

**VILLAGE OF DOWNERS GROVE
COMMUNITY EVENTS COMMISSION
ANTE ROOM
DOWNERS GROVE VILLAGE HALL
FEBRUARY 28, 2008**

PRESENT: Mr. Dave Humphreys, Ms. Patti Marino, Ms. Ellen Pendola,
Ms. Becky Rheintgen, Ms. Linda Kunze, ex-officio
Staff: Ms. Mary Scalzetti, Ms. Barb Martin, Ms. Susan Larson

ABSENT: Chairman Martin Tully, Ms. Kelsey Greysik, Ms. Tessa McGuire, Mr. Richard Szydlo

GUESTS: Kellan Tyree

Ms. Scalzetti welcomed guest Kellan Tyree, of Boy Scout Troop #95

I. APPROVAL OF JANUARY 17, 2008 MEETING MINUTES

There being no changes to the minutes, the Board approved the January 17, 2008 minutes.

**APPROVAL OF MEETING MINUTES FOR THE FEBRUARY 13, 2008 JOINT MEETING
OF COMMUNITY GRANTS AND COMMUNITY EVENTS COMMISSION.**

There being no changes to the minutes, the Board approved the February 13, 2008 minutes.

II. PUBLIC COMMENT

Guest, Kellan Tyree explained that he working toward attaining Eagle rank within the Boy Scouts and is attending the meeting as part of a requirement for earning a merit badge.

III. DIRECTOR'S REPORT

A. Extension of Heritage Festival Contract's

1. Generator Vendor

Ms. Scalzetti reported that staff went out for a Request For Proposal (RFP) for Generator rental in 2006 and Gen Power was awarded the bid. Gen Power's contract was extended for the 2007 festival as they held their prices. Gen Power has indicated they would like to extend their contract for 2008 but they are asking for a 2% increase. Last year's contract was for \$14,957. The 2008 cost would be \$15,262 excluding any additional cable ramps that are required. Due to the relocation of the vendor booths to the center of the street this year, it is estimated that an additional 50 cable ramps will be needed. Even though their prices have increased, Gen Power has also agreed to hold the cost for additional cable ramps to \$10.00 each. Also, larger generators will be rented that will cost more initially, but less in the long run as they will be able accommodate more vendor hookups. Ms. Scalzetti noted that per the Village's purchasing policy a contract can be renewed two times provided the cost does not exceed a 2% increase over the initial cost of the contract. Staff is very pleased with Gen Power's scope of work at the festival and is recommending that their contract be extended for the 2008 Heritage Festival with the 2% increase. This would be the second or last renewal to the 2006 contract.

MS. RHEINTGEN MOVED TO RECOMMEND TO THE VILLAGE COUNCIL TO ACCEPT STAFF'S RECOMMENDATION TO EXTEND GEN POWER'S 2006 CONTRACT WITH A 2% INCREASE TO PROVIDE GENERATORS AT THE 2008 HERITAGE FESTIVAL. MS. PENDOLA SECONDED.

Yea: Mr. Dave Humphreys, Ms. Patti Marino, Ms. Ellen Pendola, Ms. Becky Rheintgen
Nay: NONE

The motion carried 4:0

2. Stage Vendor

Ms. Scalzetti reported that North Park was the successful bidder in response to an RFP in 2006 to provide stages at the Heritage Festival. North Park held pricing in 2007 and would like to extend their contract for 2008 but is asking for a 2% increase. If any additional stage enhancement is need, North Park Rental agrees to hold their price per unit. Last year's cost was \$14,040.00. With the 2% increase, the cost for 2008 would be \$14,321.00. Ms. Scalzetti noted that staff is very satisfied with the scope of service North Park has provided for Heritage Festival in the past two years and is recommending that their contract be extended for the 2008 Heritage Festival. This would be the second or last renewal to the 2006 contract.

MR. HUMPHREYS MOVED TO RECOMMEND TO THE VILLAGE COUNCIL TO ACCEPT STAFF'S RECOMMENDATION TO EXTEND NORTH PARK'S 2006 CONTRACT WITH A 2% INCREASE TO PROVIDE STAGES AT THE 2008 HERITAGE FESTIVAL. MS. PENDOLA SECONDED.

Yea: Mr. Dave Humphreys, Ms. Patti Marino, Ms. Ellen Pendola, Ms. Becky Rheintgen
Nay: NONE

The motion carried 4:0

3. Portable Toilet Vendor

Ms. Scalzetti reported that Service Sanitation entered into contract with the Village in 2006 to provide portable toilets at Heritage Festival. Last year they extended their contract with a 2% increase. The cost last year was \$12,758. They have agreed to hold their cost for the 2008 festival. This year they will also provide interior and exterior instructional signage on how to flush the portable toilets which will help eliminate last year's problem within the Kiddie Ride area. This would be the second or last renewal to the 2006 contract

MS. MARINO MOVED TO ACCEPT STAFF'S RECOMMENDATION TO EXTEND SERVICE SANITATION'S 2006 CONTRACT TO PROVIDE PORTABLE TOILETS FOR THE 2008 HERITAGE FESTIVAL. MS. RHEINTGEN SECONDED.

Yea: Mr. Dave Humphreys, Ms. Patti Marino, Ms. Ellen Pendola, Ms. Becky Rheintgen
Nay: NONE

The motion carried 4:0

4. Fireworks

Ms. Scalzetti reported that last year's budget for fireworks was higher, \$5,000 per day, for 3 days because of the 175th Anniversary. For 2008, there is only \$9,000.00 in the firework's budget for Friday and Sunday. Since the scope of the RFP has changed from last year, staff has gone out for bid for 2008 fireworks. Requests are due back by March 14.

