

Meeting Minutes

Village of Downers Grove - Council Meeting

Council Chambers

11/20/2018

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.

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.

3. Minutes of Council Meetings

MIN 2018-7978 — A. Minutes: Council Minutes - November 13, 2018

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

Council Meeting

Village of Downers Grove

November 20, 2018

Mayor Tully declared the motion carried by voice vote.

Proclamation

Mayor Tully read a proclaimed Saturday, November 24, 2018, as Small Business Saturday in the Village of Downers Grove and encouraged everyone to support small businesses in the community.

4. Public Comments

This is the opportunity for public comments.

Mary Edwards, West Suburban Humane Society, said she was part of a group that came before the Council in October and asked for an ordinance prohibiting the sale of commercially bred dogs, cats and rabbits. She asked as to the status of this matter.

Mayor Tully said he commented at that meeting that the Council had a number of items on the agenda. He believes this will come up again in December/January. He understands there is a high level of interest in this topic. He said it is important to engage the community in this discussion.

Ms. Edwards noted that Lisle just passed an ordinance banning the sale of commercially bred dogs, cats and rabbits, as did Atlanta, GA. About 271 municipalities in the United States have banned the sale of commercially bred dogs, cats and rabbits.

Rich Kulovany, 6825 Camden, said he was present on behalf of the Downers Grove Historical Society. They were pleased with the turnout for Saturday's event for the Sears Homes. Work has started on next year's program. He noted that two weeks ago, the Historical Society celebrated their 50th anniversary at Alter Brewing. He thanked the community for their support.

5. Consent Agenda

BIL 2018-7982 — A. Bills Payable: No. 6424, November 20, 2018

RES 2018-7976 — B. Resolution: Authorize a Boundary Line Agreement with the City of Darien

Summary: This authorizes a boundary line agreement with the City of Darien.

**A RESOLUTION AUTHORIZING EXECUTION OF A BOUNDARY LINE AGREEMENT BETWEEN
THE VILLAGE OF DOWNERS GROVE AND THE CITY OF DARIEN**

RESOLUTION 2018-81

MOT 2018-7886 — C. Motion: Estimate 2018 Aggregate Tax Levy for the Village of Downers Grove

Summary: Motion to find and determine that the aggregate levy for the Village of Downers Grove, as defined in the Illinois Truth in Taxation Law, estimated to be necessary to be raised by taxation for 2018 upon the taxable property in Downers Grove is \$28,243,198.76. This amount is based upon an estimated levy of \$3,968,669 for corporate and police; \$2,850,000 for fire; \$3,370,000 for police pension; \$3,611,356 for fire pension; \$5,337,785 for library operating; \$1,741,300 for Central Business District 2010 Series debt service; \$1,078,000 for Central Business District 2010B Series debt service; \$1,932,918.76 for Capital Projects 2012 Series debt service; \$835,375 for Central Business District 2013A Series debt service; \$790,625 for Refunding Bonds 2014 Series debt service; \$512,750 for Refunding Bonds 2015 Series debt service; \$745,150 for Refunding Bonds 2016 Series debt service; and \$1,132,926 for Refunding Bonds 2017 Series debt service. The estimated levy for Special

Council Meeting

Village of Downers Grove

November 20, 2018

Service Area #2, CBD Special Service Area, is \$247,000 and the estimated levy for Special Service Area #6, Fairview Fire Protection District Special Service Area, is \$89,344. The estimated levies is \$0 for the following Special Service Areas: Area #4, Green Acres; Area #5, Atwood; Area #7, Dunham Subdivision; Area #8, Nelson Meadow Subdivision; Area #9, 35th & Saratoga Subdivision and Area #10 Bridgepoint Downers Grove Subdivision. A public hearing will be held on these proposed levies on December 4, 2018 at 7:00 p.m. in the Village Council Chambers. The adoption of the proposed levies will be held on December 11, 2018 at 7:00 p.m. in the Village Council Chambers. Staff is also directed to prepare ordinances to abate certain 2018 tax levies.

MIN 2018-7984 — D. Minutes: Note Receipt of Minutes of Boards and Commissions

Summary: Library Board - October 24, 2018

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

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

Nay: None

Mayor Tully declared the motion carried.

