

Meeting Minutes

Village of Downers Grove - Council Meeting

Council Chambers

4/3/2018

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 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.

Mayor Tully then acknowledged the Scouts in attendance at tonight's meeting who are working on their merit badges. Matt Perry, with Troop 57, is working on his communication merit badge, his last of 23 badges. He has completed his Eagle Scout project. He congratulated Matt on his accomplishments.

2. Roll Call

Council Attendance (Present): Commissioner Walus, Commissioner Earl, Commissioner Waldack, Commissioner White, Commissioner Hosé, Commissioner Barnett; Mayor Tully

Absent: None

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.

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 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.

Council Meeting

Village of Downers Grove

April 3, 2018

3. Minutes of Council Meetings

MIN 2018-7717 — A. Minutes: Council Minutes - March 13, 2018

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

Mayor Tully declared the motion carried by voice vote.

4. Public Comments

This is the opportunity for public comments.

5. Consent Agenda

COR 2018-7718 — A. Claims Ordinance: No. 6253, Payroll, February 16, 2018 and No. 6255, Payroll, March 2, 2018

BIL 2018-7719 — B. Bills Payable: No. 6386, April 3, 2018

RES 2018-7716 — C. Resolution: Authorize Addendum A to Quotation 264821 V:4 with Zoll Medical Corporation re: Cardiac Monitors

Summary: This authorizes the purchase of cardiac monitors from Zoll Corporation.

**A RESOLUTION AUTHORIZING EXECUTION OF ADDENDUM A TO QUOTATION 264821 V:4
BETWEEN ZOLL MEDICAL CORPORATION AND THE VILLAGE OF DOWNERS GROVE**

RESOLUTION 2018-20

RES 2018-7708 — D. Resolution: Terminate the Intergovernmental Agreement with the Villages of Clarendon Hills, Downers Grove, Westmont, Hinsdale, and Willow Springs, the Tri-State Fire Protection District, and DuPage Public Safety Communications (DUJCOMM) for the Southeast DuPage County Communications and Radio Networks

Summary: This terminates the Intergovernmental Agreement between the Villages of Clarendon Hills, Downers Grove, Westmont, Hinsdale and Willow Springs, the Tri-State Fire Protection District, and DuPage Public Safety Communications (DUCOMM) for the Southeast DuPage County Communications and Radio Networks.

**A RESOLUTION TERMINATING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE
VILLAGES OF CLARENDON HILLS, DOWNERS GROVE, WESTMONT, HINSDALE, AND
WILLOW SPRINGS, THE TRI-STATE FIRE PROTECTION DISTRICT, AND DUPAGE PUBLIC
SAFETY COMMUNICATIONS (DUJCOMM) FOR THE SOUTHEAST DUPAGE COUNTY
COMMUNICATIONS AND RADIO NETWORKS**

RESOLUTION 2018-21

RES 2018-7704 — E. Resolution: Authorize a Memorandum of Understanding with DuPage Public Safety Communications (Du-COMM) for a Joint Public Safety Communications System

Summary: This approves a Memorandum of Agreement between the Village of Downers Grove and DUCOMM (DuPage Public Safety Communications).

Council Meeting

Village of Downers Grove

April 3, 2018

**A RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING
BETWEEN THE VILLAGE OF DOWNERS GROVE AND DUPAGE PUBLIC SAFETY
COMMUNICATIONS (DU-COMM)**

RESOLUTION 2018-22

RES 2018-7714 — F. Resolution: Authorize Addendum No. 040-CB with Sentinel Technologies, Inc., for Annual Maintenance Services for the Village's Voice over Internet Protocol (VoIP) Telephone System

Summary: This authorizes renewal of the software and hardware maintenance support agreement for the Village's Voice over Internet Protocol (VoIP) phone system.

**A RESOLUTION AUTHORIZING EXECUTION OF ADDENDUM NO. 040-CB BETWEEN THE
VILLAGE OF DOWNERS GROVE AND SENTINEL TECHNOLOGIES, INC.**

RESOLUTION 2018-23

MOT 2018-7715 — G. Motion: Authorize \$78,156.00 to Sentinel Technologies, Downers Grove, IL, for the Purchase of Data Center Core Switches and Five Years of Cisco SMARTnet Maintenance

Summary: This authorizes the purchase of data center core switches along with five years of Cisco SMARTnet maintenance from Sentinel Technologies of Downers Grove, IL, in an amount of \$78,156.00.

