

**Staff Responses to Council Questions**  
**May 14, 2013**

**6. Consent Agenda B. Resolution: Authorize an Intergovernmental Agreement with Downers Grove Sanitary District for Overflow Answering and Dispatch Services**

*Is the DGSD compensating the Village?*

No, under the agreement the Sanitary District would not pay for this service.

**6. Consent Agenda C. Resolution: Authorize an Agreement with MC Squared for Retail Electricity Supply**

*The one year price was slightly lower than the three year price. Do we expect volatility in the market place? Why is staff recommending a three year contract?*

Since the pricing is advantageous compared to current pricing and the changes in the market are not predictable, staff recommends a three-year contract.

**6. Consent Agenda D. Resolution: Authorize a Contract and Addendum Not to Exceed \$62,523.26 with F.H. Paschen**

*What is job order contracting?*

Job order contracting is a cooperative purchasing system authorized by the State of Illinois (Illinois State Statute 30 ILCS 525). In job order contracting, a competitive bid process is completed for a catalog of construction tasks. The unit prices for materials and labor are pre-established in the bid and a contractor then becomes available on-call for projects at the pre-set prices. This eliminates the need to conduct a bid process for each project. In the specific case of F.H. Paschen, the City of Naperville conducted the competitive bid process. Under state statute, this contract is now available to other government entities.

**8. First Reading A & B: Amend the Liquor Ordinance**

*I'd like to get a current (2013) survey of liquor license costs from neighboring communities (Lombard, Westmont, Lisle, Woodridge) as well as or more comparable competitor communities (Elmhurst, Wheaton, Glen Ellyn, Naperville).*

See the attached chart of fees for licenses comparable to the Village's. Staff also prepared a list of links to the liquor license ordinances for the surveyed communities for more specific information.

*When was the Class E license created? For what business was it created? Is Gnarly J's supportive of the proposed action?*

The Class E license was originally created for Stardust Lounge in March of 2008, which was located at 1211A Butterfield Road (the current Rita's Roadhouse location). In the Spring of 2009 soon after Stardust forfeited their license the Village Council eliminated that Class E license classification. However, the Village Council recreated the Class E classification in its current form in November of 2009 in response to a request from Rita's Roadhouse. Rita's Roadhouse is currently the only holder of a Class E license. To date Rita's has not had any formal ordinance violations and they have successfully passed controlled buys conducted on 5/7/11 and 5/5/12.

Gnarly J's is supportive of the proposed ordinance amendment.

*Section 3.19 C is being deleted. How does this deletion affect the liquor license process and the payment of any fees?*

The deletion of this section will not affect the liquor license process at all. Staff has not traditionally charged licensees any fees for any proposed floor plan/concept plan changes unless it required a new

license classification change, in which case it would be addressed by section 3-9.

*Please provide the liquor license history at this address. How many licenses have been issued? How many violations occurred? How many police responses have there been?*

In January of 1997, the Village issued North Beach a Class G-2 liquor license for the location at 1211B Butterfield Road. (In 2006 the G-2 liquor license was renamed E-3-C). North Beach held their license until June of 2009. In October of 2009 the Village issued a liquor license to Apollo Wings d/b/a North Beach who held that license until October 2010. This location has not had a liquor license since that time. In September of 2012, the Village Council eliminated this liquor classification as part of the clean-up/reclassification ordinance.

Between 2000 - 2009 North Beach appeared before the Liquor Commission five times for disciplinary actions. Staff reviewed 10 years of call data at 1211B Butterfield Road. Between 2003 and 2010, while North Beach held its license, there were approximately 448 calls for service for this location. The four most common reasons for the calls were fights (60 calls), battery (47), theft (77) and disorderly conduct (23).

**8. First Reading C. Motion: Award a Contract for \$639,340 to Patnick Construction, Inc., Franklin Park, IL, for the Water Main Loop, Annexed Area**

*What is the estimated cost of the private improvements that will be required for the residents to connect to the new watermain?*

The private improvements required for a resident to connect a new water service to the water system consists of fees paid to the Village (\$2,967) and the cost of having a plumber install the service (\$5,000-\$7,000) into the home.

The typical Village fees are \$2,967 for a 1" service as follows:

Inspection fee:	\$67
1" Tap fee:	\$390
5/8" Meter fee:	\$280
<u>1" capacity fee</u>	<u>\$2,230</u>
<b>Total</b>	<b>\$2,967</b>

The contractor costs to connect from the buffalo box (the Village's underground valve) to the interior plumbing of the house are estimated to be between \$5,000 and \$7,000. This cost is dependent on the extent of interior plumbing re-work that might need to be done. In most cases, a homeowner will need to hire a contractor to bring the water line from the buffalo box into the house, and also a plumber to handle the interior plumbing connections.

**8. First Reading D. Bid: Award \$569,680.05 to A Lamp Concrete Contractors, Inc., Schaumburg, IL, for the 2013 New Sidewalk Installation Program and Right-of-Way Accessibility Improvements**

*Is this list of from the "matrix"? Is it a "next-in-line" priority order based on the "matrix"?*

Yes, all but one of the sidewalk segments that are planned to be constructed in 2013 are from the matrix, but they are not in 'next-in-line' order. The only sidewalk segment not on the matrix is from Chicago Ave. from Stonewall to Cornell. This segment was requested by the Park District two years ago when they constructed the new walking paths in Hoopers Hollow Park, and this gap gets a large amount of foot traffic.