6. Active Agenda

ORD 2018-7884 — A. Ordinance: Adopt the Fiscal Year 2019 Budget in Lieu of Passage of an Appropriation Ordinance

Summary: This adopts the 2019 budget in lieu of an appropriation ordinance. As provided by law, proper notice has been given, the budget has been available for inspection for at least ten days, and a public hearing was held on November 13, 2018.

AN ORDINANCE ADOPTING THE FISCAL YEAR 2019 BUDGET IN LIEU OF PASSAGE OF AN APPROPRIATION ORDINANCE

ORDINANCE NO. 5720

Motion: Commissioner White moved to adopt "An Ordinance Adopting the Fiscal Year 2019 Budget in Lieu of Passage of an Appropriation Ordinance," as presented. Commissioner Earl seconded the motion.

Commissioner José said he was happy to support this as the budget is balanced with no increase in property taxes for operations, and with a commitment to infrastructure, maintenance and construction.

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

Nay: None

ORD 2018-7935 — B. Ordinance: Amend Certain Traffic and Parking Provisions

Summary: This amends certain traffic provisions.

AN ORDINANCE AMENDING CERTAIN TRAFFIC AND PARKING PROVISIONS

ORDINANCE NO. 5721

Motion: Commissioner White moved to adopt "An Ordinance Amending Certain Traffic and Parking Provisions," as presented. Commissioner Earl seconded the motion.

Council Meeting

Village of Downers Grove

November 20, 2018

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

Nay: None

Mayor Tully asked for a motion approving **ORD 2018-7939, ORD 2018-7970, ORD 2018-7971, and ORD 2018-7972 – Items C-F** on the Active Agenda.

Motion: Commissioner White moved to adopt Ordinances vacating a public alley adjacent to and between 4733 Douglas Road, 4725 Douglas Road, and 445 Gierz Avenue; a portion of a public alley adjacent to and between 4804 Fairview Avenue, 4806 Fairview Avenue, and 413 Prairie Avenue; a portion of a public alley adjacent to and between 4733 Douglas Road, 4737 Douglas Road, 445 Gierz Avenue, 435 Gierz Avenue, 440 Prairie Avenue, and 428 Prairie Avenue; and public alleyways adjacent to and between 444 Wilson Street, 442 Wilson Street, and 445 Prairie Avenue as presented. Commissioner Earl seconded the motion.

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

Nay: None

ORD 2018-7939 — C. Ordinance: Vacate a Public Alley (Douglas-Gierz) Adjacent to and between 4733 Douglas Road, 4725 Douglas Road, and 445 Gierz Avenue

Summary: This vacates a public alley adjacent to and between 4733 Douglas Road, 4725 Douglas Road, and 445 Gierz Avenue.

AN ORDINANCE VACATING A PUBLIC ALLEY (DOUGLAS-GIERZ) ADJACENT TO AND BETWEEN 4733 DOUGLAS ROAD, 4725 DOUGLAS ROAD AND 445 GIERZ AVENUE

ORDINANCE NO. 5722

ORD 2018-7970 — D. Ordinance: Vacate a Portion of a Public Alley (Fairview-Prairie) adjacent to and between 4804 Fairview Avenue, 4806 Fairview Avenue, and 413 Prairie Avenue

Summary: This vacates a portion of a public alley adjacent to and between 4804 Fairview Avenue, 4806 Fairview Avenue, and 413 Prairie Avenue.

AN ORDINANCE VACATING A PORTION OF A PUBLIC ALLEY (FAIRVIEW-PRAIRIE) ADJACENT TO AND BETWEEN 4804 FAIRVIEW AVENUE, 4806 FAIRVIEW AVENUE AND 413 PRAIRIE AVENUE

ORDINANCE NO. 5723

ORD 2018-7971 — E. Ordinance: Vacate a Portion of a Public Alley (Prairie-Gierz) adjacent to and between 4733 Douglas Road, 4737 Douglas Road, 445 Gierz Avenue, 435 Gierz Avenue, 440 Prairie Avenue, and 428 Prairie Avenue

Summary: This vacates a portion of a public alley adjacent to and between 4733 Douglas Road, 4737 Douglas Road, 445 Gierz Avenue, 435 Gierz Avenue, 440 Prairie Avenue, and 428 Prairie Avenue.

