



# Village of Downers Grove Meeting Minutes Downers Grove Village Council

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

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Tuesday, December 2, 2014

7:00 pm

Council Chambers

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## 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

*Council Meeting - November 18, 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

*Gordon Goodman, 5834 Middaugh, said he understood from the last meeting that the development on Maple Avenue would be on tonight's agenda. He has since heard that it will be on a first reading next week. He asked as to this change.*

*Mayor Tully said many issues were raised and questions asked when this was last discussed. Council wanted to take time to review the materials and staff wanted time to compile the information in a mindful and meaningful way.*

*Dr. Goodman agreed that this kind of thoughtful delay is entirely appropriate.*

*Ken Lerner, 4933 Whiffen, said he appreciates that Council is taking time to review the information regarding the Maple Avenue development. He asked if there are specific reports they are expecting.*

*The Mayor said that, although he could not recall the specifics, there were questions asked by his colleagues.*

*Bill Wrobel, 7800 Queens Court, said he is a member of the Chicago Area Theatre Organ enthusiasts (CATO). CATO works diligently to maintain the organs at the Tivoli Theater and at North High School. They have received a grant for the organ at North High. This organ will have been installed for 45 years in June. On November 22, CATO held a concert at the Tivoli. That organ is 90 years old. Mr. Wrobel said Downers Grove is recognized as a special place and it is also special for having two valuable organs within four blocks of one another.*

*Nance Svoboda, 4701 Florence, said she used to live on Seeley Avenue near the Pierce Downer well. She valued and maintained the well. It gave her a sense of pride to do so and she had a sense of history living there. She noted that having pieces of history is very valuable. When she bought the home, the well was in disrepair. The Village was willing to be engaged in restoring and maintaining it. She hopes everyone takes an active path to read and experience our history.*

#### 5. Council Member Reports

*Commissioner Neustadt announced that the Village is sponsoring a coat drive at Village Hall and the Police Department now through the end of the year.*

*Commissioner José said the Downers Grove Historical Society is offering their annual ornament for sale for \$15.00. More information is available at [downersgrovehistory.org](http://downersgrovehistory.org). There are several stores in the Village that sell the ornament as well.*

*Commissioner Durkin reminded everyone that there are three Fridays before Christmas. He asked people to remember to shop in Downers Grove.*

*Mayor Tully extended his thanks to those who attended various events this past weekend and shopped in Downers Grove. He noted that Peet's Coffee and Tea has opened and the McDonald's at 2535 Ogden will open tomorrow morning. It is unique in that it has a Create Your Taste kiosk where customers can custom make their burgers.*

*The Mayor said two town hall meetings will be held to discuss Village facilities. The first will be on Thursday, December 4 beginning at 6:30 with a tour followed by a presentation at 7:30 p.m. This information will also be presented on Saturday, December 6, with an 8:00 a.m. tour followed by a presentation at 9:00 a.m. to be held in a virtual and live fashion. Both meetings*

*will be in the Council Chambers.*

*On December 11, 2014, the fourth annual ComEd town hall meeting will be held at Public Works beginning at 6:30 p.m. The Mayor noted that steady progress has been made and is improving electrical service in the Village.*

## **6. Public Hearings**

*2014 Aggregate Tax Levy and Abatements for the Village of Downers Grove*

*Mayor Tully called the public hearing to order at 7:20 p.m. pursuant to the Illinois Truth in Taxation Law to consider the proposed 2014 tax levy of the Village of Downers Grove. Notice of this hearing was published in the Downers Grove Suburban Life and a copy of the notice and the proof of publication have been presented and are made a part of the official record of this hearing.*

*The Mayor summarized the procedures to be followed for the public hearing.*

*Village Manager Dave Fieldman asked Deputy Village Manager Mike Baker to summarize the proposed 2014 tax levies.*

*Deputy Village Manager Mike Baker said this is the seventh of eight opportunities to discuss various aspects of the budget. The tax levies total \$24,823,850 before abatements and \$11,410,293 after abatements for Village operations only. This does not include the Library tax levy. The Village has other sources of revenue which provides for some of the levies to be abated.*

*Mr. Baker said Village's portion of the tax bill is 9% of the overall tax bill. The levy is decreasing as compared to last year.*

*Dr. Goodman said he supports abatement of the General Obligation bond levies in the amount of \$7,263,694. He asked as to the ability to continue to abate these G.O. bonds.*

