



Village of Downers Grove Meeting Minutes Downers Grove Village Council

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

Tuesday, July 1, 2008

7:00 pm

Council Chambers

1. Call to Order

Mayor Ron Sandack called the regular meeting of the Village Council of the Village of Downers Grove to order at 6:15 p.m. in the Council Chambers of the Downers Grove Village Hall.

Roll Call: Present: Commissioners Neustadt, Waldack, Tully, Schnell, Mayor Sandack

Absent: Commissioners Durkin and Beckman

Commissioner Tully moved to go into Executive Session pursuant to Section 2(c)(11) of the Illinois Open Meetings Act to consider litigation. Commissioner Schnell seconded the Motion.

VOTE: AYE - Commissioners Tully, Schnell, Neustadt, Waldack, Mayor Sandack

NAY - None

The Mayor declared the Motion carried and the Council convened into Executive Session at 6:15 p.m.

Mayor Sandack reconvened the Council meeting of the Village Council of the Village of Downers Grove at 7:00 p.m. in the Council Chambers of the Village Hall.

Pledge of Allegiance to the Flag

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

2. Roll Call

Present: Commissioner Marilyn Schnell, Commissioner Martin Tully, Commissioner William Waldack, Commissioner Sean P. Durkin, Commissioner Bruce E. Beckman, Commissioner Geoff Neustadt and Mayor Ron Sandack

Absent: Village Clerk April Holden

Non Voting: Village Attorney Enza Petrarca, Deputy Village Manager David Fieldman and Deputy Village Clerk Linda Brown

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 presiding officer will ask, at the appropriate time, 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. Remarks should be limited to five minutes, and asked that individuals refrain from

making repetitive statements.

Mayor Sandack 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

Executive Session Minutes for Approval Only - June 10, 2008

Council Meeting - June 17, 2008

Workshop Meeting - June 24, 2008

There being no additions or corrections to the minutes, Mayor Sandack said they would be filed as submitted.

Capital Projects Update

There was no update.

4. Public Comments and Questions

A. Comments and Questions on Active Agenda

John Schofield, 1125 Jefferson, said that he sent an e-mail to the Council members regarding the Motion to Remand to the Plan Commission that is on tonight's agenda. He stated that he understood this was purely a procedural vote and that Council is not considering the merits of the subdivision, nor whether the new material being presented is worthy of revisiting. Mr. Schofield indicated that it was important for the Council to send a clear message to the public that this is not an indication of dissatisfaction with the Plan Commission's first decision, and is not an attempt to urge the Plan Commission to change its mind in this case.

B. Comments and Questions on General Matters

1. Stan Urban, 990 Warren, said he was present not as a resident, but as co-owner of Every Day's a Sundae, to thank the Council and the staff for Heritage Festival but particularly to thank the Village for being the marketing arm for every business in Downers Grove. He said that the Council's policy enables the public to see who the business people are and where they are. There is no way he could have afforded to pay for the exposure he received this past weekend through Heritage Festival. He thanked the staff, saying he saw many staff members present throughout the weekend. Mr. Urban said they all deserve a round of applause not just for Heritage Festival, but for every event they bring to the Village.

Mr. Urban then extended belated 50th wedding anniversary wishes to former Mayor Betty Cheever and her husband, Lyle.

2. Bill Wrobel, 7800 Queens Court, thanked Commissioner Durkin for his comments on the traffic calming devices at last week's meeting. He is pleased with staff's recommendation requesting the \$41,000 to Traffic Logix to purchase additional traffic calming equipment. Mr. Wrobel also thanked Commissioner Neustadt for his comments regarding the traffic devices. He encouraged the Council, and Public Works and Police Department staff to pursue other options, such as placing a radar device on the speed wagon that the Village already owns. Mr. Wrobel then referred to an article in Sunday's Tribune on Philadelphia and their traffic calming devices. In the city of Philadelphia, an optical pyramid is applied to the road surface; the pyramid appears to oncoming drivers to be a barricade and they slow down. It is effective for people coming through heavy traffic areas, and it is a cost-effective way of addressing traffic problems. With regard to the speed cushion on Claremont, he said that everyone he has seen driving there brakes for the speed cushions.