AN ORDINANCE VACATING A PORTION OF A PUBLIC ALLEY (PRAIRIE-GIERZ) ADJACENT TO AND BETWEEN 4733 DOUGLAS ROAD, 4737 DOUGLAS ROAD, 445 GIERZ AVENUE, 435 GIERZ AVENUE, 440 PRAIRIE AVENUE AND 428 PRAIRIE AVENUE

ORDINANCE NO. 5724

Council Meeting

Village of Downers Grove

November 20, 2018

ORD 2018-7972 — F. Ordinance: Vacate a Public Alley (Wilson-Prairie) adjacent to and between 444 Wilson Street, 442 Wilson Street, and 445 Prairie Avenue

Summary: This vacates public alleyways adjacent to and between 444 Wilson Street, 442 Wilson Street, and 445 Prairie Avenue.

AN ORDINANCE VACATING PUBLIC ALLEYWAYS (WILSON-PRAIRIE) ADJACENT TO AND BETWEEN 444 WILSON STREET, 442 WILSON STREET AND 445 PRAIRIE AVENUE

ORDINANCE NO. 5725

ORD 2018-7937 — G. Ordinance: Rezone Certain Property for St. Mary of Gostyn Parish and School located at 440 Prairie Avenue

Summary: This rezones certain property for the St. Mary of Gostyn Parish and School from R-4, Residential Detached House to INP-1, Neighborhood-Scale Institutional and Public District.

AN ORDINANCE REZONING CERTAIN PROPERTY FOR THE ST. MARY OF GOSTYN PARISH AND SCHOOL

ORDINANCE NO. 5726

Motion: Commissioner White moved to adopt "An Ordinance Rezoning Certain Property for the St. Mary of Gostyn Parish and School," as presented. Commissioner Earl seconded the motion.

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

Nay: None

ORD 2018-7938 — H. Ordinance: Authorize a Special Use for St. Mary of Gostyn Parish and School Located at 440 Prairie Avenue, 428 Prairie Avenue and 4737 Douglas Road to Construct a School Gymnasium Addition with Variations

Summary: This authorizes a special use for St. Mary of Gostyn Parish and School to construct a school gymnasium addition with variations.

AN ORDINANCE AUTHORIZING A SPECIAL USE FOR ST. MARY OF GOSTYN PARISH AND SCHOOL LOCATED AT 440 PRAIRIE AVENUE, 428 PRAIRIE AVENUE AND 4737 DOUGLAS ROAD TO CONSTRUCT A SCHOOL GYMNASIUM ADDITION WITH VARIATIONS

ORDINANCE NO. 5727

Motion: Commissioner White moved to adopt "An Ordinance Authorizing a Special Use for St. Mary of Gostyn Parish and School Located at 440 Prairie Avenue, 428 Prairie Avenue and 4737 Douglas Road to Construct a School Gymnasium Addition with Variations," as presented. Commissioner Earl seconded the motion.

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

Nay: None

RES 2018-7843 — I. Resolution: Authorize a First Amendment to a Sales Tax Rebate Agreement with Zeigler Chrysler Dodge, Jeep, JD Byrider and AJZ-Downers Grove

Summary: This authorizes a first amendment to the sales tax rebate agreement with Zeigler.

A RESOLUTION AUTHORIZING EXECUTION OF A FIRST AMENDMENT TO THE SALES TAX REBATE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND ZEIGLER CHRYSLER DODGE, JEEP, JD BYRIDER AND AJZ-DOWNERS GROVE

Council Meeting

Village of Downers Grove

November 20, 2018

RESOLUTION 2018-82

Motion: Commissioner White moved to adopt "A Resolution Authorizing Execution of a First Amendment to the Sales Tax Rebate Agreement Between the Village of Downers Grove and Zeigler Chrysler Dodge, Jeep, JD Byrider and AJZ-Downers Grove," as presented. Commissioner Earl seconded the motion.