RES 2018-7724 — H. Resolution: Authorize a Second Extension to the Contract with SEECO Consultants, Inc., for Material Testing Services for Capital Improvement Projects

Summary: This authorizes the extension of an existing contract for material testing services for capital improvement projects for an amount of up to \$55,000 with SEECO Consultants, Inc., of Tinley Park, Illinois.

**A RESOLUTION AUTHORIZING EXECUTION OF A SECOND EXTENSION TO THE CONTRACT
BETWEEN THE VILLAGE OF DOWNERS GROVE AND SEECO CONSULTANTS, INC.**

RESOLUTION 2018-24

RES 2018-7725 — I. Resolution: Authorize a Second Extension to the Agreement with GEOCON Professional Services for Material Testing Services, LLC, for Capital Improvement Projects

Summary: This authorizes the extension of an agreement for material testing services for capital improvement projects for an amount of up to \$55,000 with GEOCON Professional Services, LLC, of Frankfort, Illinois.

**A RESOLUTION AUTHORIZING EXECUTION OF A SECOND EXTENSION
TO THE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE
AND GEOCON PROFESSIONAL SERVICES, LLC**

RESOLUTION 2018-25

RES 2018-7723 — J. Resolution: Authorize a Second Extension to the Contract with INTERRA, Inc., for Material Testing Services for Capital Improvement Projects

Summary: This authorizes the extension of an existing contract for material testing services for capital improvement projects for an amount of up to \$55,000 with INTERRA, Inc., of Bolingbrook, Illinois.

Council Meeting

Village of Downers Grove

April 3, 2018

**A RESOLUTION AUTHORIZING EXECUTION OF A SECOND EXTENSION TO THE CONTRACT
BETWEEN THE VILLAGE OF DOWNERS GROVE AND INTERRA, INC.**

RESOLUTION 2018-26

MOT 2018-7722 — K. Motion: Authorize a Contract Not to Exceed \$90,387.00 to Engineering Resource Associates, Inc., for Engineering and Survey Services for Local Drainage Project FP-Deer Creek

Summary: This authorizes a contract for engineering and survey services for engineering and survey services for local drainage project FP-Deer Creek (SW-1080-18S) to Engineering Resource Associates, Inc., in the amount of \$82,170 plus 10% contingency in the amount of \$8,217 for a total not-to-exceed \$90,387.

MOT 2018-7729 — L. Motion: Authorize a \$30,000.00 Contribution to the DuPage Senior Citizens Council (DSCC) for the Meals on Wheels Program for FY 2018

Summary: This authorizes a \$30,000.00 contribution to Meals on Wheels for FY18.

MIN 2018-7727 — M. Minutes: Note Receipt of Minutes of Boards and Commissions

Summary: Library Board - February 28, 2018; Stormwater and Flood Plan Oversight Committee - September 14, 2017

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

Votes: Yea: Commissioners White, Waldack, Walus, Earl, José, Barnett; Mayor Tully

Nay: None

Mayor Tully declared the motion carried.

6. Active Agenda

7. First Reading

Village Manager Dave Fieldman said there are four items representing two topics on tonight's First Reading. He asked Stan Popovich, Director, Community Development, to introduce the items.

ORD 2018-7698 — A. Ordinance: Rezone a Portion of Certain Property located at 2200 Warrenville Road

Stan Popovich, Director, Community Development, said this and the next item are for a rezoning and final plat of subdivision for 2200 Warrenville Road. He showed the location of the property in the northwest quadrant of the Village. The plat of subdivision will consolidate three lots into a single lot. The petitioner is requesting to rezone the entire property to O-R-M, a single zoning classification, for redevelopment of the site into an office-warehouse facility. Mr. Popovich said this proposal meets the zoning requirements and the Subdivision Ordinance criteria. It also complies with the Comprehensive Plan.