3. John Schofield, 1125 Jefferson, commented about the recycling event to be held before Amnesty Day. If it is as well organized as he has seen in other communities, it should work very

well. He believes the public needs to understand that most TVs do not need to be discarded because of the changes to the signal that are scheduled to begin in February 2009. If people have Comcast, there's no change at all. Dish TVs will continue to work, and older TVs can be fit with a converter box that will adapt to the new technology.

4. Lisa Stach, 3736 Candlewood, commented on the change at Heritage Festival with vendors placed in the center of the street. She thanked all those involved for making that change. Businesses reaped huge benefits because of that change. It made traffic for attendees easier, but also was very beneficial to the businesses. Several business proprietors felt this arrangement was far better than those of previous Heritage Festivals. It was a huge success.

5. Barb Anaman, 930 Curtiss, Building #2, asked if there was an update on the Acadia on the Green issue. Village Attorney Enza Petrarca said that no meeting has been held yet, but one is scheduled for next week. Mayor Sandack requested that staff direct information to Ms. Anaman.

5. Public Hearings

6. Consent Agenda

COR 00-03391 A. Claim Ordinance: No. 5747, Payroll, June 20, 2008

Sponsors: Accounting

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

Indexes: N/A

BIL 00-03392 B. List of Bills Payable: No. 5728, July 1, 2008

Sponsors: Accounting

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

Indexes: N/A

BID 00-03397 C. Bid: Award \$63,094.35 to Trine Construction, Inc., West Chicago, IL, for the Dunham Place Stormwater Improvement Project (CIP Project SW-032)

Sponsors: Public Works

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

Indexes: Storm Sewers, Stormwater Sewer Watershed Improvement Plans, Stormwater Improvements

BID 00-03398 D. Bid: Award \$3,269,970.60 to Brothers Asphalt Paving, Inc., Addison, IL, for Prentiss Creek Subwatershed B Storm Sewer and Sunridge Subdivision Watermain Replacement (CIP Projects SW-034, DR-015, & WA-016)

Sponsors: Public Works

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

Indexes: Storm Sewers, Stormwater Sewer Watershed Improvement Plans, Stormwater Improvements

RES 00-03396 E. Resolution: Dissolution of the Westmont Surface Water Protection District No. 1

Sponsors: Manager's Office

Summary of Item: A RESOLUTION OF DISSOLUTION OF THE WESTMONT SURFACE WATER PROTECTION DISTRICT NO. 1

RESOLUTION 2008-73

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

Indexes: Westmont Surface Water Protection District

MOT 00-03403 F. Motion: Authorize \$41,310.00 to Traffic Logix Inc., Spring Valley, NY, for Purchase of 40 Speed Cushions

Sponsors: Manager's Office

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

Indexes: Traffic Calming, Speed Cushions

Passed The Consent Agenda

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

Votes: Yea: Commissioner Schnell, Commissioner Tully, Commissioner Waldack, Commissioner Durkin, Commissioner Beckman, Commissioner Neustadt and Mayor Sandack

7. Active Agenda

MOT 00-03400 A. Motion: Remand to the Plan Commission Petition PC-26-07 - Rezoning, Planned Development with Variations, Special Use, Plat of Subdivision and Text Amendment for 2440 63rd Street and 6295 Janes Avenue

Sponsors: Community Development and Plan Commission

Summary of Item: This will remand Petition PC-26-07 concerning Planned Development #49 (Bradford 63rd LLC) to the Plan Commission for further discussion.

Commissioner Tully stated that this motion to remand the item is purely procedural. This is without any suggestions or directions with respect to the merits of the petition.

Commissioner Waldack said that many agree that it is procedural. Just as the Plan Commission minutes are sent to the Council for clarification, he would like the Council minutes sent to the Plan Commission to make sure it is clear to them that this is a procedural action only.

