept him hospitalized for two days.*

*The Mayor said that the Forestry and Grounds budget is just shy of \$1 million for this year.*

##### **B. Comments and Questions on General Matters**

*Michael Kubes, 5538 Lyman, spoke about the Adopt-a-Highway Program. In 1997 he and his wife volunteered for the Village's Program and this is their sixth year of spring cleaning. He noted that there are 34 sites in the Village, 18 of which are adopted. Of 34 municipalities in the County, only 19 participate in the program. Mr. Kubes said that on Saturday, April 26, at 11:00 a.m. his family will be cleaning up again and invited others to donate one hour of their time, three or four times per year. He offered his assistance to any group or organization that wanted to start up a program. He asked that they contact the Public Works Department if they are interested in helping, and said he hoped to see the Village Council members present again as they have been in the past. He noted that April 26 is also Cleanup Across DuPage County Day.*

*Commissioner Zabloudil said that many communities have Adopt-a-Highway programs. Some allow businesses to put the name of their business on the signs. He said they should speak to the Chamber of Commerce about this to get added advertising for some of the local businesses.*

*Dr. Gordon Goodman, 5834 Middaugh, said that the Pierce Downers Heritage Alliance is a participant in the Adopt-a-Highway Program. They already cleaned up Highland between 31st and 39th Streets last Saturday. He said it was his understanding that the Public Works*

*Department needs notification of the intent to participate two days in advance. Signed waivers can be brought on the day that bags and vests are picked up. He said this is a wonderful program.*

*The Mayor asked if they usually clean on the 3rd Saturday of the month. Dr. Goodman said they changed this month to avoid Easter weekend. They were very pleased with the turnout. Normally it is on the 3rd Saturday of the month.*

*Dr. Goodman then congratulated the Council and the Village on the 2003 Village newsletter article on open burning. He said he was under the impression that the Village would be preparing a booklet with information on open burning and the hazards of wood smoke. He said that Fire Prevention said that it is in progress. He said he would be making a presentation to the DuPage Environmental Commission tomorrow about open burning in the County and in municipalities as a whole. He said that in February 2003, the County re-edited its guide to landscape waste and open burning. He provided a copy to the Village Clerk for the Council's information. Dr. Goodman said there is a bill to ban open burning and leaf burning in the State. It is HB370, and he encouraged the Village to assist by supporting passage of the Bill. It passed in the House by a vote of 91-25. The bill is on the calendar for its first reading in the senate. He also gave the Clerk a pamphlet about the dangers of wood smoke.*

*Mayor Krajewski asked Dr. Goodman about the meeting regarding alternative fuels. Dr. Goodman said that this is still a shell bill, with details being negotiated. The Mayor said he thought it was tied up in the Senate, and Dr. Goodman said he thought that was correct. He does not have the details at this time. Mayor Krajewski asked that the Manager would prepare a letter regarding HB 370. Dr. Goodman said he gave the attorney a copy of the language in HB 370.*

*The Mayor said that the Council will be going to Springfield in a couple of weeks with the DuPage Mayors to meet with a number of the legislators, the Governor and leaders in both the House and the Senate.*

*David Schultz, 5509 Washington, encouraged the Council to strongly push in Springfield for renewable energy as it is good for the nation as a whole. He supported the Village distributing information regarding the potential hazards of wood smoke as well. In addition, he said he strongly endorsed the Adopt-a-Highway Program. He encouraged the Council to consider what additional measures might be taken in terms of community public service announcements or programs stressing that visitors and residents not litter in the Village.*

*Mayor Krajewski said it is amazing how much garbage collects on streets over the winter. He appreciates the work of residents who participate in the program.*

## **5. Public Hearings**

## **6. Consent Agenda**

**COR 00-01240** Claim Ordinance: No. 5475, Payroll, April 4, 2003  
**Sponsors:** Accounting  
**A motion was made to Approve this file on the Consent Agenda.**