Commissioner Earl welcomed the petitioner, Green Bay Packaging.

RES 2018-7697 — B. Resolution: Approve the Final Plat of Subdivision for 2200 Warrenville Road

Council Meeting

Village of Downers Grove

April 3, 2018

ORD 2018-7700 — C. Ordinance: Annex 6140 Boundary Road to the Village of Downers Grove, Illinois

Mr. Popovich said this and the next item concerns an annexation and rezoning of property located at 6140 Boundary Road. He showed the location and noted that the subject property is surrounded by Village property. The petitioner intends to build a single-family home and is requesting rezoning of the property to R-3 upon annexation, which will match the land use, lot size, and zoning of continuous properties to the east and surrounding neighborhoods.

Mr. Popovich said this request complies with the Comprehensive Plan and meets the zoning criteria.

ORD 2018-7701 — D. Ordinance: Rezone Certain Property located at 6140 Boundary Road

8. Mayor's Report

Mayor Tully asked that an invitation be extended to Kendall Gretsch to be Grand Marshal of the Independence Day parade. Ms. Gretsch is a Downers Grove native and winner of the Gold Medal in the 6 Kilometer Women's Sitting Biathlon in the 2018 Paralympics.

The Mayor announced that the Downers Grove Police Department was awarded the Gold Standard Accreditation with Excellence through the Commission on Accreditation for Law Enforcement Agencies (CALEA). The Department also received the Meritorious Award for achieving 15 or more consecutive years of accreditation, which is a milestone for the Village. The Accreditation with Excellence is the highest level of recognition that can be awarded by the Commission, and only about 4% of law enforcement agencies in the United States have ever achieved accreditation like this through CALEA. He verified that this is the second time in a row for the Village of Downers Grove, which is almost unheard of. It is another level of exceptional accomplishments by the Village of Downers Grove Police Department. Assessing the Police Department by CALEA is a rigorous process. The Mayor extended appreciation to Police Chief Gillette and all of the present and prior staff of the Police Department for their roles in achieving this.

Mayor Tully then announced that the Downers Grove Fire Department received recognition from the Northern Illinois Fire Sprinkler Advisory Board for its efforts to insure that fire sprinklers and fire protection systems are maintained to NFTA standards. This recognition will be included in the upcoming issue of Illinois Fire Chief magazine, as well as the Illinois Municipal League magazine including photos of various officials involved in these efforts. A photo shoot, hosted by Midwestern University, was held this morning. He thanked the Fire Department for their dedicated work.

New Business

RES 2018-7728 — A. Resolution: Appoint Members to Boards and Commissions

Summary: This appoints Jillian A. Mirkut to the Board of Fire and Police Commissioners for a three-year term expiring August 31, 2021.

The Mayor asked Village Clerk April Holden to read the resolution.

A RESOLUTION APPOINTING JILLIAN A. MIRKUT TO THE BOARD OF FIRE AND POLICE COMMISSIONERS

RESOLUTION 2018-27

Council Meeting

Village of Downers Grove

April 3, 2018

Motion: Commissioner White moved to adopt "A Resolution Appointing Jillian A. Mirkut to the Board of Fire and Police Commissioners," as presented. Commissioner Waldack seconded the motion.

Votes: Yea: Commissioners White, Waldack, Walus, Earl, José, Barnett; Mayor Tully

Nay: None

Mayor Tully declared the motion carried. The Mayor thanked Ms. Mirkut for her willingness to serve and welcomed her to the Board of Fire and Police Commissioners.

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 a portion of certain property located at 2200 Warrenville Road
2. An ordinance annexing 6140 Boundary Road to the Village of Downers Grove
3. An ordinance rezoning certain property located at 6140 Boundary Road

11. Council Member Reports

Commissioner Waldack the Downtown Management Corporation is looking for volunteers to work the car shows from May to August. More information on this and an activities calendar can be found at www.downtowndg.org.

Commissioner Walus invited residents to attend the Passport to Safety event on Saturday, April 7, from 10 a.m. to noon at the Lincoln Center. In addition, the Mustang Trot and Walk event will be held on Sunday, April 8, 2018. She invited everyone to attend this event.