B. Request for Proposal (RFP)

1. Parking Garage Assistants

Ms. Scalzetti reported that Ms. Kunze is working on putting together a plan for Friday parking within the parking deck for employees of downtown businesses. The plan will hopefully become a part of the RFP and will then be implemented and monitored by the group working the parking deck. Ms. Scalzetti asked Ms. Kunze to have the plan together by the next Commission Meeting in March so that staff could move forward with the Parking Deck RFP.

IV. OLD BUSINESS

A. Ice Sculpture Festival Post Report

Ms. Martin reported that 33 carvers participated in the ice carving championship competition on Saturday and 34 carvers on Sunday. Sunday's very cold sub-zero temperature kept attendance down, but on Friday night and Saturday the event was very well attended. Ms. Martin distributed several photos of ice carvings from the competition as well as copies of advertising relating to the ice sculpture festival. Ms. Kunze added that the children's activity area behind Stillwater Restaurant was also well attended.

B. HERITAGE FESTIVAL UPDATE

1. Entertainment Update

Ms. Scalzetti discussed the entertainment lineup to date. She is looking at booking the *Mark DeCarlo Animated Family Show* for the Tivoli Theater on Friday, depending on cost. For Saturday she booked the *Marvel Characters* (Hulk, Spiderman, Storm.) for performances at 11:30 a.m. and 2:00 p.m. at the North Stage. The characters will do a meet and greet for 30 minutes after each show. Also for Saturday, Ms. Scalzetti is looking to book *Dot Dot Dot*, a band that played on the Fox Network show, *The Next Greatest American Legend Rock Band*. On Sunday, the Rock Academy of DuPage will present a showcase of three to four bands on the North stage at 5:00 p.m. Rock Academy is a school for teen musicians based in DuPage County. The students come together to meet other musicians, form bands, and perform concerts under the direction of professional musicians. Ms. Scalzetti is also trying to get Radio Disney for the East Stage on Saturday. Commission Members moved to the Committee Room to listen and view several entertainers. At the conclusion of the meeting, Commission Members gave Ms. Scalzetti the "go-ahead" to pursue the Cherry Poppin Daddies for the Heritage Festival Thursday Night Benefit Concert. However, she will continue to look for other available touring performers that fit our budget and criteria.

V. NEW BUSINESS - None

There being no further discussion, the meeting adjourned at 7:00 p.m.

The next meeting is scheduled for March 20, 2008.

**REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE
DOWNERS GROVE PUBLIC LIBRARY
February 27, 2008**

MINUTES

ROLL CALL

President Daniels called the meeting to order in the Library Meeting Room at 7:34 p.m. Trustees present: DiCola, Greene, Humphreys, Read, Vlcek, Daniels. Trustees absent: none. Also present: Library Director Bowen, Assistant Director Carlson. Visitors: none.

APPROVAL OF MINUTES

The Board reviewed the minutes of the regular meeting of February 13, 2008. It was moved by Vlcek and seconded by Read **THAT THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 13, 2008 BE APPROVED AS WRITTEN.** Ayes: DiCola, Greene, Humphreys, Read, Vlcek, Daniels. Abstentions: none. Nays: none. Motion carried.

PAYMENT OF INVOICES

The Board reviewed the list of invoices submitted for payment. It was moved by Humphreys and seconded by DiCola **TO APPROVE PAYMENT OF OPERATING INVOICES FOR FEBRUARY 27, 2008 TOTALING \$32,289.43.** Ayes: DiCola, Greene, Humphreys, Read, Vlcek, Daniels. Abstentions: none. Nays: none. Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT ON AGENDA ITEMS

None.

OLD BUSINESS

- Continue discussion of trends in library usage

The charts on library usage that the Board discussed at the last board meeting were shared with the department heads, who shared them with staff, and then discussed them at the last department heads meeting.

Staff members have observed some definite changes in patterns of use over the last few years, many in response to changes in the local schools. For example, the library has very few high school students using library resources to work on homework assignments these days. The kinds of assignments the schools make have changed, and they simply do not assign library research projects that require students to come to the library. Standard assignments for every literature class used to be reports on authors, but they either don't make those kinds of assignments any more, or students are using the school's online resources to do these reports. The school's

library resources are focused on computer resources that are specifically designed to meet the needs of the current curriculum, so high school students mostly do not need to use the public library for assignments. The schools focus on online reference databases, and buy fewer books. And students are taught to go online to do their homework.

Occasionally students do come to library staff for help, generally after they have spent hours online without finding what they need, and they are now desperate. The other exception is the few student projects that are individual activities, rather than class assignments. An example is science fair projects. They used to be required of all students in certain grades, but are now electives. This means the number of students that participate is smaller, and the school libraries do not generally support the projects. On the other, the library conference and study rooms are regularly filled with student groups, such as debate teams working on group projects, so the library is still an important place for students to meet, even if they are not necessarily using the library's collections for school work.

A change that staff members are seeing with adult patrons is that an increasing number of people seem to be doing their browsing at home, rather than in person. The library gets many more calls from patrons who say they saw that particular titles are on shelf, and they ask staff to put them aside for them to come in and pickup.

