



Village of Downers Grove Meeting Minutes Downers Grove Village Council

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

Tuesday, July 1, 2014

7:00 pm

Council Chambers

1. Call to Order

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

Pledge of Allegiance to the Flag

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

2. Roll Call

Present: Commissioner Bob Barnett, Commissioner Sean P. Durkin, Commissioner Becky Rheintgen, Commissioner Geoff Neustadt, Commissioner Greg Hosé, Commissioner David S. Olsen and Mayor Martin Tully

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

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

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

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

3. Minutes of Council Meetings

Executive Session Minutes for Approval Only - June 10, 2014

Council Meeting - June 17, 2014

Long Range Planning Meeting - June 17, 2014

Mayor Tully asked for a Motion to approve the minutes as submitted.

Commissioner Neustadt moved to approve the minutes as presented. Commissioner Durkin seconded the motion.

The Mayor declared the Motion carried by voice vote.

4. Public Comments - General Comments on Matters Not Appearing on Tonight's Agenda

Bill Cvitanovich, 6612 Blackstone Drive, said there are three sewers on his portion of Blackstone and everyone's debris comes on his property and the cul de sac due to the pitch of the lots. All the sewers back up. Last night he saw a three to four foot spray of water coming up from the ground, not the sewer. He asked his neighbor to look into it and was told the water was gushing forth. Mr. Cvitanovich said he called the non-emergency number, but no one came as of 1:00 a.m. He cleaned his sewer today as did his neighbor. Blackstone Drive is a very long drive from Oxford to 67th Street. There are ten sewers on a short block from Fairmount to 63rd Street, but only three sewers on Blackstone. It is hard for him to clear out the sewers as he is handicapped. He has talked to Village Manager Dave Fieldman about this matter.

Mr. Cvitanovich said brand new sewers were installed eight to ten years ago. It would not cost that much to add more sewers. He said something should be done about this situation. He is the only person on the block that will come forward; he is a concerned person.

Mr. Cvitanovich then asked why Downers Grove does not have a full-time Mayor. He feels the Mayor's position is as a figurehead.

Mayor Tully said the Village would have to change its form of government to have a full-time Mayor. The Village is run on a day-to-day basis by professional staff. The Mayor and Council give a great deal of time to the Village in addition to the Tuesday night Council meetings. If you want to have a well-run community, you need to recruit and retain qualified staff.

Regarding the sewers, the Mayor spoke about stormwater management issues and programs.

Mr. Cvitanovich said he has had problems with the sewers since he has lived here.

5. Council Member Reports

Commissioner Hosé wished everyone a happy, safe and healthy Independence Day, and invited residents to come to the parade.

Commissioner Rheintgen said the parade starts at 12:45 p.m. at Main and Grant and travels to Warren. Fireworks will begin at 9:30 p.m. at 75th and Lemont.

Commissioner Durkin encouraged people to observe the professional fireworks and to remember that innocent people can be hurt by illegal fireworks.

Commissioner Neustadt extended his condolences to the family of Bill Corr who died on June 24, 2014. Mr. Corr was a teacher and coach at Downers Grove North who always remembered everyone's name. Commissioner Neustadt said the community appreciated Mr. Corr's contributions. A memorial service will be held at a later date.

Mayor Tully said he received a letter from Judge Anderson congratulating Sergeant Joel Marquez on receiving a 2014 Law Enforcement Award from the Illinois State Bar Association. Judge Anderson nominated Sgt. Marquez for the award. Sgt. Marquez was recognized for his exceptional work with respect to addressing the crime of domestic violence.

Mayor Tully wished everyone a safe and terrific Independence Day. He looks forward to seeing people at the parade.

Mr. Cvitanovich then asked about Village plans to renew electrical aggregation.

Mayor Tully said the Village's contract will end in August and it will not be renewed.

Village Manager Dave Fieldman said the rates available from other energy suppliers are nearly identical to ComEd's rates and there will be no benefit to residents or businesses by continuing the aggregation program. All participants will return to ComEd's supply rates. Customers can still sign up on their own with an independent/third party authorized energy supplier.

6. Public Hearings

7. Consent Agenda

COR 00-05628 A. Claim Ordinance: No. 6059, Payroll, June 13, 2014

Sponsors: Accounting

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

Indexes: N/A

BIL 00-05629 B. List of Bills Payable: No. 6128, July 1, 2014

Sponsors: Accounting

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

Indexes: N/A

RES 00-05630 C. Resolution: Authorize an Extension to the Agreement with Underwriters Safety & Claims, Inc.