*Mayor Tully said this is revisited annually.*

*Dr. Goodman asked if it is the policy to abate these bonds if resources are available.*

*The Mayor said it is the policy and the practice to do so.*

*Bea Bennett, 913 Clyde, asked as to the amount of credit the Village has.*

*The Mayor said bonds are credit instruments.*

*Mr. Baker said staff can provide a copy of Village debt.*

*Ms. Bennett asked if the debt can be extended for 40 years.*

*Mr. Fieldman said that is correct.*

*The Mayor confirmed for Ms. Bennett that the 2015 budget is balanced.*

*There being no further discussion, the public hearing was adjourned at 7:28 p.m.*

## **7. Consent Agenda**

**COR 00-05756** A. Claim Ordinance: No. 6083, Payroll, November 14, 2014

**Sponsors:** Accounting

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

**Indexes:** N/A

**BIL 00-05757** B. List of Bills Payable: No. 6158, December 2, 2014

**Sponsors:** Accounting

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

**Indexes:** N/A

**RES 00-05752** C. Resolution: Authorize a Software Maintenance Agreement with Hyland Software, Inc.

**Sponsors:** Information Services

**Summary of Item:** A RESOLUTION AUTHORIZING EXECUTION OF A SOFTWARE MAINTENANCE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND HYLAND SOFTWARE, INC.

RESOLUTION 2014-76

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

**Indexes:** Computers, OnBase

**RES 00-05750** D. Resolution: Amend the Employee Administrative Rules and Regulations

**Sponsors:** Human Resources

**Summary of Item:** A RESOLUTION AMENDING THE EMPLOYEE ADMINISTRATIVE RULES AND REGULATIONS OF THE VILLAGE OF DOWNERS GROVE, ILLINOIS

RESOLUTION 2014-77

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

**Indexes:** Employee Manual

**MOT 00-05780** E. Motion: Note Receipt of Minutes of Boards and Commissions

**Summary of Item:** Architectural Design Review Board - August 28, 2014

Library Board of Trustees - October 22, 2014

Stormwater and Flood Plain Oversight Committee - October 9, 2014

Zoning Board of Appeals - October 22, 2014

**A motion was made to Note Receipt Of this file on the Consent Agenda.**

**Indexes:** Boards and Commissions Minutes

### **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 Hosé, Commissioner Olsen and Mayor Tully

## **8. Active Agenda**

**ORD 00-05755** A. Ordinance: Rezone 3801 Highland Avenue from R-4, Residential Detached House 4, to INP-2, Campus-Scale Institutional and Public District

**Sponsors:** Community Development and Plan Commission

**Summary of Item:** This rezones 3801 Highland Avenue from R-4 Residential Detached House 4 District to INP-2 Campus-scale Institutional and Public District.

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 3801 HIGHLAND AVENUE

ORDINANCE NO. 5420

**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 Hosé, Commissioner Olsen and Mayor Tully

**Indexes:** Planned Development #19-Good Samaritan Hospital, Rezone 3801 & 3815 Highland - R-4 to INP-2

**ORD 00-05754** B. Ordinance: Rezone 3815 Highland Avenue, Commonly Known as Advocate Good Samaritan Hospital, from R-4, Residential Detached House 4, to INP-2, Campus-Scale Institutional and Public District

**Sponsors:** Community Development and Plan Commission

**Summary of Item:** This rezones 3815 Highland Avenue from R-4 Residential Detached House 4 District to INP-2 Campus-scale Institutional and Public District.

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 3815 HIGHLAND AVENUE COMMONLY KNOWN AS ADVOCATE GOOD SAMARITAN HOSPITAL

ORDINANCE NO. 5421

**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 Hosé, Commissioner Olsen and Mayor Tully

**Indexes:** Planned Development #19-Good Samaritan Hospital, Rezone 3801 & 3815 Highland - R-4 to INP-2

**ORD 00-05779** C. Ordinance: Adopt an Institutional Master Plan for the Property Located at 3815 Highland Avenue Commonly Known as Advocate Good Samaritan Hospital

**Sponsors:** Community Development and Plan Commission

**Summary of Item:** This adopts an Institutional Master Plan for the property located at 3815 Highland Avenue, commonly known as Good Samaritan Hospital.