The library is not only a meeting place for groups of students, but this social aspect is popular with adults too. The library has an increasing number of patrons of all ages who bring their laptops to the library to work. Currently laptops are not allowed in the large quiet study room in Reference, because some patrons complained about the noise of the keyboards. Staff is now seriously thinking about turning the quiet reading room in Literature into a quiet room for use with laptops. This would involve replacing lounge chairs with small tables or carrels for laptop users.

Another change noted in patron expectations is that patrons like to be comfortable, with food and drink handy. Some libraries have experimented successfully with lounge areas similar to popular coffee shops and bookstores, where people can relax, read, use their laptops, eat, and drink coffee. The lifting of the ban on beverages has been very popular. Staff would like to offer more comfortable lounge-type seating, and possibly even consider allowing patrons to bring food into some areas of the library. Unfortunately, the library has a tension between providing a comfortable environment and the knowledge that most of the lounge chairs will be occupied by homeless patrons much of the time.

Staff also noted that patrons would often like to use laptops with their cell phones as they work, and a Board member suggested using positive signage for the second floor ban on cell phone use, for example, "Silent use of electronic devices is welcome. Please set your cell phones, laptops, and other devices to silent use. Conversations using electronic devices must be held on the first floor of the library. Thank you for your cooperation."

Circulation staff pointed out that the Downers Grove Library is still the busiest library in the Metropolitan Library System (MLS). Elmhurst Library's total circulation is higher than Downers Grove's, but only because they allow unlimited renewals. Downers Grove Library's

initial checkout is higher than Elmhurst, but Downers Grove's books must be returned after one renewal. Elmhurst patrons can keep renewing their materials over and over, increasing the total circulation for the library.

NEW BUSINESS

- Discussion of library carpet replacement

The library needs to replace carpeting in the lobbies, main stairs, and Circulation workroom and offices. The original Collins & Aikman carpeting used throughout the public areas of the library is no longer available, and the Lee carpeting used in the Circulation workroom and offices has not held up well under the weight of book bins and carts constantly rolling over it. A new carpeting or flooring that will coordinate with the existing carpeting (e.g., in the Children's Dept.) needs to be selected. Assistant Director Carlson did considerable research, meeting with at least five flooring representatives, visiting a few sites, and discussing carpet, cork, rubber, and slate and other tile flooring options. All the flooring reps suggested that carpeting, slate, or a combination would work best for the library's lobbies, and these or rubber flooring would work for the stairs.

Carlson provided copies of the most recent estimate she has received for replacing the carpet in the lobbies, main stairs, and Circulation workroom and offices. The amount budgeted for carpet replacement this year will cover this estimate. Of course, since the project will be over \$20,000, it will go out for bid. Carlson also provided a few carpet and rubber samples and asked the Board for direction on the types, colors, and patterns they prefer.

The Board walked through the lobbies and workroom looking at the worn areas, and discussed the following.

The two highest priorities for replacement are the main stairway and the Circulation workroom. However, carpeting in the north and south lobbies and the art gallery are also showing signs of wear, especially between the security gates and around the Circulation Desk. The Board felt that all these areas need to have the carpeting replaced this year, and the Children's Dept. may need new carpeting in a couple of years.

The Board considered replacing the carpeting on the main stairs with carpet, rubber, a combination of rubber for the stairs and carpet for the landings, and decorative poured or concrete flooring. The consensus was that carpet looks much better than rubber even though it will wear out more quickly, and they were not sure the poured or concrete flooring could be installed easily or with little disruption.

The carpet for the public lobbies needs to be selected before the Circulation workroom and office carpet is selected so that the two coordinate, or the workroom could have the same carpet as the public areas. The Trustees were willing to suggest carpet choices for the Circulation workroom, but agreed to leave it to the Circulation staff to select the carpet.

During the building project in 1998, the Board wanted to make the decisions on the aesthetic appearance of the public areas of the library. The Board discussed how they wanted to proceed with decision-making about carpeting this time, and they chose to create a subcommittee. Trustees DiCola, Greene, and Vlcek agreed to be on the subcommittee with Carlson.

REPORT FROM THE ADMINISTRATION

Bowen's wife had some minor surgery on Friday so he took a few vacation days to be home with her this week.

SWAN installed a major patch to resolve some problems that the SWAN libraries have experienced and to bring SWAN up-to-date with the current version of the Innovative software it uses. Staff members were a little nervous about this upgrade because of the great many problems that occurred during the last upgrade. The problems that were experienced last time involved loading new files onto the individual PCs in SWAN libraries that were needed to use the upgrade. Not only were many of the CDs with the new files corrupted, but when the new files were loaded, they automatically deleted the old files, which unfortunately included all of the transactions done on the backup system while SWAN was down for the upgrade. This week's upgrade went very smoothly, and libraries were trained to back up the offline circulation so that the data could be recovered if it was lost again. Staff members were at the library by 6:00 A.M. to begin downloading the files to the library's PCs and the whole system came up with no glitches.

The new router for the library's network was installed, and the new T1 line was physically installed and connected to the router. AT&T, however, is still doing some tests and the actual bandwidth is not yet available for use. Once it is ready, it is just a matter of rebooting the router so that it can find and use the additional line.

The new computer and video projection system purchased with funds from the Library Foundation's fundraiser in July 2007 was installed, and once the electrician installs a new outlet in the ceiling next week, the projector will be available for library programs and classes as well as for community groups using the meeting room.

The library would like to donate one of two old desks that the Administration has tried to sell or give to local libraries, schools, or library staff without success. The Head of Adult Services at the Lombard Library contacted local libraries asking for donations of old-fashioned, non-technical library supplies and small furnishings that are no longer being used to take to an impoverished neighborhood in Matamoros, Mexico where she is working with a group of volunteers to establish a small library. The Board was agreeable to this donation.

