

Meeting Minutes

Village of Downers Grove - Council Meeting

Council Chambers

11/17/2015

7:00 PM

In order to give as many visitors as possible an opportunity to speak and in the interest of adjourning the meeting by 9:00 p.m., please limit your comments to 5 minutes in length, unless further time is granted by Council. Thank you.

1. Call to Order

Mayor Pro Tem David Olsen 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 Pro Tem Olsen led those present in the Pledge of Allegiance to the Flag.

2. Roll Call

Council Attendance (Present): Commissioner Waldack, Commissioner Vattimo, Commissioner José, Commissioner Olsen; Commissioner Barnett

Absent: Commissioner White, Mayor Tully

Non-Voting: Village Manager David Fieldman; Village Attorney Enza Petrarca; 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 past meetings, an opportunity will be given for public comments and questions of a general nature. 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 Active Agenda and the First Reading.

The Mayor stated that at the appropriate time the presiding officers will ask if there are any comments from the public. Individuals wishing to speak, should raise their hand to be recognized and, after acknowledgment from the presiding officer, approach the microphone and state their name. Remarks should be limited to five minutes, and individuals are asked to refrain from making repetitive statements.

Mayor Pro Tem Olsen 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

MIN 2015-6551 — A. Minutes: Council Minutes - November 10, 2015

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Motion: Commissioner Waldack, seconded by Commissioner Vattimo, moved to approve the minutes as presented.

Votes: Yea: Commissioners Waldack, Vattimo, Hosé, Barnett; Mayor Pro Tem Olsen

Nay: None

Mayor Pro Tem Olsen declared the motion carried.

Commissioner Vattimo asked that we share condolences and prayers with the people in Paris and observe a moment of silence for the victims and their families.

Downers Grove Fire Department Presentation:

Deputy Fire Chief Jeff Pindelski said that last week citizens who helped make a difference were recognized, and this week the Department would like to recognize an organization that has helped the Fire Department in its work. He spoke about the importance of training, noting that Midwestern University has partnered with the Fire Department and provided an opportunity for live fire training. The University allowed the Fire Department and Police Department to participate over a period of 18 days by using dorm units scheduled for demolition as part of its training program. Over 500 firefighters from nine neighboring departments participated in 77 live fire-training evolutions. The Bureau of Alcohol, Tobacco and Firearms also conducted testing, and the Illinois and Wisconsin State Fire Marshals participated as well. This type of program provides invaluable experience that allows firefighters to perform their job in a safer and more efficient manner. He thanked Midwestern for this opportunity and showed a video outlining the training opportunities provided.

Mayor Pro Tem Olsen assisted Deputy Chief Pindelski in presenting the award to Kevin McCormick of Midwestern University. Mr. McCormick thanked the Village and the Fire Department for the award.

Mayor Pro Tem Olsen said the Village appreciates the partnership of Midwestern University with the Fire Department and public safety team.

4. Proclamation

Mayor Pro Tem Olsen read a proclamation on behalf of Mayor Tully proclaiming Saturday, November 28, 2015, as Small Business Saturday in the Village of Downers Grove. Mayor Pro Tem Olsen asked that the proclamation be presented to Linda Kunze of the Downtown Management Corporation.

5. Public Comments

This is the opportunity for public comments.

1. Dr. Gordon Goodman, 5834 Middaugh, spoke about Good Samaritan Hospital's Master Plan and rezoning in December 2014. He said that at that time there was a discussion about buffer zones and the lack of maintenance of the buffer zones, and he had suggested a condition on the approval. He then asked Council as to the status of those discussions and the timeline. He would like to see some kind of working agreement in place in early 2016.

Village Manager David Fieldman said he would follow up on this with Dr. Goodman.

2. Violet Radwill, 5410 Grand, talked about the Downers Grove Library, saying on September 19, 2015, she was at the Library for two hours during which time she realized that her cell phone was missing. She filed a police report. Ms. Radwill said that people come to the Library to steal. She attended a Board of Trustees

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meeting and told them what happened, and asked to speak with the Director of the Library. Ms. Radwill said she met with the owner of a security firm who has installed security systems in other libraries, and then she met with Mr. Ashton. She will talk to the Board of Trustees tomorrow, saying that she offered to pay for the security cameras.