**Indexes:** N/A

**BIL 00-01241** List of Bills Payable, No. 5475, April 15, 2003  
**Sponsors:** Accounting

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** N/A

**BID 00-01220** Bid: Contract Extension for 2003/04 to Ray O'Herron for Police Uniforms and to Constable Supply Company for Equipment

**Sponsors:** Police Department

**Summary of Item:** Total amount not to exceed \$83,900.00.

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** Police Uniforms

**BID 00-01221** Bid: Award Contract for \$21,944.00 to Sebert Landscaping for 2003 Municipal Turf Maintenance

**Sponsors:** Public Works

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** Turf Maintenance

**BID 00-01222** Bid: Contract Extension for 2003/04 to Boughton Trucking and Materials, Inc. for Crushed Limestone

**Sponsors:** Public Works

**Summary of Item:** This is to extend the contract for the second year with a price increase of 2% per Village policy.

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** Public Works - Crushed Limestone & Ready Mix Concrete

**BID 00-01223** Bid: Award Contract to \$15,135.00 to Bergquist Tree Experts for 2003/04 Demand Tree Pruning

**Sponsors:** Public Works

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** Tree Pruning

**BID 00-01224** Bid: Award Contract for \$70,000.00 to Homer Tree Care for 2003/04 Tree and Stump Removal

**Sponsors:** Public Works

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** Tree and Stump Removal

**BID 00-01225** Bid: Award Contract for \$123,875.00 plus 10% Contingency to D.M.D. Services for Demolition of 1007 Burlington Avenue and 5119 Main Street

**Sponsors:** Public Works

A motion was made to Approve this file on the Consent Agenda.

**Indexes:** Demolition of Properties

**BID 00-01243** Change Order #1: \$34,255.21 to Conservation Design Forum re: Lacey Creek East Pond Area

**Sponsors:** Manager's Office

**A motion was made to Approve this file on the Consent Agenda.**

**Indexes:** Lacey Creek, Orchard Brook Homeowners Association

**BID 00-01244** Change Order #2: \$34,844.54 to Conservation Land Stewardship re: Lacey Creek Restoration

**Sponsors:** Manager's Office

**Summary of Item:** Trucking of Excavated Soil at East Wetland, Orchard Brook Subdivision

**A motion was made to Approve this file on the Consent Agenda.**

**Indexes:** Lacey Creek, Orchard Brook Homeowners Association

### **Passed The Consent Agenda**

**A motion was made by Commissioner Sisul, seconded by Commissioner Gilbert, that the consent agenda be passed. The motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

## **7. Active Agenda**

**ORD 00-01239** Ordinance: Adopt FY 2003/04 Budget in Lieu of Passage of an Appropriation Ordinance

**Sponsors:** Deputy Village Manager, Financial Services and Manager's Office

**Summary of Item:** This adopts the fiscal year 2003/04 Budget in lieu of an appropriation ordinance. As provided by law, proper notice has been given, the budget has been available for inspection for at least ten days, and a public hearing was held on April 1, 2003.

AN ORDINANCE ADOPTING THE FISCAL YEAR 2003/04 BUDGET IN LIEU OF PASSAGE OF AN APPROPRIATION ORDINANCE

ORDINANCE NO. 4496

*Commissioner Gilbert said he would be voting no on this ordinance. He made a statement saying it was hard to explain his position on this vote. The staff and Council have worked very hard on this budget. He respects his colleagues for their opinions. His negative vote is rooted in a few minor areas. He said this budget does not address the core principle of cutting costs before reaching to the residents for additional revenue. He said they must address new and different ways to move dollars out of administrative positions to line employees. He believes this Village does not need this much administrative personnel. Several years ago the Council predicted that there would be an effect on sales revenue by the Internet sales. He defended the TIF and CBD redevelopment effort which has saved real dollars in the Capital Improvement Fund. The Village would be in worse shape without the TIF. He said he felt that more cuts should have been made in programs before taxes were raised. Commissioner Gilbert said that the process was done correctly. He asked that his negative vote not be seen as a lack of confidence in his colleagues. Because he disagrees does not mean it is wrong.*