AN ORDINANCE ADOPTING AN INSTITUTIONAL MASTER PLAN FOR THE PROPERTY LOCATED AT 3815 HIGHLAND AVENUE COMMONLY KNOWN AS ADVOCATE GOOD SAMARITAN HOSPITAL

ORDINANCE NO. 5422

*Dr. Gordon Goodman, 5834 Middaugh, prepared a slide presentation for review, showing that three buffer zones have been established by Village ordinance between the Good Samaritan Hospital property and Lyman Woods. He said that the lack of any management plan for these buffer zones is a substantial defect in the Hospital's Institutional Master Plan (IMP). He said it*

would be in the public interest to postpone any vote on this IMP until this defect is corrected. He said that he understands there have been discussions between the Village's Attorney and the Hospital's Attorney to achieve protection of the Lyman Woods Preserve. He again asked that the Council postpone approval until a specific condition has been added to the proposed ordinance. He said that the Hospital has a 20-year history of not responding to the maintenance of the buffer zone areas to protect the Lyman Woods preserve. Dr. Goodman asked for information the Council may have about the buffer zones between the Hospital, Park District, Forest Preserve and Village.

Tracy Kasson, attorney for the petitioner, spoke on behalf of Advocate Hospital, saying that Mr. Goodman is not a party to the covenant. He is interfering with contractual rights and is not able to amend the Agreement. This is not a zoning question, and there is no maintenance obligation in the Consent Decree. The rights and obligations are clearly set forth in the Consent Decree from 1998. The Park District agreed that any development outside the buffer areas would not violate the Restrictive Covenant. Mr. Kasson said it cannot be a part of the Zoning Ordinance and would be in violation of the Restrictive Covenant. If the parties want to negotiate a license to come on Good Samaritan's property, they would be amenable to that. He said that the Hospital cannot delay what they need to do at the Hospital. They waited to get to this point for the establishment of the INP District. Lyman Woods would not exist without the Hospital. They have been a good neighbor.

Dr. Goodman responded that the Consent Decree has only two parties. All four parties are party to an agreement about Lyman Woods. These buffer zones have not been maintained for 20 years. It will require considerable effort to achieve this Agreement. The Do Not Build and Do Not Disturb zones are not covered by the Consent Decree. He added that the buffer zones were established by Village ordinance. It is inappropriate to act on the request of the Master Plan until it is complete and addresses the buffer zones.

Mr. Kasson said that the Restrictive Covenant is not established by Village ordinance. Any condition would be a breach of the 1994 restrictive covenant and the 1998 Consent Decree. They would be willing to establish some sort of license to have someone maintain that area.

Laura Neuberg, Vice President, Ancillary Services and Community Health for Advocate Good Samaritan Hospital said that the Hospital has been a neighbor of Lyman Woods since 1976, and has donated land and money to protect it. Regarding the Master Plan, Good Samaritan is a crown jewel for the community. They will continue to be good neighbors and have developed responsibly. She asked that the Council adopt this plan.

Ms. Bennett commented that she feels this is a serious problem. Lyman Woods is special. When vested with the responsibility to care for something, it should be taken seriously. This is how to preserve both of them.

Commissioner Rheintgen commented that Good Samaritan Hospital is a good corporate citizen. The attorney has committed their cooperation. She doesn't think it is appropriate to attach this to the land use.

Mr. Kasson said that it would be in violation of the documents to disrupt this petition at this time.

Commissioner Neustadt commented that there are things in place to protect Lyman Woods. The Hospital is open to entertaining an agreement. He noted that Good Samaritan Hospital won a Green Business award. The Village is fortunate to have the Hospital here and it is a good corporate citizen. He feels they have tried to find solutions to this issue, and he will support this request.

*Commissioner Olsen expressed concern about the management of the vegetation. It needs to be managed appropriately. The Institutional Master Plan may not be the vehicle to do this. Commission Olsen said that the Hospital has provided a letter to continue to work with the parties to resolve this matter. He looks forward to a resolution of the matter.*

*Commissioner Barnett stated that this is about rezoning and whether the Institutional Master Plan is the vehicle to direct future behavior. This is not a good place to institutionalize this condition. He has no interest in adding this language.*

*Commissioner José also said that this is not the appropriate vehicle to address the vegetation issue. The Village cannot ask the Hospital to violate the Consent Decree or the Restrictive Covenant. He said that the Village can ask staff to help bring along a negotiated agreement to this issue. He hopes that everyone can work together to bring about a solution.*