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

Nay: None

ORD 2018-7941 — J. Ordinance: Amend Ordinance No. 5473 Authorizing a Special Use for 2501 Ogden Avenue to Permit the Expansion of an Existing Automobile Dealership

Summary: This amends Ordinance No. 5473 authorizing a special use for 2501 Ogden Avenue to permit the expansion of an existing automobile dealership.

AN ORDINANCE AMENDING ORDINANCE NO. 5473 AUTHORIZING A SPECIAL USE FOR 2501 OGDEN TO PERMIT THE EXPANSION OF AN EXISTING AUTOMOBILE DEALERSHIP

ORDINANCE NO. 5728

Motion: Commissioner White moved to adopt "An Ordinance Amending Ordinance No. 5473 Authorizing a Special Use for 2501 Ogden to Permit the Expansion of an Existing Automobile Dealership," as presented. Commissioner Earl seconded the motion.

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

Nay: None

ORD 2018-7940 — K. Ordinance: Amend Planned Unit Development #31 to Allow Construction of a New Two-Story Restaurant at 1801 Butterfield Road

Summary: This amends Planned Unit Development #31 to allow construction of a new two-story, free-standing restaurant at 1801 Butterfield Road.

AN ORDINANCE APPROVING AN AMENDMENT TO PLANNED UNIT DEVELOPMENT #31 TO ALLOW CONSTRUCTION OF A NEW TWO-STORY RESTAURANT AT 1801 BUTTERFIELD ROAD

ORDINANCE NO. 5729

Motion: Commissioner White moved to adopt "An Ordinance Approving an Amendment to Planned Unit Development #31 to Allow Construction of a New Two-Story Restaurant at 1801 Butterfield Road," as presented. Commissioner Earl seconded the motion.

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

Nay: None

7. First Reading

8. Mayor's Report

Mayor Tully encouraged residents to come downtown on Saturday and support our local small businesses, as well as all businesses throughout the Village.

Council Meeting

Village of Downers Grove

November 20, 2018

The Mayor said the annual tree lighting ceremony will take place at 4:30 p.m., Friday, November 23. He said it would be a very special ceremony.

Mayor Tully further noted that Muriel Anderson, internationally acclaimed acoustical guitarist, will appear in concert on Saturday, November 24, at North High School.

9. Manager's Report

10. Council Member Reports

Commissioner Barnett wished everyone a Happy Thanksgiving and safe travels to those traveling.

Commissioner Earl extended her wishes for a Happy Thanksgiving and recommended that people check on their neighbors and invite them over if they are able to do so. She also thanked Commissioner Walus for the Thanksgiving treats.

Commissioner White added his wishes for a Happy Thanksgiving and reminded everyone about the Bonfield Express and encouraged them to participate.

Commissioner José thanked the AP government students for attending tonight's meeting. He wished everyone a Happy Thanksgiving.

Commissioner Waldack expressed his wishes for a Happy Thanksgiving, and reminded residents of the tree lighting ceremony, Small Business Saturday, and urged people to frequent our downtown businesses and events. He noted that on Friday there will be a Gingerbread Man Hunt, and story time at the Library. There are many activities going on. Santa will be downtown, and there will be a Santa breakfast as well.

St. Andrews Episcopal Church will also be hosting a free meal in their parish hall on Thursday from 11:30 a.m. to 1:30 p.m.

Commissioner Waldack reminded everyone that if you need bread/stuffing mix Pepperidge Farm is local.

Commissioner Walus reminded residents to register for the Bonfield Express, which starts at 8:30 a.m. on Thanksgiving Day. There is still time to register. She also wished everyone a Happy Thanksgiving.

Mayor Tully said this is the 15th year for the Bonfield Express. He noted that Thanksgiving is a time for reflections. We are blessed by everyone who makes Downers Grove a great place to live. He wished Happy Thanksgiving to his colleagues and staff, and to all the residents. He looks forward to seeing everyone at the events mentioned tonight.

11. Adjournment

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

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

Nay: None

Mayor Tully declared the motion carried and the Council adjourned at 7:31 p.m.

Respectfully submitted,

April Holden

Village Clerk