TRUSTEES REQUEST FOR INFORMATION AND ANNOUNCEMENTS

Trustee Read reported that the MLS Legislative Breakfast was very well attended, and Downers Grove was represented by State Representative Patti Bellock and State Senator Kirk Dillard.

Trustee Vlcek asked who is eligible for the library's homebound service. Bowen responded that any Downers Grove resident who is unable to get to the library due to disability or illness, and has no one to deliver materials, may use the homebound service.

President Daniels had breakfast with resident John Mochel and Downers Grove Mayor Ron Sandack recently, and the mayor mentioned that the Economic Development Office is interested in attracting large corporations to sponsor fundraising events such as the Library Foundation event.

Trustee Greene mentioned the "Glass Experience" exhibit coming to the Museum of Science and Industry in March, and suggested promoting the Chihuly bowl in the library's art collection as well as displays of related materials in the library. Carlson will work with the PR staff on this suggestion.

Trustee Greene asked how many times the police are called to the library, and Carlson and Bowen said it can greatly vary from month to month, and may average once or twice a month. They noted that the Downers Grove police have been very encouraging of and responsive to calls for assistance from library staff.

Trustee Humphreys will not be able to attend the next Board meeting on March 12 due to a scheduled surgery on the 11th.

OPPORTUNITY FOR PUBLIC COMMENT

None.

ADJOURNMENT

The meeting was adjourned at 9:20 p.m.

**DOWNERS GROVE LIQUOR COMMISSION
VILLAGE HALL COUNCIL CHAMBERS
801 BURLINGTON AVENUE**

Thursday, January 3, 2008

I. CALL TO ORDER

Chairman McInerney called the January 3, 2008 Liquor Commission meeting to order.

II. ROLL CALL

PRESENT: Ms. Strelau, Ms. King, Mr. Kubes, Mr. Adank, Mr. Cawthorne, Mr. Barnett,
Chairman McInerney

ABSENT: None

STAFF: Assistant Village Attorney Ann Marie Perez, Liaison to the Liquor Commission
Carol Kuchynka

OTHERS: Lt. William Budds, Reggie Benjamin, Iwona Burnat

III. APPROVAL OF MINUTES

Chairman McInerney asked for approval of the minutes and asked members if there were any corrections, changes or additions. Mr. Kubes stated that he forwarded corrections to Ms. Kuchynka.

Hearing no other changes, corrections or additions, the minutes of the December 6, 2007 Liquor Commission meeting were approved.

Chairman McInerney reminded those present that this evening's meeting was being recorded on Village-owned equipment. Staff was present to keep minutes for the record.

IV. OLD BUSINESS

Chairman McInerney asked if there was any discussion, update from staff or comments from the Commission regarding any old business.

Ms. Kuchynka introduced Lt. William Budds. Lt. Budds stated that he is in charge of coordinating compliance programs and the testing of licensees with an underage, undercover agent. He stated that licensees are tested at least once per year and noted that a follow-up test is conducted if there is a failure. He stated that if any liquor related complaints are received, the Police Department will also send in an agent or a tactical unit.

Lt. Budds reviewed the Liquor Commission minutes and noted that there was some concern discussed in previous meetings about after hour service and DUI notifications. He stated that he reviews the DUI reports and pays attention to the time of the stop, circumstances of the case and if there are other areas of concern.

Mr. Barnett stated that the Commission struggles with the fact that data received from the DUI Notification program is under-utilized. He advised that there are new license classifications and the Commission has discussed the problems with Park District and banquet facility compliance testing.

Lt. Budds stated that he spoke with Ms. Kuchynka about the Park District compliance testing issues. He noted that they could conduct checks in accordance with their event documentation requirement. He felt there may be some issues with the private event and getting an agent into it. He stated that uniformed officers could go in and do a premise check.

Mr. Barnett stated that private parties are infrequent and smaller in size, however, he was concerned about over service. He would like to see a pro-active program in place. He noted that the DUI program is not as clean cut as the Control Buy Program, as the servers may or may not be making the right call when serving drinks to potentially intoxicated individuals.

Mr. Barnett believed that there may be issues with over service and after hour service. He wondered how the Police Department would approach handling these issues if there were no budgetary or personnel constraints. He noted that the Police Department currently does not monitor the problems proactively, but reactively. Lt. Budds stated he could see assembling a team to go into establishments during the later hours but noted that getting an agent for these spot tests may be more difficult. He stated these tests may be easier to do if there was a targeted group or limited area of concentration. Mr. Barnett stated that the Commission wants to be equal and fair, but if a licensee is a habitual offender, it may be warranted for a uniformed officer to conduct a spot check. Lt. Budds noted that the Police Department makes their presence known and they have been in the parking lots of certain establishments as a deterrent. He stated further deterrents could be to offer additional training for employees on over service or sending a notice to licensees that the Police Department may conduct random late night spot checks.

Mr. Barnett stated that the Commission is open to any compliance suggestions that the Police Department may have. He asked that the Commission be notified if any other community is conducting a program that might be beneficial for Downers Grove. He noted that the Village budget has already passed and now may be limited in adding new programs for 2008. He stated that licensees pay a fee and if there was a good model of a proactive action that would make the community safer, the Commission would try to find a way for licensee's fees to support it. Lt. Budds stated that he will research the programs of other communities and report back to the Commission. Mr. Barnett thanked Lt. Budds for his time.