Because of issues related to available right-of-way and coordination with future planned projects,

these segments are not strictly "next-in-line" according to the matrix. For example, the sidewalks in Clyde Estates are planned to be constructed in 2015 along with planned drainage and street improvements. By coordinating sidewalk projects with future road and stormwater projects, the Village avoids disrupting the neighborhood twice and avoids any additional costs that could result from constructing sidewalks prior to street improvements.

*Will any trees be lost due to the construction of the sidewalk? If yes, please explain.*

Yes, the plan shows a possible conflict between the proposed sidewalk and 8 parkway trees. When the sidewalk location is staked in the field we make every effort to reduce this number by adjusting the location where we can to avoid trees.

*Will sidewalks be constructed on streets where sidewalk exists on the other side?*

No, these projects do not include sidewalk construction where sidewalk exists on the other side of the street.

*The agenda materials mention the removal of sidewalks. What sidewalks are being removed? Why?*

The bid item in the contract for removal of sidewalks is for intersections where the crossings are not in compliance with American with Disabilities Act (ADA) requirements. These will be replaced with new ADA compliant crossings.

### **Non-Agenda Related**

*How many FOIA requests do we respond to and what is the estimated cost of this response?*

The total number of FOIA requests responded to in 2012 was 1244, as compared to 1156 in 2011. In 2012, the Village Clerk's office processed 597 FOIAs at an estimated cost of \$29,900. The Police Department processed 647 FOIAs at an estimated cost of \$35,000. Staff estimates that 30 hours per week across Village departments (not including the Police Department) is spent on processing and responding to FOIAs. These costs do not include the cost of equipment or supplies as the Village does not charge any fee for standard copies of records and the majority of our responses are electronic.

### **Waiving Building Permit Fees Related to Storm Damage**

*How many building permits have been issued for storm related repair? How much were the fees for these permits?*

Since the flood, the Village has received only one permit application that specifically mentioned flood damage. There were four others that may be related to flood damage as the permits were for improvements to drain tiles and sump pumps.

*What is the impact to the Village of waiving the permit fees? What actions would be required?*

Staff estimates that most homes will not need a permit or inspection, based on the reported water levels. Water that did not reach higher than 12 inches (the height of most electrical outlets) would generally result in drywall or other routine repairs, which do not require permits. Flood damage reaching higher than 12 inches would likely affect electrical systems, and possibly require mechanical and plumbing repairs. Based on reports submitted by residents, staff estimates that 5% of homes and other buildings would require a permit (50 to 60 buildings). Most would be \$82 but some requiring more work or remodeling could be as high as \$600. Staff estimates that the value of the fee waivers could be as high as \$15,000.

Waiver of the permit fees would require an amendment to the existing fee waiver policy, which is available online here:

[http://www.downers.us/public/docs/mayor\\_council/council\\_policies/LGM\\_Fee\\_Waiver\\_Council\\_Policy\\_with\\_Regard\\_to.pdf](http://www.downers.us/public/docs/mayor_council/council_policies/LGM_Fee_Waiver_Council_Policy_with_Regard_to.pdf)

**ATTACHMENTS**

Online rEmarks Responses

Liquor Fees Comparison

Links to Liquor Ordinances



**rRemarks Data for May 14, 2013 Village Council Meeting**

Agenda Section	Agenda Item	Comment	Commenter
Comments of a general nature	N/A	<p>It is misleading to brag about lower real estate taxes when, in fact, the tax burden has just been shifted to the water dept. as a stormwater runoff utility. In fact, it has cost more to live in this village every year since 1973 when I moved here--regardless of property values. Even when property values go down, as recently, taxes go up. There is, apparently, NO constraints of any kind placed on the budget requests of the taxing bodies.</p>	Michael Auth, 4628 Stonewall Avenue

