

Meeting Minutes

Village of Downers Grove - Council Meeting

Council Chambers

4/09/2019

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 Barnett, Commissioner Walus, Commissioner Earl, Commissioner Waldack, Commissioner White, Commissioner Hosé; Mayor Tully

Absent: None

Non-Voting: Village Manager David Fieldman, Village Attorney Enza Petrarca, Deputy Village Clerk Megan Miles

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 2019-8143 — A. Minutes: Council Minutes – March 19, 2019

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

Mayor Tully declared the motion carried by voice vote.

Proclamation

Mayor Tully proclaimed Friday, April 26, 2019, as Arbor Day in the Village of Downers Grove and urged all residents to care for their trees. He presented the proclamation to Dan Carlsen.

4. Public Comments

This is the opportunity for public comments.

1. Jennifer Hosnedl, 1100 Norfolk Street, said that about a year ago there was construction on a nearby vacant lot near her home. She had concerns about water back then. The new home has been built and her yard has been flooding since the home was built. She flooded on two days in March and she is concerned this will be her problem. She presented photographs taken before the house was built and now. This property is in a depressional bowl. Her concern is about the ground water and sump pump discharge coming into her back yard. She said she hoped that the Village would become involved in this matter.

Mayor Tully replied that it is in an LPDA and will have challenges. He noted that the permit has not been closed out yet. There is a Village Ordinance regulating sump pump discharge and they will have to be in compliance with that Ordinance.

2. Liz Chalberg, 1132 Curtiss, said she is the President of the Downers Grove Historical Society. She announced that there will be 14 events celebrating Founders Day between April 27th and May 9th in the Village. She invited all residents of the Village to attend.

5. Consent Agenda

COR 2019-8142 — A. Claims Ordinance: No. 6307, Payroll, March 15, 2019

BIL 2019-8141 — B. Bills Payable: No. 6448, April 9, 2019

RES 2019-8037 — C. Resolution: Authorize an Amendment and Extension with MB Financial Bank, N.A.

Summary: This authorizes an amendment and extension with MB Financial Bank, N.A. for banking services.

**A RESOLUTION AUTHORIZING EXECUTION OF
AN AMENDMENT AND EXTENSION TO THE AGREEMENT
BETWEEN THE VILLAGE OF DOWNERS GROVE AND
MB FINANCIAL BANK, N.A.**

RESOLUTION 2019-23

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RES 2019-8124 — D. Resolution: Authorize a Final Closing Amendment to the Loan Agreement (L175337) with the Illinois Environmental Protection Agency

Summary: This authorizes a final loan closing amendment with the Illinois Environmental Protection Agency for loan repayment amendments concerning drinking water project L175337.

A RESOLUTION AUTHORIZING EXECUTION OF A FINAL LOAN CLOSING AMENDMENT TO THE LOAN AGREEMENT (L175337) BETWEEN THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY AND THE VILLAGE OF DOWNERS GROVE

RESOLUTION 2019-24

MOT 2019-8129 — E. Motion: Authorize a \$30,000.00 Contribution to the DuPage Senior Citizens Council (DSCC) for the Meals on Wheels Program for FY 19

Summary: This authorizes a \$30,000 contribution for FY19 to the DuPage Senior Citizens Council for the Meals on Wheels program.

RES 2019-8131 — F. Resolution: Authorize an Amendment and Extension to the Agreement with Warehouse Direct, Inc.

Summary: This authorizes an amendment and extension with Warehouse Direct, Inc. for office supplies.

A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT AND EXTENSION TO THE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND WAREHOUSE DIRECT, INC.

RESOLUTION 2019-25

MOT 2019-8126 — G. Motion: Award \$22,696.32 to Huff & Huff, Inc., Naperville, IL, for Clean Construction and Demolition Debris (CCDD) Environmental Engineering Services for Various Capital Improvement Projects

Summary: This awards contract for Clean Construction and Demolition Debris (CCDD) environmental engineering services for various capital improvement projects to Huff & Huff, Inc. of Naperville, IL, in a not-to-exceed amount of \$22,696.32.

MOT 2019-8125 — H. Motion: Award \$200,000 to Denler, Inc., Mokena, Illinois, for the 2019 Crack Sealing Project

Summary: This awards a contract for the 2019 crack sealing project to Denler, Inc. of Mokena, IL, in the amount of \$200,000.

MOT 2019-8128 — I. Motion: Award a Contract Not to Exceed \$178,024.00 to Hey and Associates, Inc., Chicago, IL, for Engineering and Survey Services for Phase 1 of the Drainage and Stormwater Master Plan (SW-086)

Summary: This authorizes a contract for engineering and survey services for Phase 1 of the Drainage and Stormwater Master Plan (SW-086) to Hey and Associates, Inc. in the amount of \$161,840.00 plus a 10% contingency in the amount of \$16,184.00 for a total not-to-exceed \$178,024.00.