Mr. Cathorne asked about private parties. He questioned how many times in the past had the Police Department been called to a private function for problems. Lt. Budds did not recall any incidents. He noted that most incidents are domestic in nature and not alcohol-related. Mr. Cawthorne noted that banquet hall facilities seem to be responsible. Lt. Budds noted that the compliance rate is very good for Downers Grove.

Ms. King asked if the Police Department needs anything from the Commission or if more funds should be allocated for compliance programs. Lt. Budds noted if there were unlimited funds, a team could be put together to do more. He stated that the Commission's concerns are legitimate and noted that DUIs and over service are big concerns for the Police Department.

Ms. Strelau asked Lt. Budds if he saw a copy of the New Jersey article that discussed DUI incidents. Lt. Budds replied no. She informed him that if licensed establishments are amongst the top 10 of those named as a DUI offenders last stop, the State gets involved and investigates the licensee. She stated that she has an issue with the DUI Notification Program because the Commission gets notified, but can do nothing about the incident.

Ms. Strelau discussed the control buy program and struggled with the fact of how many times underage people may actually get served during the year. She felt there is a lot of room for improvement with compliance testing and would like to see a plan from the Police Department. She felt that special events should be tested. She stated that license fees should be increased if certain licensees have special circumstances, events or activities in which extra tests may be warranted. She was uncomfortable with giving out a license to an establishment that the Village might not check appropriately.

Ms. Strelau asked if the officers go inside the facility when they conduct a test. Lt. Budds replied that officers are either inside or outside, but always within a line of sight to observe the transaction.

Ms. Strelau stated that new licensees may be required to provide the Village with a calendar of events. She noted that the Village might find an event that is appropriate to send in an undercover agent into. Lt. Budds stated that he and Ms. Kuchynka are trying to establish effective ways to do compliance tests at these facilities. He noted that some events may be difficult to monitor as an outsider is going into a private function. He wondered if officers in uniform should go in. He noted that they may not be able to conduct a test during certain events.

Ms. Strelau would like the Village to come up with improvements to the DUI Notification Program. She noted that there are licensees with a propensity to receive notifications. She would like to hear suggestions from the Police Department and to consider alternative means to push the program. Lt. Budds stated that he will do some research to see if any other compliance programs exist.

Ms. Strelau asked if establishments receive a letter if they end up on the DUI Notification list. Ms. Kuchynka replied yes.

Mr. Adank asked about the DUI Notification Program and wondered how accurate the information actually is that comes from an intoxicated driver. Lt. Budds replied that in most instances the information is accurate, but the information is not taken under oath. He stated that the individual only indicates the last establishment they were at. Ms. Kuchynka noted that some offenders do not give the information or give information for establishments outside the Village limits. Ms. Strelau asked if other communities are notified in the event an offender indicates it is one of their licensees. Lt. Budds was unsure but stated if there was a red flag or accident, they may notify another community. Ms. Kuchynka noted that she has not received notifications from any other agency outside of the Village and noted that Downers Grove is one of the only communities that do a DUI Notification Program.

Mr. Kubes asked if there has been an increase in DUIs over the years and wondered what areas of the Village are most affected. Lt. Budds stated that most DUI arrests occur during the midnight shift. He noted that midnight shift officers are trained to detect drivers under the influence. He noted that Butterfield Road, Ogden Avenue and 75th Street are the main thoroughfares which have a tendency for DUI activity. He added that the DUI Notification Program helps the officers to focus on those areas in

need of attention. He informed the Commission that the Police Department conducts spot checks and does DUI task force stops throughout the year.

Mr. Kubes asked if there are certain times per year that there is a noticeable increase in DUI activity. Lt. Budds replied holidays such as St. Patrick's Day, Thanksgiving break, 4th of July and New Years. He added the DUI arrests also typically occur on Fridays and Saturdays, then Saturdays into Sunday.

Mr. Kubes suggested that the Police Department contact the Park District and advise them that the Police may show up at a private event. He felt that just the mere presence of the Police may be a deterrent to underage sales and over service. Lt. Budds stated that the Police Department can contact the event coordinator and advise that they might stop in to check for compliance.

Chairman McInerney commented that Mr. Kubes suggestion for police presence was a great idea. He noted that the Village is faced with the challenge of creating a good environment and responsible alcohol service. He wanted to partner with the Police Department and help them to improve enforcement. He noted that there are no shortages of ideas, but it comes down to support of sensible enforcement activities and the need to apply new activities for catering and banquet facilities.

Chairman McInerney noted that ordinance compliance and over service are other issues to be discussed. He wanted to create an environment where the ordinance is effectively enforced. He noted that the Commission can recommend adjusting license fees to support enforcement activity. He thanked Lt. Budds for attending.

Lt. Budds stated that he could work with Legal to discuss additional enforcement activity. He would like to have some time to research options in order to do enforce effectively.

Chairman McInerney noted that over service is a big issue with the Commission. He noted that licensees are profiting from liquor service and felt that spot checking to insure nobody is over serving patrons might be a good thing to do.

Ms. King asked Lt. Budds if he can provide a chart indicating what liquor issues are the most time consuming or difficult to accomplish. Lt. Budds stated that he could come up with a list of what the Police Department does, what they would like to do and what they hope to accomplish.

Chairman McInerney asked that Lt. Budds have a few months to gather ideas and return to the Commission for further discussion in March.

The group thanked Lt. Budds for his time.