Mayor Pro Tem Olsen replied that the Downers Grove Library is a separate unit of government and they are holding their Board meeting tomorrow.

6. Consent Agenda

Motion: Commissioner Waldack moved to approve the Consent Agenda. Commissioner José seconded the motion.

COR 2015-6552 — A. Claims Ordinance: No. 6133, Payroll, October 30, 2015

BIL 2015-6553 — B. Bills Payable: No. 6228, November 17, 2015

MOT 2015-6505 — C. Motion: Award a Three-Year Contract for \$262,800.00 to NJ Ryan Tree & Landscape LLC for Parkway Tree Pruning Services

Summary: This awards a three-year contract for parkway tree pruning services to NJ Ryan Tree & Landscape LLC (formerly D. Ryan Tree & Landscape LLC) of DeKalb, Illinois, in the amount of \$262,800.00 (\$87,600.00 per year).

MOT 2015-6506 — D. Motion: Award a Three-Year Contract for \$467,243.40 to Homer Tree Care, Inc., Lockport, IL, for Tree and Stump Removal Services

Summary: This awards a three-year contract for tree and stump removal services to Homer Tree Care, Inc. of Lockport, Illinois, in the amount of \$467,243.40 (\$155,747.80 per year).

MOT 2015-6507 — E. Motion: Award a Three-Year Contract for \$25,650.00 to Homer Tree Care, Inc., Lockport, IL, for Demand Pruning Services

Summary: This awards a three-year contract for demand pruning services to Homer Tree Care, Inc. of Lockport, Illinois, in the amount of \$25,650.00 (\$8,550.00 per year).

MOT 2015-6508 — F. Motion: Award a Three-Year Contract for \$88,200.00 to WA Management, Inc., West Chicago, IL, for Mowing Services

Summary: This awards a three-year contract for mowing services to WA Management, Inc. of West Chicago, Illinois, in the amount of \$88,200.00.

MOT 2015-6550 — G. Motion: Note Receipt of Compliance Review No. 73 re: Audit of Motor Fuel Tax (MFT) Funds - January 1, 2007 through December 31, 2014

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Summary: This notes receipt of Compliance Review No. 73 regarding the receipt and disbursement of Motor Fuel Tax (MFT) Funds for the period beginning January 1, 2007, and ending December 31, 2014.

Motion: Commissioner Waldack moved to approve the Consent Agenda. Commissioner José seconded the motion.

Votes: Yea: Commissioners Waldack, José, Vattimo, Barnett; Mayor Pro Tem Olsen

Nay: None

Mayor Pro Tem Olsen declared the motion carried.

7. Active Agenda

ORD 2015-6511 — A. Ordinance: Amend Parking & Traffic Provisions

Summary: This amends certain parking and traffic provisions.

AN ORDINANCE AMENDING PARKING & TRAFFIC PROVISIONS

ORDINANCE NO. 5497

Motion: Commissioner Waldack moved to adopt "An Ordinance Amending Parking & Traffic Provisions," as presented. Commissioner Vattimo seconded the motion.

Votes: Yea: Commissioners Waldack, Vattimo, José, Barnett; Mayor Pro Tem Olsen

Nay: None

Mayor Pro Tem Olsen declared the motion carried.

RES 2015-6517 — B. Resolution: Approve the Final Plat of Subdivision with Exceptions for 5307 Victor Street

Summary: This denies the petition for a final plat of subdivision for the property located at 5307 Victor Street.

Motion: Commissioner Waldack moved to deny the petition for final plat of subdivision with exceptions for 5307 Victor Street. Commissioner Vattimo seconded the motion.

Votes: Yea: Commissioners Waldack, Vattimo, José; Mayor Pro Tem Olsen

Nay: Commissioner Barnett

Mayor Pro Tem Olsen declared the motion to deny carried 4:1.

8. First Reading

ORD 2015-6525 — A. Ordinance: Rezone Certain Property Located at 1940 Elmore Avenue

Stan Popovich, Director, Community Development, showed a map of the subject property, stating that the property is zoned R-1, and consists of two 60' wide lots with a single-family home built over the property line. The request is to rezone the site to R-4, which would be consistent with the area. Mr. Popovich said that this complies with the Comprehensive Plan and the Zoning Ordinance. He explained that Keith Neumann of Greenscape Homes was present to discuss his petition.