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MOT 2019-8139 — J. Motion: Award a Contract Not to Exceed \$55,000.00 to Millenia Professional Services, Downers Grove, IL, for Material Testing Services for Capital Improvement Projects

Summary: This authorizes a materials testing services contract with Millenia Professional Services in an amount not to exceed \$55,000.00 for capital improvement projects.

MOT 2019-8138 — K. Motion: Award a Contract Not to Exceed \$55,000.00 to SEECO Consultants, Tinley Park, IL, for Material Testing Services for Capital Improvement Projects

Summary: This authorizes a materials testing services contract with SEECO Consultants, Inc. in an amount not to exceed \$55,000.00 for capital improvement projects.

MOT 2019-8130 —

I. Motion: Award a Contract Not to Exceed \$55,000.00 to INTERRA, Inc., Bolingbrook, IL, for Material Testing Services for Capital Improvement Projects

Summary: This authorizes a materials testing services contract with INTERRA, Inc., Bolingbrook, IL, in an amount not to exceed \$55,000.00 for capital improvement projects.

RES 2019-8132 — M. Resolution: Amend the Downers Grove Compensation Plan by Adopting a Revised Plan Effective May 1, 2019

Summary: This amends the compensation plan by adopting a revised plan effective May 1, 2019.

A RESOLUTION AMENDING THE DOWNERS GROVE COMPENSATION PLAN BY ADOPTING A REVISED PLAN EFFECTIVE MAY 1, 2019

RESOLUTION 2019-26

RES 2019-8133 — N. Resolution: Authorize an Agreement and Addendum with Equipment Management Company for Fire Department Rescue Tools

Summary: This authorizes an agreement and addendum with Equipment Management Company for Fire Department rescue tools and the disposal of AMKUS tools, pumps and accessories.

A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT AND ADDENDUM BETWEEN THE VILLAGE OF DOWNERS GROVE AND EQUIPMENT MANAGEMENT COMPANY

RESOLUTION 2019-27

MOT 2019-8137 — O. Motion: Award \$211,744.95 to Davis Concrete Construction Co., Monee, IL, for 2019 Downtown Business District Crosswalk and Accessibility Upgrades

Summary: This authorizes a contract for the 2019 Downtown Business District (DBD) crosswalk and accessibility upgrade project (S-007-19) to Davis Concrete Construction Co. of Monee, IL, in the amount of \$211,744.95.

MOT 2019-8134 — P. Motion: Award \$80,321.25 to Hard Rock Concrete Cutters, Inc., Wheeling, IL, for the 2019 Sidewalk Rehabilitation Project

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Summary: This authorizes a contract for the 2019 Sidewalk Rehabilitation Project (S-006) to Hard Rock Concrete Cutters, Inc. of Wheeling, IL, in the amount of \$80,321.25.

RES 2019-8136 — Q. Resolution: Authorize an Easement Agreement with Commonwealth Edison Company for Access and Utility Purposes

Summary: This authorizes an easement agreement with Commonwealth Edison Company for access and utility purposes on vacant property located on 55th Street.

**A RESOLUTION AUTHORIZING EXECUTION OF AN EASEMENT AGREEMENT
WITH COMMONWEALTH EDISON COMPANY,
AN ILLINOIS CORPORATION FOR ACCESS AND UTILITY PURPOSES**

RESOLUTION 2019-28

RES 2019-8136 — R. Resolution: Authorize an Agreement with Rich and Associates, Inc., re: Downtown Parking Study

Summary: This authorizes an agreement with Rich and Associates, Inc. to provide an update to the 2011 downtown parking analysis.

**A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE
OF DOWNERS GROVE AND RICH AND ASSOCIATES, INC.**

RESOLUTION 2019-29

MIN 2019-8123 — S. Minutes: Note Receipt of Minutes of Boards and Commissions

Summary: Stormwater and Flood Plain Oversight Committee – December 17, 2018; Architectural Design Review Board – December 19, 2018; Environmental Concerns Commission – February 14, 2019; Human Service Ad Hoc Committee – February 26, 2019; Library Board of Trustees – February 27, 2019; Plan Commission - March 4, 2019; Liquor Commission – March 7, 2019

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

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

Nay: None

Mayor Tully declared the motion carried.

6. Active Agenda

RES 2019-8103 — A. Resolution: Rededicate the Main Street Train Station Plaza as the Linda Kunze Plaza

Summary: This rededicates the Main Street Train Station Plaza as the Linda Kunze Plaza.