*Commissioner Durkin noted that everyone wants to maintain the buffer area. He asked whether there is a timetable available as to when a meeting will take place. Mr. Fieldman said that the Park District will reach out to the Hospital. Commissioner Durkin asked whether the Hospital is taking the lead on this.*

*Mayor Tully replied that multiple parties can take the lead on this particular issue. Both groups are right because after an issue outside of the request comes up, it sparks further discussion. This is not a zoning question, but this is action to adopt a Master Plan for Good Samaritan Hospital. The Village created this designation. Lyman Woods is also a crown jewel and it is important in its own regard. The Mayor said that putting a condition in the IMP is probably not the right vehicle for this concern, but it is clearly an important issue. The question is what steps need to be taken to address the issue raised by Dr. Goodman regarding the buffer zone. The Village has begun to reach out to parties of the Restrictive Covenant. It is probably time for the contract to be amended to allow for invasive species to be addressed. The Mayor said that the Village wants the cooperation of the Hospital regarding amending the agreement. The Park District and the Forest Preserve are parties that should address this. With regard to the 1998 Consent Decree, Mayor Tully said that the west buffer zone would have to be modified by the Courts since the DuPage County Court directed that. The parties will work toward a stipulated amendment. He asked for the cooperation of Good Samaritan hospital in those efforts. He added that the Village does not see managing the vegetation as the Hospital's responsibility. If those efforts do not work, there is a license agreement that could be explored.*

*Mr. Kasson responded that based on those statements, the Hospital would cooperate.*

*Mayor Tully commented that there is no reason then to hold up the Master Plan.*

**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:** Planned Development #19-Good Samaritan Hospital

**ORD 00-05776**

D. Ordinance: Amend 2015 Water Rates

**Sponsors:** Manager's Office

**Summary of Item:** This amends the Municipal Code regarding water utility fees.

AN ORDINANCE AMENDING WATER UTILITY FEES FOR 2015

ORDINANCE NO. 5423

*Commissioner Durkin said this is a 14% increase and is a pass through cost from the City of Chicago to the DuPage Water Commission. He asked when the Village changed the terms of a unit of water from 1000 gallons to 748 gallons.*

*Mr. Fieldman said that was before his time, but he can get the information.*

*Commissioner Durkin then asked whether the Village looked at billing on a monthly basis vs. a bi-monthly basis.*

*Mr. Fieldman said staff has looked at it and at the costs and benefits.*

*Commissioner Durkin said he is looking at this from the perspective of the customers.*

**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 Hosé, Commissioner Olsen and Mayor Tully

**Indexes:** Water Rates

**ORD 00-05777** E. Ordinance: Amend Stormwater Utility Fee Rates

**Sponsors:** Manager's Office

**Summary of Item:** This amends the Municipal Code regarding stormwater utility fees effective January 1, 2015.

AN ORDINANCE AMENDING STORMWATER UTILITY FEES FOR 2015

ORDINANCE NO. 5423

**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 Hosé and Mayor Tully

Nay: Commissioner Olsen

**Indexes:** Stormwater Utility

## 9. First Reading

**ORD 00-05758** A. Ordinance: Amend Chapter 26 of the Downers Grove Municipal Code - Stormwater and Flood Plain Ordinance

**Sponsors:** Public Works

*Mr. Fieldman said that both Chapter 26 and 13 would be handled together as they are amendments to various chapters of the Municipal Code regarding stormwater management. He asked Public Works Director Nan Newlon to make the presentation.*

*Nan Newlon, Director, Public Works, said that ordinances have been prepared and are presented to amend the Municipal Code regarding the regulation of stormwater impacts. The more substantive changes are in Chapter 26 to reduce the threshold by which new*



developments would be required to provide on-site stormwater storage from 2500 square feet of new impervious surface to 500 square feet of new impervious surface. She showed a slide presentation of the number of building permits issued and the number of those that exceeded the suggested threshold. The map shown gave information on the number of permits in the Village that would have benefitted from smaller thresholds. The benefit of a reduced threshold is to address negative impacts and address more runoff at the source. She then reviewed the costs to address on site volume controls, and showed some examples of sites that have volume controls. The Stormwater and Floodplain Oversight Committee met on November 13, 2014 and recommended the proposed changes to Chapter 26. A notice of the meeting was sent to approximately 40 builders who are currently involved in Village projects.