Commissioner Walus then congratulated the Police and Fire departments on their accomplishments.

9. Manager's Report

Mayor Tully asked for a motion to recess to the Committee Room to discuss potential amendments to stormwater management regulations.

Commissioner White moved to recess to the Committee Room. Commissioner Waldack seconded the motion.

The Mayor declared the motion carried by voice vote and the Council recessed at 7:21 p.m.

REP 2017-7624 — A. Report: Discuss Potential Amendments to Stormwater Management Regulations

Mayor Tully reconvened the meeting at 7:30 p.m. to discuss potential changes to stormwater regulations. He asked Mr. Fieldman to discuss proposed changes to the stormwater regulations.

Mr. Fieldman said consideration of amendments to stormwater regulations was identified as a Priority Action item for 2017-2019. The issue is that development activities generate runoff which sometimes negatively affects neighbors. The objectives are 1) to reduce negative impacts of runoff caused by development activities, and 2) to create a permitting process that accommodates residential renovation and redevelopment. Challenges include a lack of stormwater infrastructure, development pressures in these areas, unique soil conditions, topography, properties subdivided prior to regulations, resident and neighbor expectations, and achieving a balance of the objectives.

Council Meeting

Village of Downers Grove

April 3, 2018

Mr. Fieldman then discussed the public stormwater management system. The public system stores and conveys runoff Village-wide. It consists of public improvements funded by the stormwater utility fees to carry out capital projects and maintenance.

Mr. Fieldman said tonight Council would be discussing private systems that are on-site drainage systems. These systems are privately funded, they store and convey runoff on specific lots, and they consist of private improvements that are funded by property owners. The Village establishes the rules for effective stormwater management. The Village is attempting to retroactively integrate the public and private systems. The challenge for the Village is to improve the management of stormwater. The idea of solving stormwater issues is a misnomer. There will always be a storm or series of storms that exceeds a community's capacity for storage. No stormwater improvement or regulation will "solve" stormwater issues; the regulations are to improve, not solve stormwater issues.

Mr. Fieldman then discussed proposed regulations staff thinks meet the Council's direction. Staff is proposing that stormwater detention be required for all new single family houses and major additions. Major additions are those that expand the footprint of the house and alter a total of 600 s.f. or more. Property owners would be required to connect the detention basin to the public drainage system, provided the drainage system is located within 200 feet of the subject property and that the connection is a gravity based system. Detention of 100% of required volume must be provided. When connection to the public drainage system is not feasible/practical because the system is more than 200 feet away from the property or a gravity based connection cannot be made, detention in the amount of 150% of required volume must be provided.

In terms of existing regulations, post construction best management practices (PCBMP) are required at 700 s.f. of net new impervious (NNI) area. Detention is required as 25,000 s.f. of net new impervious area.

Mr. Fieldman provided the following table:

Proposed Regulations	% of Permits	% of rain events managed	Estimated Cost
Detention with connection to public system	67%	99%	\$15,000 - \$30,000
150% detention without connection of public system	33%	95-99%	\$22,000 - \$45,000

Mr. Fieldman said the solution and compliance occurs on-site. There are factors that limit the ability of the required improvements to comply with the regulations or to be effective, including high seasonal groundwater table that does not allow enough room for water storage, low infiltration rates due to excess clay, and the presence of special management areas such as a flood plain or wetlands that make it difficult to provide extra storage. Owners could apply for a variation by using the existing standards and process. Variations would include conditions of approval. Variations would be based on physical conditions of the property. Mr. Fieldman said variations would affect a low percentage of permits. Staff estimates perhaps five variations per year.

Mr. Fieldman said there is an episode of *This Old House* depicting the type of regulations staff is suggesting, and the video was shown.

Mr. Fieldman said detention areas could be very large. As the water table depth increases (gets closer to surface level), the basins get shallower and take up more yard space. He said 150% volume basins on small lots with high water tables could take up most of the front and rear lots.

In terms of next steps, Mr. Fieldman said that with Council concurrence, staff will hold a meeting with the building community to get their perspectives, concerns and comments. Staff will eventually come back to Council with ordinances for their review.