Keith Neumann, Greenscape Homes in Warrenville, said that the request is to rezone the property to R-4 to match the remainder of the street, as well as to match the setbacks on the street.

ORD 2015-6526 — B. Ordinance: Approve an Amendment to Planned Unit Development #51 to Allow Revisions to the Campus Master Plan at Midwestern University Located at 555 31st Street

Mr. Popovich explained that the Planned Unit Development (PUD) for Midwestern University was approved a few years ago for the property located at the northeast corner of the Village on 31st Street. Midwestern University is now requesting an amendment to the PUD. He explained that minor developments to the PUD can be approved administratively, but major developments require Plan Commission review and Village Council approval. This request is considered a major development in that it would revise the Campus Master Plan to allow for two new buildings. Their plan is to cluster the taller buildings in the center of the campus. The proposed buildings are for an optometry classroom and maintenance building. The optometry building is two-story and meets the bulk requirements. The maintenance building is also two-story. Mr. Popovich said the petition was submitted to the Park District and the Forest Preserve District for comment regarding the impact of the buildings on Lyman Woods. It was determined that no additional screening would be necessary to screen the buildings from Lyman Woods. Standards for the PUD criteria have been met.

Dr. Goodman expressed his appreciation to the University for keeping its development compact, and for granting easement areas on the east side of Lyman Woods. He is pleased with the University being such a good neighbor. He noted that there is a complicated issue on the western boundary of the University. This land belongs to the University, and it is important that the University continue its good will to Lyman Woods.

ORD 2015-6527 — C. Ordinance: Rezone Certain Property Located at 2501 Hobson Road

Mr. Popovich addressed Items 8C-D together. He said this is to consider a rezoning and special use at 2501 Hobson Road. He showed the location of the property slightly east of I-355. The property is zoned residential. Currently there is a cemetery and single-family home on the location, and the proposal is to rezone the property to INP-1. The petitioner is proposing to add a drive aisle around the cemetery to add a new crypt building. He said the property is owned by the Roman Catholic Diocese of Joliet. He said that the rezoning criteria and special use criteria are met. He introduced Matthew Nichols on behalf of the Diocese of Joliet.

Matthew Nichols, representing the Roman Catholic Diocese of Joliet, said that the request is to rezone the property to INP-1. Mr. Nichols spoke about the existing site, stating that there are numerous burial plots located in the 3-acre cemetery, which predates city maps. There is a 22' wide access road that has a minimal grading effect. There are 3-5 burials per month at the most. He explained that the building is located on the southern parcel at the southeast corner. They are proposing landscaping instead of fencing along the boundaries to maintain open space for the neighbors and maintain the natural presence.

Ken Giere, architect for the project, said that there will be three structures located at the north and south entry drives and the crypt. The entry drives are intended to provide a welcome and inviting entryway. There is a 239' setback for the crypt, with a 14' side yard setback and a 90' rear yard setback. He explained that all setbacks were expanded in consideration of the neighbors to the east and south. Building height is proposed at 28 ½' high. He then described the crypt structure, and the chapel. The building is designed to complement the neighboring area. It will be a limestone-clad building, and the crypt areas will only be 13' high, and a 17' high entry portico. The chapel area will be 28 ½' high, although some reduction in height is being considered. He indicated that the landscaping would continue to be refined. The Diocese cleared up the site last spring. New landscaping is to be placed along the new crypt area and will include evergreen trees, ornamental and shade trees and shrubs. Further landscaping along the borders will be used in lieu of a fence. Comments received from the neighbors have directed the type of landscaping to be used in terms of screening, trees and the height of the building. He showed the site on an overhead and the location of existing burials, as well as the proposed locations of the garden/crypt complex.

Mayor Pro Tem Olsen asked whether Hobson was a County Road; Mr. Popovich said that Hobson is the Village's responsibility.

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1. Dr. Goodman inquired as to how much parking would be provided on site for people attending a funeral procession to the burial site. It looks as though the interior road should have substantial parking spaces.