Commissioner Schnell said that she will be voting "Nay" on this item for the reasons she specified last week.

A motion was made by Commissioner Tully, seconded by Commissioner Durkin, to Authorize this file. Mayor Sandack declared the motion carried by the following vote:

Votes: Yea: Commissioner Tully, Commissioner Waldack, Commissioner Durkin, Commissioner Beckman, Commissioner Neustadt and Mayor Sandack
Nay: Commissioner Schnell

Indexes: Rezone NE Corner 63rd & Janes - R-1 to B-2, Special Use - NE Corner 63rd Street & Janes Avenue

ORD 00-03393 B. Ordinance: Amend One-Day Permit Parking Provisions

Sponsors: Manager's Office

Summary of Item: This amends one-day permit parking provisions.

AN ORDINANCE AMENDING ONE-DAY PERMIT PARKING PROVISIONS

ORDINANCE NO. 4989

A motion was made by Commissioner Durkin, seconded by Commissioner Beckman, to Adopt this file. Mayor Sandack declared the motion carried by the following vote:

Votes: Yea: Commissioner Schnell, Commissioner Tully, Commissioner Waldack, Commissioner Durkin, Commissioner Beckman, Commissioner Neustadt and Mayor Sandack

Indexes: Parking Permits

ORD 00-03394

C. Ordinance: Amend the Zoning Ordinance

Sponsors: Community Development and Plan Commission

Summary of Item: This makes technical changes and corrections that clarify the Zoning as it relates to permitted uses, bulk regulations for flag lots, parking in residential districts, shared parking agreements and temporary signage.

AN ORDINANCE AMENDING THE DOWNERS GROVE ZONING ORDINANCE

ORDINANCE NO. 4990

Com Commissioner Beckman said he appreciated the explanation staff provided regarding shared parking outside of the downtown area.

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

Votes: Yea: Commissioner Schnell, Commissioner Tully, Commissioner Waldack, Commissioner Durkin, Commissioner Beckman, Commissioner Neustadt and Mayor Sandack

Indexes: Zoning Ordinance

8. Mayor's Report

Materials to be Placed on File

9. Manager's and Directors' Reports

Brandon Deiter, Management Analyst, provided an update on proper usage of bike lanes. Public Works completed the striping on Warren and Prince Street. He said that a bike lane page has been placed on the Village's website with information on proper cycling usage. There is a link to IDOT's brochure, which contains more information on bike safety.

Commissioner Beckman asked whether this precludes autos from driving in the bike lanes. Mr. Deiter said it is for bicycle use, however, cars may drive in the lanes.

Commissioner Waldack said he is glad this information is being distributed. He wants all members of the community to learn proper bike usage. It is frustrating and dangerous for the public and cyclists when bikers go through stop signs and traffic signals.

Andy Matejcak, Director, Counseling and Social Services, provided an overview of a service he has operated for several years on free neighborhood dispute resolution. He said the good news is that the majority of neighborhood conflicts and disputes are worked out peacefully, resulting in few requests. Recommendations usually come from the Police Department and Code Services, and the problems usually fall in the category of property line disputes, as well as property trespass. Mr. Matejcak said that staff hopes to aid in resolving disputes through a neutral setting. A Community-oriented Police Officer attends the sessions to answer any

questions on ordinances or legal rights in the community. He said he hoped that neighbors would work on their communication skills to avoid or solve future problems. This is a win-win situation for the Village as it reduces the number of police calls for code violations, etc., and is a much better use of personnel resources. Mr. Matejcek said that residents can request the service by calling Counseling and Social Services to set up a meeting. The meetings are one hour long, they are walk-in, and do not require signing a contract.

Commissioner Tully asked how many meetings they hold in a year. Mr. Matejcek said five to seven.

Commissioner Waldack said that in the past months a neighborhood dispute came before the Council. The Village cannot solve all of the problems, but citizens should be aware of this program and take advantage of it.

Acting Village Manager Fieldman expressed his pride in being able to announce that Police Chief Bob Porter was recently elected to the office of Vice-President of the Illinois Chiefs of Police Association. The Mayor and Council added their congratulations to the Chief.