Ms. Kuchynka provided the Commission with a draft ordinance for a facility with entertainment. She asked Reggie Benjamin to step forward and be seated to answer any further questions of the Commission. She stated that Mr. Benjamin has reviewed a copy of the ordinance and was satisfied with the provisions. She distributed a copy of the Stardust menu for the Commission's review. She noted that the classification will allow a restaurant facility where entertainment is provided. She added that the Village will require food service as a condition of the license classification.

Ms. Kuchynka asked the Commission for their comments or concerns about the new classification and requested a recommendation from the group if they wished the Council to consider the amendment.

Ms. Kuchynka added that the licensee would have compliance tests just as any other license. Mr. Benjamin noted that they may card at the door after a certain hour and only let those over 21 in the club.

Mr. Kubes stated that establishing a new classification is a long and tedious process but thanked Mr. Benjamin for appearing before the Commission again. He noted that the ordinance change would provide a classification in which Mr. Benjamin could comply with. He reviewed the menu and noted that food service would be required along with BASSETT training for all employees.

Mr. Kubes asked Mr. Benjamin to explain the hours of business. Mr. Benjamin replied that he plans to be open Wednesday through Saturday for dinner only. He stated that there will be a VIP section where patrons could sit in a private area or reserve an area for a private party. Mr. Kubes asked about the general floor plan and asked tables and booths. Mr. Benjamin replied that they plan to have both, but the booths would be one-sided so that patrons would be able to look out at the dance floor. Mr. Kubes asked about music and if there would be bands. Mr. Benjamin stated that most music entertainment will be provided by a DJ. Mr. Kubes noted that the Commission will discuss items in greater detail at the application hearing.

Mr. Adank had no questions.

Ms. Strelau stated that she went to the website for Mr. Benjamin's other club. She noted that it seemed to be sophisticated with older-clientele and asked if he would pattern this location after it. Mr. Benjamin replied yes. She was unsure if the way the ordinance as written would meet his needs. She wanted to be sure that the 20% bar area and 20% area for dancing/entertainment would meet his needs. Mr. Benjamin replied yes. He noted that he was meeting with his architect who will draw it up. He was unsure how much square footage 20% will be. He wondered if entertainment area was 20% of the entire square footage. Ms. Kuchynka replied the square footage would exclude the kitchen area, restrooms and/or office areas. Mr. Benjamin believed it would be sufficient for the 8,000 square foot facility.

Ms. King asked about the Stardust name and if he owned the name. Mr. Benjamin stated he owned the name.

Ms. King asked if Mr. Benjamin if he planned to charge a cover. Mr. Benjamin replied yes. Ms. King noted that a cover charge may turn away the younger crowd. Ms. King looked forward to the establishment, especially the upper-class nature he was portraying to the Commission.

Mr. Cawthorne was concerned about the hours of operation. He wondered if Mr. Benjamin was happy with the 1:00 am or 2:00 am closing times. He asked if Mr. Benjamin wanted a 4:00 am license. Mr. Benjamin replied yes. He added that his club in Italy sells alcohol until 4:00 am, and they stay open until 5am and noted that they promote food at that time. He noted that he would like to promote food after hours and sell water, coffee and juice.

Ms. Kuchynka advised that licensees may ask for liquor hour serving extensions up to eight times per year at a cost of \$50.00 per request. She noted that the requests have to be approved by the Mayor. Mr.

Cawthorne asked if North Beach closes at 2:30 am. Ms. Kuchynka stated that it may be their policy to have everyone out at 2:30 am. She added that licensees are allowed to let patrons remain and finish consuming their drinks up to one hour after the final sale of alcohol at 2:00 am and noted that food service, regardless, has to be available up to one hour prior to close. Mr. Cawthorne felt that for an operation like this to work, a 4:00 am license is the industry norm.

Ms. King asked what hour Chicago licenses go to. Ms. Kuchynka replied 4:00 am. She noted that the City of Chicago issues a late night license which is supplemental to their regular license.

Mr. Cawthorne asked what the maximum serving hours the Village can provide Stardust. Ms. Kuchynka replied 2:00 am on Saturday and 1:00 am Monday through Friday. She noted that patrons can linger and finish their drinks but all alcohol must be removed by 3:00 am and 2:00 am respectively. He wondered if the Commission should consider changing the hours of operation. Mr. Benjamin stated he would like a 4:00 am license. He noted he would like to serve food afterward.

Mr. Benjamin asked how many times per year he can receive an extension. Ms. Kuchynka replied 8 times per year. Mr. McInerney noted that approval of the request is at the discretion of the Liquor Commissioner.

Mr. Barnett asked why the establishment could not apply for a restaurant license. He wondered if an existing licensee could clear out a room. Ms. Kuchynka replied for banquets or to accommodate a large table, it is alright to move tables temporarily, but not on a permanent basis to create a dance floor. She noted that no licensee ever represented at their application that they would change the floor plan to accommodate a dance floor. Mr. Barnett asked about Emmett's and Stillwater. He noted that the floor plans in their side rooms are constantly being changed, with table, buffets, conference rooms, etc. Ms. Kuchynka replied that they did not represent that the area would be used for entertainment, but would be utilized for dining or banquet facilities. Mr. Kubes noted that Mr. Benjamin wants a dance floor that will never accommodate tables. Ms. Strelau asked if the dancing aspect changes the "primary business". Ms. Kuchynka replied yes and that the establishment would be more entertainment-oriented. Mr. Barnett asked if it should be categorized as a Class E, Entertainment License. Ms. Kuchynka replied that when she drafted the ordinance, she was unsure where the Commission's discussions would lead. Ms. Kuchynka stated that she could amend the draft and place this class with the entertainment classifications. Mr. Barnett noted that the wording is fine, but suggested adding a provision for music and dancing for patrons. He noted it would be more clearly separated and is much more discreet.

