

# Meeting Minutes

Village of Downers Grove - Council Meeting

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Council Chambers

2/6/2018

7:00 PM

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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 William White 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. He explained that Mayor Tully is out of town on business and would not be in attendance at tonight's meeting

Pledge of Allegiance to the Flag

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

## 2. Roll Call

**Council Attendance (Present):** Commissioner Waldack, Commissioner White, Commissioner Hosé, Commissioner Barnett

**Absent:** Commissioner Walus, Commissioner Earl; 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 Consent Agenda, the Active Agenda and the First Reading.

At the appropriate time the presiding officer 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.

Agendas are located on either side of the Council Chambers for the audience to follow the progress of the Council meeting.

## 3. Minutes of Council Meetings

MIN 2018-7662 — A. Minutes: Council Minutes - January 16, 2018

**Summary:** Council Minutes - January 16, 2018

**Motion:** Commissioner Waldack moved to approve the minutes as presented. Commissioner José seconded the motion.

Mayor White declared the motion carried by voice vote.

#### 4. Public Comments

This is the opportunity for public comments.

1. Richard McLaren, Commander, American Legion Post 80, presented the State of the Post report. Post 80 is located on Saratoga, off of Ogden Avenue, and consists of 11,000 s.f. of space devoted to this community. He spoke of their activities including Wreaths across American, weekly bingo nights, etc. The Post supports itself through bingo nights.

Mr. McLaren said members take disabled veterans to lunch, visit hospitalized veterans as well as veterans in nursing homes. He said the Post donates \$27,000 to scholarships every year as well as donating to other academic endeavors. They have also donated to the Honor Flights, flying several people to Washington, DC as well as Operation Support Our Troops. They donate to the Midwest Shelter for Homeless Vets in Wheaton. They help any needy veteran. They have sponsored the Memorial Day parade for 99 years and they provide honor guards for funerals of veterans and send honor guards to the cemeteries on Memorial Day.

Mr. McLaren said 300 war veterans make up the American Legion Post 80. He also referenced the American Legion Auxiliary and the American Legion Post 80 Riders. In 2017, Congressional Representative Peter Roskam awarded commendations to two members of American Legion Post 80, Emery Wolf, age 96, and Bruno Mystree, age 100, both World War II veterans.

Mr. McLaren described other activities the Post sponsors including Boy Scout Troop 80, Cub Scout Pack 80, eight American Legion baseball teams, American Legion Boys State and Toys for Tots. Mr. McLaren said Post 80 conducts a Veterans Day ceremony at the Post. He said the Post is the proud owner of the Cass Flag, a 150-year-old flag sewn by a member of the Cass family. It will be donated to the Darien Historical Society on Flag Day.

Mayor White said he is fascinated by the memorabilia and maps on the walls at Post 80. He thanked Mr. McLaren for taking his time to come before the Council and making this presentation.

Mr. McLaren asked that needy veterans be referred to them.

2. Jenny Garst, 5230 Farrar Court, referenced the special session regarding stormwater that was held by Council on December 5, 2017. She said it seemed as though Council was ready to move forward with a vote and she asked as to the status.

Mayor White said this item will be on next week's agenda; it will be discussed and a timeline will be presented.

Ms. Garst asked if a vote will be taken.

Mayor White said this will be presented by the Manager next week. How soon Council will vote will be determined by what is in the report and Council deliberations.

Ms. Garst asked if it will be on the agenda as a First Reading item next week.

Mayor White said it will not be.

Ms. Garst said she is concerned about the amount of time that has lapsed and the amount of time this will take going forward. She asked as to why this is taking so long.

Mayor White said the engineering is hard work and complicated. He also noted that Mayor Tully is out tonight.

Mayor White complimented Ms. Garst for being at the meeting.

Ms. Garst said she resents the fact that it takes her being here to keep this as an important issue. She said she feels she's been taken advantage of because she is not here every single Tuesday and she does not appreciate this.

Mayor White said the Council and staff are committed to working on this as quickly as possible.

Ms. Garst said she does not believe it.

**5. Consent Agenda**

**COR 2018-7663** — A. Claims Ordinance: No. 6347, Payroll, January 5, 2018

**BIL 2018-7664** — B. Bills Payable: No. 6376, February 6, 2018

**MOT 2018-7667** — C. Motion: Authorize an Agreement Not to Exceed \$185,000.00 to American Fire Training Systems, Lemont, IL, for Construction of a Fire Department Training Facility

**Summary:** This authorizes an agreement for the installation of a Fire Department training facility.

**RES 2018-7661** — D. Resolution: Authorize an Extension to the Contract with KLF Enterprises, Inc., for Debris Hauling Services

**Summary:** This authorizes a contract extension with KLF Enterprises of Markham, Illinois for the provision of debris hauling services until December 31, 2018. The contract price will increase by 2%, an increase of \$1534.50, for a total contract amount of \$78,259.50.

**A RESOLUTION AUTHORIZING EXECUTION OF AN EXTENSION TO THE CONTRACT BETWEEN THE VILLAGE OF DOWNERS GROVE AND KLF ENTERPRISES, INC.**

**RESOLUTION 2008-10**

**RES 2018-7666** — E. Resolution: Authorize a Local Agency Agreement with the Illinois Department of Transportation for Main Street Resurfacing

**Summary:** This authorizes the execution of a Local Agency Agreement between the Village of Downers Grove and Illinois Department of Transportation (IDOT) for the use of grant funding to resurface Main Street between Ogden Avenue and Franklin Street.