Ms. Newlon then explained the second change in Chapter 13, which would allow staff to address nuisance runoff from sump pump and downspout discharges. She explained that newer homes are constructed with deeper basements that lead to more sump pump discharges, and cause nuisances to neighboring properties. The excess water can lead to icy conditions in the winter.

Tom LeCren, 545 Chicago, said he supports the proposed changes. He asked that the Council look at the 5-foot requirement.

Mr. Fieldman replied that the proposal is to require a 20-foot setback.

Dr. Goodman said that he supports these modifications and asked about the procedures regarding design or compensation in lieu of on site facilities.

Ms. Newlon said that the preference is to provide it on site and incorporate it into the design of the site.

Mr. Fieldman said that this is a micro-level issue and they are not seeking dollars, but want to be sure that the solution is in place at the time of construction.

Ms. Bennett asked why so much time is spent creating the ordinances when they are not enforced. She has complained about her neighbors on both sides whose sump pumps go into her yard. Nothing was done in response to her complaint, and she is getting all the water in her yard. She said that if they are going to create an ordinance, they should enforce it.

Mayor Tully said that this ordinance is designed to assist in exactly such situations described by Ms. Bennett.

Commissioner Neustadt questioned how this connects to the stormwater credit system.

Ms. Newlon replied that it can reduce your fee if you reduce your impervious area. She said that you can also get incentives to put in a rain garden.

Commissioner Neustadt then ask whether this is paid after construction, and Ms. Newlon said the incentives are reimbursed after construction.

Mr. Fieldman said that credits are after construction as well.

Commissioner Neustadt commented that hopefully this change will solve the many problems with negative impacts on neighboring properties. He is pleased that the Village reached out to builders.

Commissioner Barnett said he is glad to see this as well. It has been a high priority action

item. The Village is investing money to fix the problems and he is happy that these changes will help improve the situation rather than making it worse. He then asked about a benefit slide that Ms. Newlon showed, saying that the costs to mitigate runoff become part of the cost of development. This is important, and he is happy that it is being corrected so this is no longer a taxpayer cost. He then asked Ms. Newlon about steps to record localized poor drainage areas (LPDA) so that new owners are aware of this status.

Village Attorney Enza Petrarca replied that it is included, and the Village is discussing the method by which these can be recorded.

Commissioner Rheintgen addressed the total additional storage, asking what the Village will gain and how it compares to the community storage, such as that at Washington Park. She asked if stormwater storage is triggered if someone builds a porch and next year a shed.

Mr. Fieldman responded that it is cumulative under the ordinance.

Commissioner Rheintgen said she feels that this goes a little too far and said that perhaps they need information regarding additions.

Mr. Fieldman said staff has that data available.

Commissioner Rheintgen commented that she wants to make sure that this makes a difference without severely impacting homeowners.

Commissioner José said that he supports this. Everyone has heard about the flooding problems and this is the most immediate micro-way to handle those problems. The cost is real and it is a matter of who is the appropriate party to bear the cost.

Commissioner Olsen said he concurs with Commissioners José, Neustadt and Barnett and is pleased that this is coming forward.

Mayor Tully commented that this has been a high priority action item and rightfully so. This has been something of a "Whack a Mole" game, where one issue is fixed, and another comes up. With this change, sump pump discharge would have to be at the back of the house, rather than at the side of the house. In existing situations, with the 5-foot side yard setback, there may be a lot of people raising nuisance issues with both sump pump discharge and downspout discharge.

Commissioner Barnett noted that sump pump discharge is different than choosing to build a deck or shed, etc. If that type of construction is done, it is not appropriate to cause flooding for your neighbors.

Commissioner Rheintgen repeated that she feels this may be going too far and doesn't think her addition has affected her neighbors.

Commissioner Barnett said with this change the Village is going to make sure that doesn't happen.

**Indexes:** Municipal Code - Amendments, Stormwater and Flood Plain Ordinance

**ORD 00-05763**

B. Ordinance: Amend Chapter 13 of the Downers Grove Municipal Code - Health and Sanitation Regarding Regulating Sump Pump/Downspout Discharge

**Sponsors:** Public Works

**Indexes:** Municipal Code - Amendments, Health and Sanitation

## 10. Mayor's Report

*Regarding the earlier discussion of Good Samaritan Hospital and Lyman Woods on vegetation management and the buffer zones, the Mayor said he would like on update at some point when it makes sense to do so.*