Chairman McInerney asked Mr. Benjamin to characterize the establishment and asked him to describe it. Mr. Benjamin replied a club with food. He would like it to be elegant with a good food menu that is open until 4:00 am.

Mr. Barnett stated that he is not adverse to the 4:00 am license and hoped to have future discussion about it. He noted that the classification is new and unique. Ms. Strelau noted she would like to have discussion about hours of service in general, noting Sunday sales hours. Mr. Cawthorne stated it might free up the police from being at all places as 2:00 am. Chairman McInerney noted that traffic from other establishments after 2:00 am to this establishment could be an issue and an opportunity for the party not to end. He did not feel that adequate public transportation is available in Downers Grove like it is in the City. Ms. Perez noted that if officers would be required to handle DUI's between 4:00 am and 5:00 am, there

could be an issue with overtime. Ms. Kuchynka noted that before the Commission discuss the issue any further, she would like to get comments from the Police Department. She was unsure if there are any other communities in the surrounding areas that have a 4:00 am license. Mr. Barnett recalled a number of them are in Cook County. Ms. Kuchynka noted that there will be an influx of people going from 2:00 am bars over to the 4:00 am bars. Mr. Kubes noted that Mr. Benjamin choose Downers Grove and was fully aware of the 2:00 am Saturday closing hours. Mr. Barnett noted that there are two separate hours of service issues and noted Mr. Cawthorne's issue about 4:00 am service hours and Ms. Strelau's issue about Sunday serving/sales hours.

Mr. Barnett was encouraged that Mr. Benjamin is seeking to bring an upscale facility to Downers Grove. He believed that the Village can create an atmosphere where activities can go on safely until 4:00 am without disturbing or disrupting the residents.

Mr. Barnett asked Mr. Benjamin to explain the floor plan, give details about activities that would take place and the intent of the establishment so that the group is clear with his plans. Mr. Barnett noted that he looked at the website for Club Margot. He noted that it appeared to be more of a hang out than an upscale club that was geared toward older adults. He wanted it to be clear that The Stardust facility would be a dance club with food and not just a place to hang out and drink. Mr. Benjamin noted that the establishment is not like a normal restaurant. He stated that it will be an upscale, elegant dance club atmosphere with food service. He stated that the tables are ½ tables that look out on the dance floor. He stated it is a club with food, but noted that food service is encouraged and noted food service will always be available. He stated that rather than large meals, small appetizers are served with wine or champagne. He noted they will have bottle service. He noted that his establishment in Italy is more of a destination to hang out, but they do encourage food. Mr. Barnett noted that a challenge for Mr. Benjamin will be to get the Village Council to approve this classification and have a comfort level with the activities that will go on there.

Mr. Barnett reiterated Mr. Benjamin's statement that they will have a dance floor with food. He encouraged the Village Council to view the Margot website. Mr. Benjamin stated that they could also visit his other club at victorhotel.it and noted that was more similar to what they are planning for Downers Grove. He wants the establishment to be exclusive where patrons make reservations. He noted that they will serve high end food and high end liquor. He wanted to have a high cover charge as it will attract an older clientele. Mr. Barnett noted that the primary function would not be the restaurant activity.

Mr. Barnett asked if there will be a lot of customer turnover between 9:00 pm and 2:00 am or if the establishment will it be more of a destination for patrons. Mr. Benjamin replied most patrons would make it a destination and stay, but the older clientele may not stay through the early AM hours.

Mr. Barnett asked Mr. Benjamin to explain the VIP section. Mr. Benjamin replied that will be a reserved area which will be separated from the general public. Mr. Barnett asked if the areas will be fully accessible in the event the Village wanted to do a compliance check. Mr. Benjamin replied absolutely. He noted that if there is a celebrity present, he would like to have extra security at that area.

Mr. Benjamin is willing to work with the Village but does not want to take out his entire design and plan and noted that he would like to stay open until 4:00 am. Mr. Barnett stated that his request was not insurmountable but advised Mr. Benjamin is asking for changes which may not come easily or quickly.

Chairman McInerney asked Ms. Kuchynka if Mr. Benjamin could qualify for the E-2-C license classification if the square footage was changed. Ms. Kuchynka replied no and added that license is for a recreation facility where the definition addresses sports or physical activity requirement.

Ms. Kuchynka noted that a new E-5 class could be created which allows a entertainment/restaurant facility which shall authorize liquor service where meals are regularly served and entertainment is provided. She stated that she can take the emphasis off the restaurant as being the primary business being and include an entertainment/dance area. Chairman McInerney noted that dancing and entertainment would regular activities and he would rather not have the facility categorized as a restaurant. He asked that the license be limited to one. Ms. Kuchynka noted that all proponents of the Entertainment license classification have a food service requirement, and noted, however, food service is not intended to be the "primary business". She was unsure what the Commission envisioned for the license but would be happy to amend the draft accordingly. Mr. Barnett noted that the wording in the draft was fine, but it could be placed under the Entertainment classification.

Chairman McInerney noted his concern with the hours of service. He noted that no good activity goes on late night at club-type facilities. He felt that it would open up the opportunity for a bad environment. He was comfortable with allowing late night food service, but not extending liquor serving hours. Ms. Kuchynka noted that she can put the issue of hours of operation on a future agenda. She noted that there may be an option to require an extra late night hour license, but she wanted to discuss the matter with the Mayor and Police Department for their opinion on the issue.