*Commissioner Schnell said there are parts of the budget she disagrees with, but she will vote for it as a budget is a process of compromise. She said that staff made cuts, and the Council has*

tried to produce a budget that serves residents. She said that hopefully there will be quarterly budget workshops and they will be able to put some of the items back into the budget. She said the budget is palatable due to the sunset clauses. As the economy improves, she hoped that some items can be returned.

Commissioner McConnell thanked the budget team for their efforts. They were asked to take a look at all of the details. The Council's job was to provide an overall philosophy and insight and staff took it and attempted to make it work. They were asked to go back and look at all of the programs several times and made cuts where possible. Some differences of opinion came into play in terms of priorities. Out of the process comes the overall best for the community. She agreed that quarterly meetings are important to focus on what is occurring. They need to continue philosophy and trend discussions. She said that it would be good to facilitate resident input in future discussions.

Commissioner Tully expressed his appreciation to the staff for coming up with a budget under difficult circumstances. The process did work. It was all about balancing competing interests. There are always different areas of interest expressed by the residents, and the Council's job is to balance those interests. He said the Council and staff looked long and hard at cuts to be made before discussing the prospect of increasing taxes. The cuts that were presented were not acceptable, and that resulted in the revenue enhancements. He noted that the Village is still below our neighbors in the tax burden. The Village has maintained a competitive advantage. He said he will vote in favor of the budget. It is the proper outcome of the proper process. If expenditures are less than expected or revenues are more than expected, the Council needs to establish priorities as to where those funds will go.

Commissioner Sisul said that one of the best parts of the process is to listen to and hear other positions. He is satisfied that the process was the best that they could do.

Commissioner Zabloudil said he has heard the different opinions expressed this evening. He thinks they must look at some of the programs that have been cut out and attempt to reinstate them, such as the tree planting and sidewalk replacement programs. He would like to see them apply any excess funds to rescue some of the discontinued or scaled-down programs. He said one of the Workshops after the new Council is seated will discuss management reporting as related to the budget.

Commissioner Tully said he has always respected Commissioner Gilbert's comments, and they have not been lost on the Council members. The discussion has been very healthy and he appreciates his comments.

The Mayor thanked the Village Manager and Finance staff for their work on this budget. They did a tremendous job. He will vote for the budget. If it was his sole discretion the general fund would have been even lower. The Village Manager has been here for under two years, and he has identified some areas which were traditionally done a certain way and can be changed over the next year. There are a number of areas that can be restructured to provide quality service to the residents at reduced costs. Regarding upcoming meetings, Fund 197 is the contingency fund to be implemented under the Village Manager's discretion. The Village has implemented the 5+5 this year and will wait to see what occurs with that during the next year. He agrees that there have to be discussions on various ways to implement on-going programs, as well as watching to see what takes place in Springfield and how that will effect the Village. There are bills in play at this time that may impact our school districts as well. He noted that in the Treasurer's Report, the Village has not yet received a check for telecommunications tax since the State took over collections in January.

**A motion was made by Commissioner Sisul, seconded by Commissioner Zabloudil, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski  
Nay: Commissioner Gilbert

**Indexes:** Budget 2003/04

**RES 00-01226** Resolution: Authorize Professional Services Agreement with Versar, Inc. re: 5119 Main & 1007 Burlington Cleanup Services

**Sponsors:** Director of Redevelopment

**Summary of Item:** This will authorize a professional services agreement between the Village of Downers Grove and Versar, Inc. for environmental cleanup services for the properties located at 5119 Main Street and 1007 Burlington Avenue, Downers Grove.

A RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND VERSAR, INC. (5119 Main & 1007 Burlington Cleanup Services)

RESOLUTION 2003-36

**A motion was made by Commissioner Gilbert, seconded by Commissioner Zabloudil, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Village Property - Acquisition, Versar, Inc.

**RES 00-01227** Resolution: Authorize Professional Services Agreement with Versar, Inc. re: 1007 Burlington Remediation Services

**Sponsors:** Director of Redevelopment

**Summary of Item:** This will authorize a professional services agreement between the Village of Downers Grove and Versar, Inc. for asbestos remediation services for the property located at 1007 Burlington Avenue, Downers Grove.

A RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND VERSAR, INC. (1007 Burlington Remediation Services)

RESOLUTION 2003-37

**A motion was made by Commissioner Zabloudil, seconded by Commissioner Schnell, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Village Property - Acquisition, Versar, Inc.

**RES 00-01228** Resolution: Grant Stormwater Variance for 1000 Hickory Trail

**Sponsors:** Public Works

**Summary of Item:** At their meeting of March 12, 2003, the Stormwater and Flood Plain Oversight Commission unanimously recommended adoption of this resolution to permit a stormwater variance for the property located at 1000 Hickory Trail.

A RESOLUTION GRANTING STORMWATER VARIANCE FOR 1000 HICKORY TRAIL

RESOLUTION 2003-28

**A motion was made by Commissioner Schnell, seconded by Commissioner McConnell, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Stormwater Variance

**RES 00-01230** Resolution: Authorize Fire Apparatus Listing Agreement with B&P Apparatus, Inc.

**Sponsors:** Public Works and Fire Department

**Summary of Item:** This will authorize an agreement with B&P Apparatus, Inc. for the sale of certain surplus Village-owned fire equipment.

A RESOLUTION AUTHORIZING EXECUTION OF A FIRE APPARATUS LISTING AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND B&P APPARATUS, INC.

RESOLUTION 2003-29

**A motion was made by Commissioner McConnell, seconded by Commissioner Tully, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Fire Equipment - Sale of

**RES 00-01231** Resolution: Opt-Out of Compliance with the Provisions of the Federal and Illinois Health Insurance Portability and Accountability Acts for the Village Health Plan Year Beginning May 1, 2003

**Sponsors:** Human Resources

**Summary of Item:** This will approve the Village's election to opt-out of the requirements of the Federal Health Insurance Portability and Accountability Act of 1996 and the Illinois Health Insurance Portability and Accountability Act for the health plan year beginning May 1, 2003. These Acts place certain conditions and limitations on pre-existing condition exclusions in group health insurance plans. As a non-federal governmental plan, the Village has the election under federal and state law to opt-out of compliance with most of the provisions of these Acts. To control health care costs and adequately maintain a self-funded health insurance plan, this resolution authorizes staff to file the necessary election documents for submittal to the appropriate state and federal officials.

A RESOLUTION TO OPT-OUT OF COMPLIANCE WITH THE PROVISIONS OF THE FEDERAL AND ILLINOIS HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACTS FOR THE VILLAGE HEALTH PLAN YEAR BEGINNING MAY 1, 2003

RESOLUTION 2003-30

**A motion was made by Commissioner Tully, seconded by Commissioner Sisul, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Federal Health Insurance Portability Act, HIPAA

**RES 00-01232** Resolution: Authorize an Intergovernmental Agreement with the DuPage Water Commission

**Sponsors:** Manager's Office

**Summary of Item:** This will authorize execution of an intergovernmental agreement between the Village and the DuPage Water Commission in order to provide Lake Michigan water service to certain areas of the Village.