## Liquor License Fee Comparison

Class	Downers Grove	Lombard	Westmont	Lisle	Woodridge	Glen Ellyn	Naperville	Wheaton	Oak Brook	Schaumburg
Application Fee (one time)	\$1,488.00	\$500	Varies: \$300 to \$20,000	\$1,000	\$200	\$500	\$1,000	\$500		\$300
Outdoor Application Fee	\$654.00									
Indoor & Outdoor Application Fee	\$1,812.00									
Expedited Application Fee	\$741.00									
One time license fee (classification creation)	\$2,652.00									
License Fees:										
BYO	\$540.00		Initial: \$300 Renewal: \$300							
B-1 (Brew Pub – Full Alcohol)	\$3,435.00	\$5,000					\$2,000	\$500		
C-1 (Club, private – Full Alcohol)	\$813.00		Initial: \$2,000 Renewal: \$1,000	\$300		\$200	\$300		Initial: \$2,000 Renewal: \$2,200	\$500
E (Entertainment/Restaurant - Full Alcohol)	\$4,351.00									
G (Golf Course – Beer/Wine)	\$1,972.00		Initial: \$2,000 Renewal: \$500	\$2,200						
H-1 (Hotel Full Alcohol)	\$4,295.00	\$4,000	Initial: \$20,000, Renewal: \$10,000	\$4,500		\$4,000	\$2400(hotel) \$3100(hotel w/bar)	\$3,500	Initial: \$2,000 Renewal: \$4,950	\$3,000
K-1 (Catering - Full Alcohol)	\$1,009.00		Initial: \$1,500 Renewal: \$1,000	\$500	\$300	\$350	\$1,000	\$600	Initial: \$2,000 Renewal: \$2,200	
K-2 (Catering Park District – Beer/Wine)	\$1,153.00									
O (Outdoor)	\$288.00					\$250	\$300			
P-1 (Packaged - Full Alcohol)	\$2,193.00	\$2,000 (liquor store) \$1,500 (grocery store/drug store)	Initial: \$15,000, Renewal: \$3,000	\$2000 (liquor store) \$1,800 (grocery store) \$1,600 (convenience store)	Initial: \$1,900 Renewal: \$1,900	\$3000 (>300 sq ft), \$2000 (< 300 sq ft)	\$2,000	\$2500 (Drug Store) \$3,000 (Grocery Store/Department Store)	Initial: \$2,000 Renewal: \$2,750	\$3,000
P-2 (Packaged - Beer/Wine)	\$1,380.00		Initial: \$5,000 Renewal: \$2,000	1,800, 1,600 (grocery), 1,200 (convenience)	Initial: \$1,300 Renewal: \$1,300	\$500 (< 50sq ft sales space) \$2000 (> 50 sq ft sales space)	\$1,700	\$1,500		\$1,700
P-O (Packaged (Full) On site (Full))	\$2,770.00		Initial: \$15,000, Renewal: \$3,000		Initial: \$4,900 Renewal: \$4,900					
REC-1 (Recreational Facility - Full Alcohol)	\$3,893.00	\$2,000 (sports/fitness) , \$4,000 (bowling alley)	Initial: \$15,000, Renewal: \$5,000	\$2,200	\$2,500	\$2,500	\$2,000	\$3,000		
REC-2 (Recreational Facility - Beer/Wine)	\$2,441.00	\$1,600 (coin-operated amusement devices)								
R-1 (Restaurant - Full Alcohol)	\$3,290.00	\$1,000/\$3,000/\$5,000 based on revenues	Initial: \$15,000 Renewal based on size: \$3,000, \$2,500, \$1,500	\$1,600 - \$2,400	Initial: \$2,500 Renewal: \$2,500	\$2,500	\$1650 (restaurant) \$2100 (restaurant + tavern)	\$2000 or \$2500 depending on capacity	Initial: \$2,000 Renewal: \$2,750	
R-2 (Restaurant - Beer/Wine)	\$1,854.00	\$1,000	Initial: \$5,000 Renewal: \$1,500	\$1,100 - \$1,500	Initial: \$1,900 Renewal: \$1,900	\$1,500		\$1,000		\$1,700
S-1 (Special Event –hearing required)	\$442.00									
S-2 (Special Event – no hearing)	\$103.00	\$50		\$50	\$50		\$50	\$50	\$50	\$40
T (Theater – Full Alcohol)	\$1,802.00	\$3,000					\$500	\$2,500		
W-1 (Wine Boutique – Full Alcohol)	\$1,648.00	\$2,000 small with food service/\$3,000 larger with food	Initial: \$5,000 Renewal: \$1,500	\$1,300			\$1,200			

## Compiled Liquor Ordinances for Neighboring Communities

**Glen Ellyn (Title 3, Chapter 19):**

[http://www.sterlingcodifiers.com/codebook/index.php?book\\_id=523](http://www.sterlingcodifiers.com/codebook/index.php?book_id=523)

**Lisle:**

[http://www.villageoflisle.org/docs/liquor\\_license\\_fees.pdf](http://www.villageoflisle.org/docs/liquor_license_fees.pdf)

**Lombard:**

<http://www.villageoflombard.org/DocumentCenter/Home/View/495>

**Naperville (Title 3, Chapter 3):**

<http://library.municode.com/index.aspx?clientId=14853&stateId=13&stateName=Illinois>

**Oak Brook (Title 4, Chapter 1):**

[http://www.sterlingcodifiers.com/codebook/index.php?book\\_id=333](http://www.sterlingcodifiers.com/codebook/index.php?book_id=333)

**Schaumburg (Title 11, Chapter 112):**

<http://library.municode.com/index.aspx?clientId=15012&stateId=13&stateName=Illinois>

**Westmont (Chapter 10, Article 2):**

<http://library.municode.com/index.aspx?clientId=10155>

**Wheaton (Chapter 6, Article 3):**

<http://library.municode.com/index.aspx?clientId=10983>

**Woodridge (Title 3, Chapter 3):**

[http://www.sterlingcodifiers.com/codebook/index.php?book\\_id=555](http://www.sterlingcodifiers.com/codebook/index.php?book_id=555)