Sponsors: Village Attorney

Summary of Item: A RESOLUTION AUTHORIZING AN EXTENSION TO THE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND UNDERWRITERS SAFETY & CLAIMS, INC.

RESOLUTION 2014-36

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

Indexes: Insurance - Risk Management

BID 00-05631 D. Bid: Award \$78,850 to Visu-Sewer of Illinois, LLC, Bridgeview, IL, for the 2014 Storm Sewer Television Inspection (CCTV) and Cleaning

Sponsors: Public Works

Commissioner Neustadt said this is a contract with a storm sewer television company. The Village of Lombard issued a bid that we were able to join and realize economies of scale.

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

Indexes: Storm Sewers

BID 00-05623 E. Bid: Approve the Purchase of Bulk Rock Salt from Morton Salt Inc., Chicago, IL, at a Cost of \$70.44 per Ton

Sponsors: Public Works

A motion was made to Approve this file. Mayor declared the motion carried.

Indexes: Salt

MOT 00-05634 F. Motion: Authorize a Fee Waiver in the Amount of \$18,000 to the Downers Grove Park District

Sponsors: Manager's Office

Commissioner Rheintgen said the Park District is building a field and requested a fee waiver for the water connection capacity fee. This is another example of agencies working cooperatively.

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

Indexes: Park District

Passed The Consent Agenda

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

Votes: Yea: Commissioner Barnett, Commissioner Durkin, Commissioner Rheintgen, Commissioner Neustadt, Commissioner José, Commissioner Olsen and Mayor Tully

8. Active Agenda

ORD 00-05620 A. Ordinance: Provide for Issuance of One or More Series of G. O. Refunding Bonds in Aggregate Principal Amount Not to Exceed \$25,000,000 and Provide for Levy & Collection of a Direct Annual Tax for the Payment of Principal of and Interest on Said Bonds

Sponsors: Manager's Office

Summary of Item: This provides for the issuance of General Obligation Refunding Bonds and approval of the costs of issuance.

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE VILLAGE OF DOWNERS GROVE, DUPAGE COUNTY, ILLINOIS, IN ONE OR MORE SERIES OF BONDS IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$25,000,000, AND PROVIDING FOR THE LEVY AND COLLECTION OF A DIRECT ANNUAL TAX FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS

ORDINANCE NO. 5395

Commissioner Durkin asked if we know the interest rate on this bond.

Mr. Fieldman said staff does not have that information yet. Staff will come back to Council at a later date with the specific interest rate and costs.

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

Votes: Yea: Commissioner Barnett, Commissioner Durkin, Commissioner Rheintgen, Commissioner Neustadt, Commissioner José, Commissioner Olsen and Mayor Tully

Indexes: General Obligation Bond - Refund

9. First Reading

ORD 00-05626

A. Ordinance: Amend Planned Development #51 to Allow Revisions to the Campus Master Plan at Midwestern University, 555 31st Street

Sponsors: Community Development and Plan Commission

Mr. Fieldman introduced Stan Popovich, Acting Director, Community Development, to discuss this item.

Stan Popovich, Acting Director, Community Development, said that this concerns a Planned Development amendment for property located at 555 31st Street, Midwestern University. In 2012 they received Planned Development approval. He explained major and minor developments for a Planned Development, and showed the current master plan with setbacks and height requirements for Midwestern University. They have submitted two requests for a major development project including 1) a building pad for classroom and offices; and 2) a two-story residential-oriented building for management staff visiting from Arizona.

Mr. Popovich updated the Council on the minor developments, which include relocation of the chapel, a new entry drive location, and an executive office-building addition. The changes meet the Zoning Ordinance requirements, Planned Development regulations and the Comprehensive Plan.

Commissioner Durkin commented that he has no problems with this at all since Midwestern University seems to come back every year with great plans. He asked whether the Village knows their ten-year plan. Mr. Popovich replied that they have not shared that with staff. Mr. Fieldman added that they have a plan that they modify as needed.

Mayor Tully noted that their projects enhance the community, and the Village is pleased to be part of their success.

Indexes: Planned Development #51 - Midwestern University

ORD 00-05622

B. Ordinance: Rezone Property Located at 2020 Ogden Avenue from M-1, Light Manufacturing District, to B-3, General Services and Highway Business District

Sponsors: Community Development and Plan Commission

Mr. Popovich then addressed this item. He said that the Pugi dealership is requesting rezoning of the property at 2020 Ogden Avenue from Manufacturing to B-3 General Services and Highway Business District. This rezoning will bring the land use in line with the area and will allow them to bring their sign into conformance. The request meets the standards of the Zoning Ordinance and complies with the Comprehensive Plan.