Commissioner White congratulated staff on the presentation. He said he thinks we should move forward.

Commissioner Barnett said he is happy to see this progress.

Council Meeting

Village of Downers Grove

April 3, 2018

Commissioner Earl said she has been watching this for years and is thrilled to see this. She asked where the public can find information on existing projects.

Mr. Fieldman advised people to review the 2014 stormwater analysis report and the 2018 Community Investment Program in the budget. Both documents are available on the Village's website.

Commissioner José said he is 100% on board with this. He noted this is for developments moving forward. There is more work to do. This is an improvement to a much larger project.

Commissioner Walus thanked staff for their work. She said this is a good start.

Commissioner Waldack said he supports this. He asked when staff would be meeting with builders and contractors.

Mr. Fieldman said it would probably be within the next two weeks.

Mayor Tully said he agrees with his colleagues. This is one piece of a big puzzle and minimizes headaches going forward. It is far more invasive than past steps and should be far more effective.

Vincent Barrett, 4921 Highland, said he heard about past projects. He said he is encouraged by what he sees here with respect to new construction going forward. He urged the Council to fast track this matter. He asked as to when this will be presented to Council.

Mayor Tully replied it depends upon the input from the building community.

Mr. Fieldman said staff would like to deliver proposed ordinances to Council in May. A public hearing would then be held by the Stormwater and Flood Plain Commission and the matter would then be returned to Council, hopefully before Labor Day.

Commissioner Earl asked as to the effective date.

Mr. Fieldman said it will be a short effective date.

Mr. Barrett said he was encouraged by the on-site drainage requirement. The public system is vital. He asked about new development sites.

Mr. Fieldman said new houses will probably have detention either in front or back yards, or both. If there is not enough space, there will have to be mitigation in development in terms of conditions on the development such as shrinking the house or providing overflow pipes. The ordinances will address commercial areas. He noted underground detention at 4900 Forest Avenue.

Mr. Barrett suggested the Village consider buying properties not big enough to be built on.

The Mayor responded that the Village has done that for many years, but there are limitations on what the Village can buy.

Mr. Fieldman said that the Village has also partnered with the Park District in purchasing parcels.

Stephanie Wolf, 4925 Highland, asked if this kind of regulation will apply on a larger development.

Mr. Fieldman said it would. A property owner is currently required to have detention only if they have 25,000 s.f. net new impervious area. We have focused on residential. We will have to figure out commercial.

Kristina Nammari, 4914 Bryan Place, asked about maintenance issues and requirements.

Mr. Fieldman said the Village Code will require regular maintenance activities.

The Mayor spoke to enforcement possibilities include court appearances.

Jim Garst, 5230 Farrar Court, said he and his wife have been watching this process. This solution is elegant and simple. He asked about the exception process and on-going monitoring.

Mr. Fieldman said the program as a whole would be monitored; monitoring would be both informal and formal.

Council Meeting

Village of Downers Grove

April 3, 2018

The Mayor said there would be a public process for variations and record keeping through the petition driven process.

Mr. Fieldman said every variance would require Council approval.

Jennifer Garst, 5230 Farrar Court, asked about attending the meeting with developers/contractors.

Mr. Fieldman said they ask technical questions. He invited Ms. Garst to attend.

Mr. Barrett said he is interested in the block on which he lives.

Commissioner White noted that capital projects can be found in the budget.

Commissioner Barnett said the timeframe for public system improvements is three or four decades into the future.

A resident asked for a definition of 100% storage.

Mr. Fieldman said 100% refers to the volume required. He said we will never be able to capture every drop of rain onsite; there will still be some runoff depending upon topography and other issues.

Mayor Tully thanked residents for their comments.

Commissioner White said this is the tip of the iceberg. We have not seen 95% of the work that has been done. He agreed that this is an elegant solution.

12. Adjournment

Mayor Tully asked for a motion to adjourn.

Motion: Commissioner White moved to adjourn. Commissioner Waldack seconded the motion.

Mayor Tully declared the motion carried by voice vote and the meeting adjourned at 8:25 p.m.

Respectfully submitted,

April Holden

Village Clerk