**A RESOLUTION AUTHORIZING EXECUTION OF A LOCAL AGENCY AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR MAIN STREET RESURFACING (PROJECT ST-049)**

**RESOLUTION 2018-11**

**RES 2018-7671** — F. Resolution: Authorize an Amendment to the Contract with Hey and Associates, Inc., for Engineering and Design Services for Local Drainage Project #11, Debolt/Linden/Gierz

**Summary:** This authorizes a contract amendment with Hey and Associates, Inc. of Chicago, Illinois for the design, plan preparation and permitting of water main in conjunction with stormwater engineering services for project area #11 in the amount of \$7,230.

**A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO THE CONTRACT BETWEEN THE VILLAGE OF DOWNERS GROVE AND HEY AND ASSOCIATES, INC.**

**RESOLUTION 2018-12**

**MIN 2018-7673** — G. Minutes: Note Receipt of Minutes of Boards and Commissions

**Summary:** Library Board - December 13, 2017

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

**Votes:** Yea: Commissioners Waldack, José, Barnett; Mayor White

Nay: None

Mayor White declared the motion carried.

**6. Active Agenda**

**7. First Reading**

Village Manager Dave Fieldman said there are three items and two issues on tonight's First Reading. He asked Stan Popovich, Director, Community Development, to discuss these items.

**ORD 2018-7656** — A. Ordinance: Rezone Certain Property Located at 236 Indianapolis Avenue

Stan Popovich, Director, Community Development, said this is an addition for Lester School. He showed the location and campus. The property is currently zoned R-4. The petitioner is requesting to rezone the property to INP-2, Campus-Scale Institutional and Public District. The petitioner is also requesting approval for a special use to construct a school addition. Mr. Popovich showed a rendering of the addition.

Mr. Popovich noted that this meets the goals of the Comprehensive Plan and the special use criteria.

**ORD 2018-7655** — B. Ordinance: Authorize a Special Use for 236 Indianapolis Avenue to Permit a School Addition

**ORD 2018-7654** — C. Ordinance: Authorize a Special Use for 2410 Ogden Avenue to Permit an Automobile Dealership

Mr. Popovich said the petitioner is requesting special use approval to operate an automobile dealership at this address. He showed the location of the property. The petitioner is proposing to demolish the existing building and redevelop the site to include consolidation of curb cuts on Ogden Avenue. He showed the traffic flow and a rendering of the building.

Mr. Popovich noted that this meets the goals of the Comprehensive Plan and the special use criteria.

## 8. Mayor's Report

## 9. Manager's Report

Mr. Fieldman acknowledged an 8<sup>th</sup> grader, Alex, in attendance at tonight's meeting.

## 10. 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 certain property located at 236 Indianapolis Avenue
2. An ordinance authorizing a special use for 236 Indianapolis Avenue to permit a school addition
3. An ordinance authorizing a special use for 2410 Ogden Avenue to permit an automobile dealership

## 11. Council Member Reports

Commissioner Waldack reported out on the Downtown Downers Grove Ice Fest to be held Friday and Saturday, February 9 & 10, 2018. He referenced many activities and events including ice sculpting demonstrations, a pancake breakfast, an old time barn dance as well as visits by the Ice Queen and Princess. There will be over 40 ice sculptures on display. He invited people to attend and said more information can be found at [www.downtowndg.org](http://www.downtowndg.org).

## 12. Council Member New Business

**MOT 2018-7675** — A. Motion: Direct Staff to Prepare an Ordinance Amending Section 3.33(c) to Allow all Liquor License Holders the Ability to Show Films Classified by the Motion Picture Industry as Rated R or Less

Commissioner Waldack said he will not make a motion regarding this matter. He explained that he has brought this forward for consideration based on a recent change to the Liquor Ordinance that allows Class T liquor license holders to both show R rated or less movies and sell liquor. Commissioner Waldack said currently any business is able to show motion pictures and films rated R or less, although they may not also serve alcohol. He thinks all liquor license holders should be allowed to show motion pictures and films rated R or less as well. He referenced Section 3.33 of the Liquor Ordinance and said the standards in this section should apply equally to all liquor license holders. He discussed the requirements of wait staff and the provisions under which they could lose their liquor licenses. He then noted that if the T Class business loses its liquor license, they still have their business. If other liquor license holders lose their liquor licenses, they lose their businesses.

Commissioner Waldack said this request is to remove the T Class license from Section 3.33.

Mayor White clarified that if the proposed amendment was made then every liquor license holder would be allowed to show movies rated R or less.

Commissioner Waldack agreed.

Mayor White asked for comments. Hearing none, he said there is no interest on the part of the Council to move forward on this motion.

**MOT 2018-7674** — B. Motion: Direct Staff to Prepare a Draft Operating Process to Reinstate the Peer Jury Program

Mayor White said this item is to be deferred until the rest of the Council is present.

### **13. Adjournment**

Mayor White asked for a motion to adjourn.

**Motion:** Commissioner Waldack moved to adjourn. Commissioner José seconded the motion.

Mayor White declared the motion carried by voice vote and the meeting adjourned at 7:39 p.m.

Respectfully submitted,  
April Holden  
Village Clerk