Indexes: Rezone 2020 Ogden Avenue - M-1 to B-3

ORD 00-05624

C. Ordinance: Proposing Establishment of Special Service Area Number 7 - Dunham Subdivision

Sponsors: Community Development

Mr. Popovich stated that a three-lot Dunham Subdivision was approved on March 18, 2014 for 12 townhome units. The Village proposes an SSA in the event the Homeowners' Association does not maintain the detention areas. This is the first step in the SSA process, with a Public Hearing scheduled for September 9, followed by a 60-day objection period.

Commissioner Durkin noted that the fencing is down in this work area and it looks very shabby. The Manager said that they have started addressing property maintenance with the owner. This ordinance benefits the Village more than the developer.

Commissioner Barnett asked how they came up with the 3% figure. The Manager said that information would be provided to him next week.

Indexes: Special Service Area 7 - Dunham Subdivision

BID 00-05627 D. Bid: Award \$182,334 to Pozzo Truck Center, Inc., Gary, IN, for Purchase of a 2014 Mack GU532 5-Ton Snow Plow Truck

Sponsors: Public Works

Mr. Fieldman asked Nan Newlon, Public Works Director, to address this item.

Nan Newlon, Public Works Director, said this bid would cover the replacement of a snowplow truck. The 2014 fleet replacement plan calls for the replacement of two one-ton dump trucks. The Fleet team has met to review the condition of these trucks, and recommends replacing one five-ton vehicle instead. The bid meets all specifications and can be delivered within the Village's time frame. Two firms were disqualified, as they did not meet the specifications.

Commissioner Rheintgen asked when the truck was originally going to be replaced. Ms. Newlon said they would get her that information. Mr. Fieldman said that this is basically a swap. Scheduling information will be obtained.

Commissioner Barnett commented that he hates buying things from out of state.

Indexes: Public Works, Vehicle Purchases

BID 00-05632 E. Bid: Award \$261,350 to CSR Roofing Contractors, Inc. for Roof Replacement at Public Works Facility, 5101 Walnut Avenue

Sponsors: Deputy Village Manager

Deputy Village Manager Mike Baker said that this bid is for replacing the roof on the Public Works building. The building is nearing 20 years old. There is approximately 61,000 square foot of space that the roof covers. Four bid responses were received including local responses. References were checked and staff recommends CSR Roofing Contractors, Inc.

Indexes: Public Works, Village Facilities

BID 00-05633 F. Bid: Award \$1,812,412.80 to Central Blacktop Company, Inc., LaGrange, IL, for the 2014 Resurfacing (B) Project

Sponsors: Public Works

Ms. Newlon said this is a request to award \$1,812,412.80 to Central Blacktop Company as part of the 2014 roadway maintenance program. It represents a portion of the budgeted roadway maintenance work. Other components of the 2014 Roadway Maintenance Program are crack seal and seal coating service, and the 2014 resurfacing (A) contract. She showed a list of the streets, which include three centerline miles of replacement. Central Blacktop was the low bidder.

Commissioner Durkin asked how the pricing compared to previous years. Ms. Newlon replied that the Village is seeing gradual increases and budgets accordingly.

Mayor Tully noted that approximately $\frac{3}{4}$ of the project comes from MFT funds. He said that the Village should continue tracking this.

Indexes: Street - Resurfacing , Roadway Improvements

10. Mayor's Report

Materials to be Placed on File**11. Manager's Report****12. Attorney's Report**

Village Attorney Enza Petrarca said she was presenting three (3) items to the Council: 1) An ordinance amending the Comprehensive Zoning Ordinance of the Village of Downers Grove, Illinois, codified as Chapter 28 of the Downers Grove Municipal Code, as amended, to rezone the property located at 2020 Ogden Avenue; 2) An ordinance approving an amendment to Planned Development #51 to allow revisions to the campus master plan at Midwestern University located at 555 31st Street; and 3) An ordinance proposing the establishment of Special Service Area Number 7 in the Village of Downers Grove, Illinois and providing for a public hearing and other procedures in connection therewith.

Future Active Agenda**13. Council Member New Business****14. Adjournment**

Commissioner Neustadt moved to go into Executive Session pursuant to Section 2(c)(8) of the Illinois Open Meetings Act to discuss security procedures and the use of personnel and equipment to respond to an actual, a threatened, or a reasonably potential danger to the safety of employees, students, staff, the public, or public property. Commissioner Durkin seconded the Motion.

VOTE: AYE: Commissioners Neustadt, Durkin, José, Olsen, Rheintgen, Barnett; Mayor Tully

Mayor Tully declared the Motion carried and the Council convened into Executive Session at 7:49 p.m.