**A RESOLUTION REDEDICATING THE MAIN STREET TRAIN STATION PLAZA
AS THE LINDA KUNZE PLAZA**

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RESOLUTION 2019-30

Motion: Commissioner White moved to adopt "A Resolution Rededicating the Main Street Train Station Plaza as the Linda Kunze Plaza," as presented. Commissioner Earl seconded the motion.

Mayor Tully said he was happy that the Village included the criteria that the Village's policy sets forth regarding naming public buildings or facilities. The criteria are very high, and it's rare that something is named after an individual. Ms. Kunze exceeds the criteria for having this public space named after her. The Mayor noted that a super majority vote of the Village Council is required for this rededication. Her impact on the Village is beyond measure. He reminded everyone that there will be a ceremony on May 11 at 10:30 a.m. marking the name change. He acknowledged the Kunze family members present at the meeting.

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

Nay: None

Mayor Tully declared the motion carried.

ORD 2019-8099 — B. Ordinance: Annex 6120 Springside Avenue to the Village of Downers Grove, Illinois

Summary: This annexes 6120 Springside Avenue into the Village.

**AN ORDINANCE ANNEXING 6120 SPRINGSIDE AVENUE
TO THE VILLAGE OF DOWNERS GROVE, ILLINOIS**

ORDINANCE NO. 5755

Motion: Commissioner White moved to adopt "An Ordinance Annexing 6120 Springside Avenue to the Village of Downers Grove," 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.

7. First Reading

RES 2019-8140 — A. Resolution: Grant Historic Landmark Designation for 5158 Main Street

Village Manager Dave Fieldman introduced Stan Popovich, Director, Community Development, to make this presentation.

Stan Popovich, Director, Community Development, presented information on the landmark designation for the Village's Main Street Cemetery located at 5158 Main Street. He noted that the Cemetery was constructed in the 1850's and is the final resting place of many of the Village's founding fathers. Samuel Curtiss donated the land for the Cemetery. The Village worked with the Historical Society to develop the map identifying 28 grave markers. He spoke about what would be needed for a certificate of appropriateness and what would not require a certificate. Any routine maintenance or cleaning of the Cemetery would not require the certificate. The Cemetery relates to the heritage of the community and is a source of civic pride. This will be landmarked as Landmark #26.

Mayor Tully noted that this is the 3rd Village property to be landmarked. Many of the Village's founding members of the community are buried there. Many people were surprised that the Cemetery was not landmarked before this.

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1. Mike Davenport, 6636 Blackstone, said he is the Chair of the Architectural Design Review Board and thanked the Council for taking a strong leadership role in getting this property landmarked.

ORD 2019-8115 — B. Ordinance: Authorize a Special Use for 1225 Warren Avenue to Permit a Veterinary Clinic with a Variation

Mr. Popovich said that this Ordinance relates to a veterinary clinic planned for the property located west of the downtown area on Warren Avenue. He displayed a slide showing the location of the property, noting that it is zoned as Downtown Business. The petitioner will be relocating their existing business on Forrest to the subject site. He showed an architectural drawing of the proposed building, which will have parking at the rear of the building. The petitioner is requesting one variance in the “build to” zone requirement wherein properties in the Downtown Business Zoning District are required to maintain 80% of their façade within the ten feet of the public right-of-way. The petitioner is requesting 66.5’ instead. Mr. Popovich explained that the petition complies with the Village's Comprehensive Plan as a low intensity office with a conscientious design. The building is oriented toward the street and reinforces the walkable nature of the downtown area. The Plan Commission met and found that the Special Use Standards and Variance Standards were met.

ORD 2019-8074 — C. Ordinance: Adopt Amendments to the Institutional Master Plan for Downers Grove South High School Campus, 1436 Norfolk Street

Mr. Popovich said this concerns the Institutional Master Plan for Downers Grove South High School. The proposal includes a variety of improvements such as a new sports field, parking lot improvements, new bleachers, etc. He showed site plans for the Master Plan. The petitioner is requesting relief from the setbacks regarding the bleachers, as well as requesting additional signage. The location of the signage will relate to the changes being made to the entrance area. The Plan Commission recommended approval of this request as it complies with the Comprehensive Plan and the Institutional Master Plan criteria were met.

Mr. Fieldman noted that the term “interior height” variation refers to the site, not the building. It is a height variance on the internal interior portion of the lot.

Commissioner Barnett commented that the INP designation is to help facilitate this type of project.

Commissioner Waldack observed that the signage increase is not very substantial. Mr. Popovich said they were at 300’ before and it’s a minimal increase.