A RESOLUTION AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND THE DUPAGE WATER COMMISSION

RESOLUTION 2003-31

*The Mayor said that last Thursday there was a DuPage Water Commission meeting where a Motion was made to discuss the 5-year capital plan and the five cent increase, and the Motion was seconded. He said that Greg Wilcox moved to table the Motion, and it was voted to table the Motion.*

**A motion was made by Commissioner Sisul, seconded by Commissioner Gilbert, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** DuPage Water Commission

**RES 00-01233** Resolution: Authorize Submittal of Grant Application to the Bureau of Justice Assistance for the Bulletproof Vest Partnership

**Sponsors:** Financial Services and Police Department

**Summary of Item:** A RESOLUTION AUTHORIZING SUBMITTAL OF GRANT APPLICATION TO THE BUREAU OF JUSTICE ASSISTANCE FOR THE BULLETPROOF VEST PARTNERSHIP

RESOLUTION 2003-32

**A motion was made by Commissioner Gilbert, seconded by Commissioner Zabloudil, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Police Department, Police Equipment

**RES 00-01234** Resolution: Authorize Agreement with Claude H. Hurley Company for Fairview Avenue and Main Street Resurfacing

**Sponsors:** Public Works

**Summary of Item:** A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND CLAUDE H. HURLEY COMPANY FOR FAIRVIEW AVENUE AND MAIN STREET RESURFACING

RESOLUTION 2003-33

**A motion was made by Commissioner Zabloudil, seconded by Commissioner Schnell, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Main Street Resurfacing, Fairview Avenue Resurfacing

**ORD 00-01235** Ordinance: Repeal the Downers Grove Municipal Utility Tax and Establish a Downers Grove Municipal Gas Use Tax

**Sponsors:** Manager's Office

**Summary of Item:** This will repeal the existing Utility Tax and establish a Gas Use Tax. The rate will be charged at 1.5 cents per therm and will become effective May 1, 2003.

AN ORDINANCE REPEALING THE DOWNERS GROVE MUNICIPAL UTILITY TAX AND ESTABLISHING A DOWNERS GROVE MUNICIPAL GAS USE TAX

ORDINANCE NO. 4497

*Commissioner Tully said that there was a lengthy discussion regarding the change of the natural gas tax being based on usage. He said they received an e-mail from a resident regarding the impact, he suggested putting the information from Mr. Baker's presentation on the website.*

*The Mayor said he responded to that resident to clarify her concerns and confusion. Her concern was the fluctuation of the gas prices. He explained that this gas tax will be based on the number of therms, not on the gas prices.*

**A motion was made by Commissioner Schnell, seconded by Commissioner McConnell, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Tax Ordinance, Utility Tax, Gas Use Tax

**RES 00-01236** Resolution: Authorize a Tax Collection Agreement with Northern Illinois Gas Company

**Sponsors:** Manager's Office

**Summary of Item:** This will authorize a tax collection agreement between the Village of Downers Grove and Nicor Gas Company for the collection of municipal gas use taxes.

A RESOLUTION AUTHORIZING EXECUTION OF A TAX COLLECTION AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND NORTHERN ILLINOIS GAS COMPANY D/B/A NICOR GAS COMPANY

RESOLUTION 2003-34

*The Mayor said this will take effect on May 1. He asked whether that was enough time to get all of the information out to all the gas customers.*

*Mr. Baker said staff has been in conversation with NICOR and their attorneys for the past three months. The Village was told that there was enough time if this is implemented May 1. They will notify their suppliers.*

**A motion was made by Commissioner McConnell, seconded by Commissioner Tully, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Tax Collection

**ORD 00-01237** Ordinance: Amend the Electricity Tax  
**Sponsors:** Manager's Office  
**Summary of Item:** This will amend the electricity tax charged per kilowatt hour effective May 1, 2003.

AN ORDINANCE AMENDING THE ELECTRICITY TAX

ORDINANCE NO. 4498

**A motion was made by Commissioner Tully, seconded by Commissioner Sisul, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Tax Ordinance, Utility Tax, Electric Tax

**RES 00-01238** Resolution: Authorize Agreement with Conservation Land Stewardship  
**Sponsors:** Manager's Office  
**Summary of Item:** This will authorize an agreement between the Village of Downers Grove and Conservation Land Stewardship in the amount of \$20,546.94 for landscape management of the restored areas along Lacey Creek.