10. Attorney's Report

Future Active Agenda

11. Council Member Reports and New Business

Commissioner Schnell thanked staff for all of the work they put into Heritage Festival. It ran very smoothly. She also thanked the residents who came out and visited with Council members in their booth. While she was in the booth, the predominant theme from residents concerned the underpass. She said that there will be an informational meeting for the public, and Manager Fieldman confirmed that neighborhood meetings would be held.

Commissioner Schnell commented on the recycling event, and reminded everyone that it is possible to recycle all the latex paint they've accumulated. The drop off site is at the DuPage County Wastewater Treatment facility at 7100 South Route 53 in Woodridge. The center is open Monday through Friday and every other Saturday. They can also pick up recycled latex paint there. The event runs from June 2 to August 15 and is organized by the County.

Commissioner Waldack added his compliments to the staff for Heritage Festival. His vote for the greatest band was for the band of clouds that passed over Downers Grove and didn't leave any rain.

Commissioner Neustadt congratulated Chief Porter on his election as Vice-President of the Illinois Chiefs of Police Association; it is a great honor. He said that all departments of the Village were out in force at Heritage Festival including the Fire Department, the Police Department, the Public Works Department and the staff of Downers Grove Channel 6 TV. He reminded everyone about the 4th of July parade and fireworks.

Commissioner Beckman also commented on Heritage Festival, saying that he sees the event as an opportunity to chat with citizens of Downers Grove as a Commissioner. He agreed that the number one issue was the underpass, and then the recycling event on September 20. In addition, many people asked about the new commuter buses. It was an opportunity for them to have a good time and chat with the Commissioners.

Commissioner Beckman commented on the July 4th parade, saying that recently his 84-year-old uncle visited with him from Texas. His uncle was in the Air Corps in World War II stationed in South Africa and Europe. He flew 61 missions, and crash landed twice. When he asked his uncle how he felt about all those missions, his uncle said, "it was my job." The Commissioner asked residents to watch the parade, and as the American Legion members march by, see them

as the heroes amongst us that they are.

Commissioner Durkin echoed the comments regarding Heritage Festival, saying there were fewer booths, but the arrangement was friendlier. He thanked Mary Scalzetti and her team of workers. He said he appreciated all the residents who came to the Council booth and spoke to the Commissioners. He also thanked those who participated in the Car Show. He was amazed at seeing the many different cars up close, and he enjoyed talking with the owners, and hearing their stories. One of the owners was a scientist at Fermi Lab. He thanked everyone, and wished all residents a happy and safe 4th of July.

Commissioner Tully said that the 27th Heritage Festival was an unmitigated success. He said there were 60 food vendors, seven different stages, a car show, Bingo, craft show, etc. The whole event was very enjoyable, and provided something for everyone. The layout was done in consultation with Downtown Management, and it enhanced the experience. The main reason Heritage Festival is the success it is every year is the community participation, including the residents, the not-for-profit organizations, and the staff and volunteers. Commissioner Tully said that the wind was so bad at one point the north stage collapsed, but the band played on in front of the stage. He encouraged everyone to attend the 4th of July parade.

Commissioner Tully noted that one question raised repeatedly was whether the recycling event was in lieu of or in addition to Amnesty Day. It is in addition to Amnesty Day, and he recommended pointing that out on the website. He also reminded the public about the Bike and Buggy Parade on Sunday, July 6.

Mayor Sandack said he would like to think that the improvements to Heritage Festival resulted from the collaborative efforts of the Community Events Commission, Downtown Management Corporation, and all of the staff, including the Police and Fire Departments, and the Public Works Department. There were not many negative comments, and the few complaints were done in a friendly manner. He added his wishes for a wonderful 4th of July parade.

12. Adjournment

Commissioner Tully moved to adjourn. Commissioner Durkin seconded.

VOTE: YEA - Commissioners Tully, Durkin, Beckman, Neustadt, Waldack, Schnell, Mayor Sandack

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