ORD 2019-8073 — D. Ordinance: Adopt Amendments to the Institutional Master Plan for Downers Grove North High School Campus, 4436 Main Street

Mr. Popovich reviewed the Ordinance for the Institutional Master Plan for Downers Grove North High School Campus at 4436 Main Street. He showed the transitional area under consideration. He displayed site plans and drawings of the proposed changes to the site. The petitioner is requesting relief on the height in one area. Improvements are to enhance the educational needs and enhance public safety and accessibility. The Plan Commission found that this complies with the Village’s Comprehensive Plan and meets the Institutional Master Plan as well. They are requesting a stormwater variance regarding the bleacher area. The petitioner is proposing to construct squad rooms under the home bleachers which are located in Localized Poor Drainage Area (LDA 70). The request is for a variation of one foot below the Base Flood Elevation (BFE) for the finished floor elevation for the squad rooms and that the plumbing be at the BFE. The Stormwater and Floodplain Oversight Committee reviewed the request and recommended approval of the request.

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1. Henry Thiele, Superintendent, thanked the Village and staff for their support and assistance to get these requests through the process.

2. Mike Davenport, 6636 Blackstone, thanked the staff for their cooperation and their support for these projects.

Commissioner White asked when the INP category was established.

Mr. Popovich said it was approved in June 2014. The School District came forward in 2015.

ORD 2019-8127 — E. Ordinance: Grant a Stormwater Variance for 4436 Main Street, Downers Grove North High School

ORD 2019-8105 — F. Ordinance: Amend Ordinance #5720 and the Village of Downers Grove Budget for Fiscal Year 2018

Judy Buttny, Finance Director, presented the 2018 budget amendment. She said that the Village spent less than was budgeted and the General Fund revenues outperformed the budget. They are recommending to take the excess money and move it to where it is most needed, specifically to move \$1.6 million to the buildings fund and health fund.

8. Mayor's Report

1. Mayor Tully congratulated Mayor-elect Barnett, returning Commissioner Nicole Walus, Commissioners-elect Sadowski-Fugitt and Rich Kulovany. He also extended his congratulations to everyone who ran for office in the last election. The transition plan is scheduled in two parts. On April 16, the Village will recognize and thank the departing members of the Council followed by a reception after the meeting in the Committee Room. On May 7, the new officers will be sworn in followed by a reception in the Committee Room.

2. The Mayor announced that the Metropolitan Mayors Caucus held two meetings today in Chicago City Hall. He said the agenda included a new program entitled Age Friendly Community Subcommittee on issues related to aging in place, developing age-friendly communities, etc. He reviewed the key partners involved in that program.

Mayor Tully said that in 2020 there will be another Census conducted. It will primarily be done on line and by phone with personal visit follow-ups for those who do not respond. He said that the census is highly dependent upon the participation of local government. The census is being called the Complete Count Initiative.

The sustainable transportation fund for Illinois is important and includes METRA rail. METRA has been conducting surveys about the use of stations. Having a station in town can impact the EAV of your property.

Another point raised concerns lead in drinking water. There is a movement to replace lead pipes in homes. He said that the proposed Senate bill could be impactful on local governments.

There was a request at the meeting about increasing participation of municipalities in the Greenest Region Compact. He was approached to find out whether Downers Grove would be interested in being involved with that environmental sustainability project.

The Mayor then mentioned that the Metropolitan Mayors Caucus is holding their annual Gala on May 17 at Northerly Island at the new Hamilton Exhibition.

3. The Mayor reminded everyone of the 5K DuPage Human Race at the Esplanade on April 27 beginning at 9:00 a.m. This race benefits a number of different charities.

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9. Manager's Report

Mr. Fieldman reported that the Village of Downers Grove and School District 99 have explored ways to address pedestrian and vehicular traffic in and around both high schools. They will engage an engineering and planning consultant to analyze the existing conditions and review some options suggested by the public. The report should be completed by mid-summer.

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 authorizing a special use for 1225 Warren Avenue to permit a veterinary clinic with a variation
2. An ordinance adopting amendments to the Institutional Master Plan for Downers Grove South High School Campus, 1436 Norfolk Street
3. An ordinance adopting amendments to the Institutional Master Plan for Downers Grove North High School Campus, 4436 Main Street
4. An ordinance granting a stormwater variance for 4436 Main Street, Downers Grove North High School
5. An ordinance amending Ordinance #5720 and the Village of Downers Grove budget for fiscal year 2018

11. Council Member Reports

There were no reports.

12. Adjournment

Mayor Tully asked for a motion to adjourn.

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

Mayor Tully declared the motion carried by voice vote and the meeting adjourned at 7:57 p.m.

Respectfully submitted,
April Holden
Village Clerk