A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND CONSERVATION LAND STEWARDSHIP

RESOLUTION 2003-35

*Commissioner Sisul said that this is possibly the last Motion he will be making, and Commissioner Gilbert's last second.*

**A motion was made by Commissioner Sisul, seconded by Commissioner Gilbert, to Adopt this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

**Indexes:** Lacey Creek, Orchard Brook Homeowners Association

## 8. Mayor's Report

### Materials to be Received - Minutes

*Canvassing Board - April 8, 2003*

*Joint Meeting of the EDC Strategic Planning Committee & Plan Commission - March 17, 2003*

*Library Board - March 12, 2003 & March 26, 2003*

*Parking & Traffic Commission - March 12, 2003*

**A motion was made by Commissioner Sisul, seconded by Commissioner Gilbert, to Note Receipt Of this file. Mayor Krajewski declared the motion carried by the following vote:**

**Votes:** Yea: Commissioner McConnell, Commissioner Gilbert, Commissioner Sisul, Commissioner Schnell, Commissioner Tully, Commissioner Zabloudil and Mayor Krajewski

### Materials to be Received - Monthly Reports

#### New Business

*Proclamation:*

*Mayor Krajewski proclaimed the week of April 29 through May 3 as Volunteer Week in the Village of Downers Grove. He further proclaimed April 25 as Arbor Day.*

*The Mayor said he received a letter regarding services from the Public Works Department, and Rick Ebel in particular for the quick response to a request which was made on the website.*

## **9. Manager's Report**

*Manger Ginex recognized Police Records Manager Tracy Adams on her receipt of the Pioneer Award from Laserfiche Corporation. She worked with the company and gave numerous demonstrations to their potential customers, and gave recommendations on how to enhance the product.*

*The Manager said that Home Depot on Butterfield Road will be making two donations to the Police Department Community Policing Program. On Saturday, 24 volunteers from Home Depot will go to the Autumn Grove Resources Center and refurbish the center. The work will be completed that day. Several businesses will support the efforts with food donations.*

*Secondly, on April 22 a tree will be planted by Home Depot at the Arbor Park apartment complex. The tree will be dedicated to Jerry Murphy who was the long time manager of Arbor Park who passed away last month.*

*The Mayor said he spoke with some State Representatives with regard to SB3402 which would prohibit any municipality from building stores such as Home Depot or WalMart in their community because they're over 100,000 square feet.*

## **10. Attorney's Report**

*There was none.*

### **Future Active Agenda**

## **11. Committee Standing Reports**

*There were none.*

## **12. Council Member Reports and New Business**

*Commissioner McConnell said that Character Counts Coalition met last week and is looking to report on the two surveys done last year through District 58 and through DuPage County. A survey for DuPage County is being conducted, and she asked that those who get it please take the time to complete it. She added that the Athletes' Forum will meet next month. The Character Counts decal will start being visible soon. In addition, they are discussing bringing the concept of character into the businesses.*

*The Mayor thanked the Council for becoming a founding member for the District 58 foundation. He received the award and will bring it to the Council next week.*

*Mayor Krajewski thanked the Finance Director and Assistant Director for the March Treasurer's Report. He asked if they will get the monthly revenue totals and Deputy VanVooren said if revenue tracking reports are preferred, they can be provided electronically.*

## **13. Adjournment**

*Commissioner Sisul moved to adjourn. Commissioner Gilbert seconded.*

*VOTE: YEA - Commissioners Sisul, Gilbert, Zabloudil, Tully, McConnell, Schnell, Mayor Krajewski*

*Mayor Krajewski declared the motion carried and the meeting adjourned at 7:45 p.m.*