### Materials to be Placed on File

## 11. Manager's Report

### *Snow and Ice Report*

*Nan Newlon, Director, Public Works, provided the 2014/15 Snow and Ice operations report. The target service level is to clear snow and ice from heavily traveled streets within 12 hours after the conclusion of a winter storm and 18 hours for lesser traveled streets. The Report recommendations are to look at the configuration of the snow routes, increase the number of drivers available, increase the number of snow vehicles responding, and increase the salt supply reliability. As to the snow route, last season staff and drivers went through all of the routes to identify any challenges they encountered. They found there were a lot of barriers in the Village, and they have reconfigured the routes for better balance. She showed an aerial photo of the routes used. With regard to staffing, there are 36 employees who cover 12-hour shifts for snow removal and managing the water system. Plans for this winter include hiring season, part-time drivers and training Public Works office staff to assist with larger events. Ms. Newlon then reviewed equipment additions and changes. As to salt supply reliability, the old salt dome held 2,500 tons of salt while the new dome holds 6,700 tons of salt. In 2013/2014, the Village had one salt contract, we have two salt contracts in 2014/2015. In terms of costs, under the State contract, the Village pays \$58.12/ton for salt from Cargill. The other contract is with DuPage County. The supplier is Morton Salt and the cost is \$70.44/ton.*

*Mr. Fieldman said the snow and ice operations is the result of the application of lean concepts. The recommendations came from those that deliver the services.*

*Mayor Tully remarked it is proactive to make a presentation about snow and ice before the snow season. He thanked the staff for being prepared to handle the snow season. The supply of salt has often been an issue and now we have addressed it. He noted the excellent prices for salt as compared to other communities.*

## 12. Attorney's Report

*Village Attorney Enza Petrarca said she was presenting 5 items to the Council: 1) An ordinance amending stormwater and flood plain provisions; 2) An ordinance regulating sump pump/downspout discharge; 3) Ordinances for the levying of taxes for the Fiscal Year commencing on the first day of January 2014 and ending on the thirty-first day of December 2014 for Village of Downers Grove Special Service Area #2 (Downers Grove Downtown Service Area); Special Service Area #4 (Green Acres Subdivision); Special Service Area #5 (Attwood Subdivision); Special Service Area #6 (Fairview Fire Protection District); and Special Service Area #7 (Dunham Subdivision); 4) Ordinances abating a portion of the 2014 tax levy related to the General Obligation Bonds, Series 2007, Series 2008A, Series 2008B, Series 2009, Series 2010, Series 2010B, Series 2012, Series 2013A and Series 2014; and 5) 2014 Aggregate Tax Levy Ordinance.*

### Future Active Agenda

## 13. Council Member New Business

INF 00-05782 A. Amend Stormwater Utility Provisions

*Mayor Tully asked Commissioner José to begin the discussion on this item, as he brought this forward to the Council under New Business.*

*Commissioner José said he would like to discuss tying what residents pay into the stormwater utility to the incentives to reduce impervious space. He would like to see the incentives increased.*

*Currently the Village provides a \$25 incentive for rain barrels. He suggested increasing that to \$50. There is currently a \$300 incentive for the installation of permeable pavers and he suggested increasing that to 50% of the purchase and installation up to \$2,500. Additionally, the Village currently offers a \$250 incentive for the installation of other facilities such as a green roof, dry wells, cisterns, etc. and Commissioner José suggested increasing that incentive to 50% of the cost of purchase and installation up to \$2,500.*

*Commissioner Neustadt said he agrees with the increase in the rain barrel incentive to \$50. He asked how Commissioner José arrived at the figure of \$2,500.*

*Commissioner José said this amount would be meaningful to a resident and make it more attractive to pursue these incentives. He said, however, that he was not tied to these figures.*

*Commissioner Neustadt asked for a report on the incentive and credit program.*

*Council members asked that this item be put on a future agenda.*

*The Mayor suggested that this ties into the sump pump discharge issue.*

*Mayor Tully said this item will be placed as a First Reading item on a future agenda.*

## **14. Adjournment**

*Commissioner Neustadt moved to convene into Executive Session pursuant to Section 2(c) (11) of the Illinois Open Meetings Act to consider litigation, when an action against, affecting or on behalf of the public body has been filed and is pending before a court or administrative tribunal; and pursuant to Section 2(c) (11) of the Illinois Open Meetings Act to consider litigation when the public body finds that an action is probably or imminent. 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 9:18 p.m.*