Mr. Kubes asked if Omega has a license. Ms. Kuchynka replied yes. Mr. Kubes noted that they are open 24 hours and stop serving liquor at 2:00 am. Ms. Kuchynka noted other packaged stores such as 7-11 and White Hen stay open 24 hours, but stop liquor service. Ms. Kuchynka noted that she will provide the Commission with the ordinance provision concerning the time drinks need to be removed from the table. Mr. Kubes wondered why the patrons of Stardust could not stay and drink juice or non-alcoholic drinks while staying open later. He was concerned with extending liquor serving hours.

Mr. Kubes agreed with Chairman McInerney that extra hours of service may not positively benefit the establishment. He would rather address the possibility of them staying open without liquor.

MR. BARNETT RECOMMENDED THAT THE DRAFT ORDINANCE BE AMENDED TO CREATE A CLASS "E-5" LICENSE AND PRESENT THE ORDINANCE TO THE VILLAGE COUNCIL FOR CONSIDERATION. MR. KUBES SECONDED.

VOTE: Aye: Mr. Barnett, Mr. Kubes, Mr. Cawthorne, Ms. Strelau, Ms. King, Mr. Adank, Chairman McInerney

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

The Motion carried.

Ms. Kuchynka advised Mr. Benjamin that the minutes of the meeting will be prepared, the draft ordinance amended and past minutes will be forwarded to the Village Council and placed on a workshop agenda. She stated that they will have an opportunity to consider the matter and make a formal vote on the item the week after the workshop meeting. She stated that she would advise Mr. Benjamin when the item will be considered. She stated that if the ordinance is adopted, he can apply for the license and appear before the Liquor Commission at an application hearing. She noted that she would forward the application materials with a listing of all the required submittals to him.

Ms. Kuchynka left items for the Commission that they had requested at last month's meeting. She stated that she provided minutes from previous meetings concerning catering and banquet facilities. She noted that she did not find any discussion about specific compliance testing issues on these facilities.

Ms. Kuchynka stated that the Commission discussed Heritage Festival activities. She stated that in 2000 there was discussion about opening up the beer garden for the fest. She asked that the Commission review the minutes for and against the issue of allowing alcohol through the festival and not limited to within the confines of the beer garden..

Ms. Kuchynka provided the Illinois Liquor Control Act which regulates the delivery of alcohol. She noted that Mr. Cawthorne asked for a copy of the State law. She reminded the Commission that the one-drink per person rule was adopted to prohibit happy hours. She did notice in the Act that licensees are not prohibited from offering pitchers, or buckets of beer if they are delivered to two or more people at a time. She noted that the one-drink-per-person rule is the most violated IL liquor law. She will poll other communities to see if they have any issues with this regulation.

Ms. Kuchynka advised the Commission that the smoking ban went into effect January 1, 2008 and she received no calls regarding any problems with it so far.

Ms. Kuchynka advised that there was no public comment against the issuance of a license for Chili's that was placed on file at a recent Village Council meeting. She added that the Mayor indicated his intent to issue the license. She expected to issue it Monday, January 7th.

Mr. Barnett asked what was the status of The Cellar Door's upgrade. Ms. Kuchynka stated that she spoke with Sean Chaudhry who indicated he wanted to wait until after the holidays to obtain the license.

Mr. Barnett asked if there was a typo on the North Beach DUI Notification information in the packet. He said the data indicated a Blood Alcohol Content (BAC) of .75. Ms. Kuchynka replied yes and it should be .075 BAC.

Mr. Barnett asked if Shanahan's was spoken to about the DUI Notification where the offender had a .193 BAC. Ms. Kuchynka stated that she spoke with Mr. Moore at the last meeting and asked him to speak with staff, especially since he had a request in for extended hours for New Year's Eve. Mr. Barnett indicated his concern with reported blood alcohol levels that are at or above 2 ½ times the legal limit.

Ms. Strelau asked if Shanahan's was the only establishment that was granted an extension for New Year's Eve. Ms. Kuchynka replied yes. She added that Ballydoyle's request was automatically denied

because the request was received late. She was not aware of any other establishments promoting New Years Eve events other than Shanahan's. Mr. Barnett asked if there was any trouble during the evening. Ms. Kuchynka replied she had not heard of anything to date. She informed the Commission that if there are incidents arising from an event or during an evening hours are extended, a note is placed in the licensee's extension request file and taken into consideration when granting or denying future extension requests.

V. NEW BUSINESS

Chairman McInerney asked if there was any discussion, update from staff or comments from the Commission regarding any new business.

Ms. Kuchynka asked if the Commission would be available for the February 7th meeting. The group replied yes.

Chairman McInerney asked the frequency of the Commission's meeting minutes being placed on the Village website. He noted that the minutes on the website have not been updated since August. Ms. Kuchynka noted that she will check with the Village Clerk who places them on the site and will have it updated accordingly. She stated that she provides the clerk with a .pdf file once the minutes are approved. Ms. Strelau asked if the minutes are archived. Mr. Cawthorne stated that most minutes on the site go back about a year.

VII. COMMENTS FROM THE PUBLIC

There were none.

VIII. ADJOURNMENT

Concluding business for the evening, Chairman McInerney called for a motion to adjourn.

Ms. Strelau moved to adjourn the January 3, 2008 meeting. The meeting was adjourned by acclamation at 8:30 p.m.

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