Mr. Giere said that they are set up to stage for 15 cars with more available. It provides for getting cars off of Hobson Road.

Mayor Pro Tem Olsen noted that he visits this cemetery yearly on Memorial Day, as there are a number of veterans buried there going back to the Civil War. He said that currently he parks along Hobson Road.

ORD 2015-6528 — D. Ordinance: Authorize a Special Use for 2501 Hobson Road to Permit a Cemetery

RES 2015-6557 — E. Resolution: Authorize an Agreement with Williams Architects

Mr. Fieldman asked Deputy Village Manager Mike Baker to make the presentation.

Mike Baker, Deputy Village Manager, said this provides an update on the facilities sustainability plan, a Council top priority action item. Based on Village Council direction, and to prepare for the options phase, staff prepared a request for proposal (RFP). Ten firms responded and three were interviewed. Staff is recommending awarding a contract to Williams Architects to work toward providing space needs information, and preparation of options.

Commissioner Waldack commented that this is the next step in a long and deliberative process to access needs and costs. He thinks the choice of Williams is a good one as they worked on Fire Station 2 and did an excellent job.

Commissioner Barnett commented that he thinks this is a step that is not necessary. He stated that they have studied this previously over the last decade and it is a waste of money. The only changes over that period of time relate to the makeup of the Council. He thinks that they could easily hire someone to start with the options.

Mayor Pro Tem Olsen thanked staff for their work. He looks forward to hearing more as we move through the options phase.

9. Mayor's Report

Mayor Pro Tem Olsen mentioned that the Council decided to hold monthly Coffee with the Council sessions year round. This month's Coffee With the Council will be Cookies With the Council. It will be held at the Main Street Train Station at 3:30 p.m., Friday, November 27. The holiday tree lighting will take place immediately following at 4:30 p.m.

10. Manager's Report

Mr. Fieldman asked Mr. Baker to give the quarterly report for the third quarter 2015.

Mr. Baker said the purpose of the report is to provide a financial overview to the Council and community specifically focusing on General Fund revenues and expenses.

Third quarter expected revenues were \$36.35 million; actual revenues were \$36.42 million, for a favorable variance of \$70,000. Mr. Baker then discussed revenues withheld by the State of Illinois. The amounts due for both the Motor Fuel Tax and the Local Use Tax are approximately \$600,000 each for a total of \$1.2 million. These funds have been withheld since July (Motor Fuel Tax) and September (Local Use Tax). He noted that projects have been suspended with respect to the Motor Fuel Tax. If the Local Use Tax continues to be withheld, the Village will have a deficit of \$530,000.

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In terms of expenses, third quarter expected expenses were \$33.17 million; actual expenses were \$32.54 million, for a difference of \$630,000.

Mr. Fieldman said that staff wanted to alert the Council and community about the potential \$600,000 revenue shortfall.

11. Attorney's Report

Pursuant to Section 2.5 of the Downers Grove Municipal Code, the following are presented for Village Council consideration:

1. An ordinance rezoning property located at 1940 Elmore Avenue
2. An ordinance rezoning property located at 2501 Hobson Road
3. An ordinance authorizing a special use for 2501 Hobson Road to permit a cemetery
4. An ordinance approving an amendment to Planned Unit Development #51 to allow revisions to the campus master plan at Midwestern University located at 555 31st Street

12. Council Member Reports

Commissioner José extended wishes for a happy, safe and healthy Thanksgiving, and he reminded everyone to shop locally during the upcoming Holiday Season.

Commissioner Waldack echoed the comments of Commissioner José. He asked residents to please come to Cookies with the Council and the Tree Lighting Ceremony.

Mayor Pro Tem Olsen said he was looking forward to seeing people at the Cookies With the Council.

13. Adjournment

Commissioner Waldack moved to adjourn. Commissioner José seconded the motion.

Votes: Yea: Commissioners Waldack, José, Vattimo, Barnett; Mayor Pro Tem Olsen

Nay: None

Mayor Pro Tem Olsen declared the motion carried and the meeting adjourned at 8:01 p.m.

Respectfully submitted,

April Holden

Village Clerk