



Meeting Minutes

Village of Downers Grove - Council Meeting

Council Chambers

March 21, 2023

07:00 PM

1. Call to Order

Mayor Barnett called to order the Village Council meeting at 7:00 p.m. and led those in the room in the Pledge of Allegiance to the Flag. He explained the protocol for the meeting and the guidelines to submit public comment.

2. Roll Call

Council Attendance (Present): Mayor Barnett, Commissioner Hosé, Commissioner Walus, Commissioner Sadowski-Fugitt, Commissioner Kulovany, Commissioner Gilmartin, Commissioner Glover

Council Attendance (Not Present): None

Non-Voting: Village Manager Dave Fieldman, Village Attorney Enza Petrarca, and Village Clerk Rosa Berardi

3. Presentations

A. First Responders Recognition

Police Chief Mike Devries presented awards on behalf of the Police Department. First, he presented the Downers Grove Police Department (DGPD) Distinguished Service Award to Kaitlin Finan. He stated while driving and passing the area of Maple Avenue and Dunham Road, Ms. Finan noticed that a woman was sitting on the sidewalk having a medical emergency. Ms. Finn turned her vehicle around, called 911, and went back to the location. Ms. Finan pulled her car over and kept her hazard lights on in order to assist medical responders in finding the location. When first responders reached the scene, the patient did not have a pulse and first responders administered life saving measures and revived the patient who was then transported to the hospital and survived. Chief Devries credited Ms. Finan's quick thinking and selfless actions for saving the woman's life.

Next, Chief Devries presented the DGPD Award of Merit to Gregory Gardner. He said Mr. Gardner was outside of a bank and did not know that a robbery was taking place inside. Mr. Gardner found it suspicious that a man leaving the bank was carrying a face covering and plastic bag. Mr. Gardner followed that person to what appeared to be a gateway vehicle. He noted the license plate number and description of the vehicle. Soon after, Mr. Gardner reported both to officers on the scene. Chief Devries stated that the quick-thinking and selfless acts of Mr. Gardner helped investigators to locate the vehicle and make an arrest approximately four hours later.

Lastly, Chief Devries introduced Officer Kevin Chapin of the Downers Grove Police Department and awarded him with the DGPD Lifesaving Award. He explained that Officer Chapin arrived on the scene of a man standing on the train tracks. The man appeared to be attempting to end his life. Officer Chapin sprang into action and quickly pulled him off the tracks, as an inbound freight train approached. Police Chief Devries explained that Officer Chapin's quick thinking and selfless actions saved a life that evening.

Fire Chief Scott Spinazola presented awards on behalf of the Downers Grove Fire Department. He announced that the Downers Grove Fire Department (DGFD) had received the Mission Lifeline Gold Plus Award. Chief Spinazola explained that the Mission Lifeline EMS Recognition was a program designed to recognize agencies nationwide with excellence in heart attack and stroke care and the DGFD had been a Mission Lifeline Award winning agency since 2016. Further, he stated this was the fourth year of achieving the Gold Plus Award. Fire Chief Spinazola presented the award to Deputy Fire Chief Rob Pekelder and Deputy Fire Chief Tom Frank.

Next, Chief Spinazola presented the Downers Grove Fire Department Chief's Award to retired Lisle-Woodridge Fire District Terry Madden and retired DG Police Officer Jeff Mertz. Chief Spinazola described how these two individuals were in a local restaurant and responded to a fellow patron that became ill. They assisted the patron to the floor and recognized that the person was not breathing and did not have a pulse. Mr. Madden and Mr. Mertz were able to control the crowd while initiating CPR until first responders arrived on the scene. The crews rapidly identified a cardiac rhythm that required early de-fibrillation and restored the patient's pulse and breathing again. Upon arrival to the Emergency Room, the patient was alert and answering questions and was ultimately released from Good Samaritan Hospital after three days. Chief Spinazola said the patient was given the best chance of survival by receiving early effective CPR performed by Mr. Terry Madden and Mr. Jeff Mertz.

Village Council Comments/Questions

Mayor Barnett expressed his appreciation for all the fantastic stories of people giving of themselves for their community and putting others first.

4. Minutes of Council Meetings

MIN 2023-9886 — A. Minutes: Village Council Meeting Minutes - March 7, 2023

***MOTION:** To adopt the meeting minutes of the March 7, 2023, regular Village Council meeting, as presented.*

***RESULT:** Motion carried unanimously by voice vote.*

***MOTIONED TO APPROVE:** Commissioner José*

***SECONDED BY:** Commissioner Walus*

***AYES:** Commissioners José, Walus, Glover, Gilmartin, Kulovany, Sadowski-Fugitt, Mayor Barnett*

***NAYES:** None*

5. Consent Agenda

BIL 2022-9769 — A. Bills Payable: Bills Payable No. 6720 - March 14, 2023

BIL 2022-9888 — B. Bills Payable: Bills Payable No. 6722 - March 21, 2023

COR 2022-9770 — C. Claims Ordinance: Claims Ordinance No. 6497, Payroll - March 10, 2023

MIN 2023-9885 — D. Minutes: Note Receipt of Boards and Commissions Meeting Minutes

Summary: Note Receipt of Boards and Commissions Meeting Minutes; Board of Fire and Police Commissioners, 12-2-2022; Library Board of Trustees, 1-25-23

MOT 2023-9851 — E. Motion: Approve an Agreement with R.W. Dunteman Company of Addison, IL for the 2023 Street Resurfacing Contract B

Summary: This agreement approves an agreement with R.W. Dunteman Company of Addison, IL for the 2023 Street Resurfacing Contract B in the amount of \$3,548,469.62.

MOT 2023-9854 — F. Motion: Approve an Agreement with Holiday Sewer & Water of Wauconda, IL for the 2023 Water Main Improvements Contract A

Summary: This motion approves an agreement with Holiday Sewer & Water, of Wauconda, IL for the 2023 Water Main Improvements Contract A in the amount of \$1,085,000.00.

RES 2023-9868 — G. Resolution: Approve the Purchase of Up to Five (5) Vehicles **RES 2023-18**

Summary: This resolution gives staff the authorization to waive the competitive bidding process and purchase up to five (5) vehicles in an amount not to exceed \$175,000.

RESOLUTION 2023-18

A RESOLUTION AUTHORIZING THE PURCHASE OF UP TO FIVE (5) VEHICLES

RES 2023-9877 — H. Resolution: Approve an Amendment to the Agreement with Midwest Meter, Inc. for the Purchase of 432 Aclara 2-Way Meter Transmission Units (MTUs) **RES 2023-19**

Summary: A resolution has been prepared to authorize an amendment to the agreement with Midwest Meter, Inc. for the purchase of 432 ACLARA 2-way Meter Transmission Units (MTUs) for a total price of \$66,744.

RESOLUTION 2023-19

A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO THE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND MIDWEST METER, INC.

RES 2023-9873 — I. Resolution: Approve an Extension to the Agreement with Denler, Inc. of Mokena, IL for the 2023 Crack Sealing Project **RES 2023-20**

Summary: This resolution awards a contract extension for the 2023 Crack Sealing Project to Denler, Inc. of Mokena, Illinois in the amount of \$59,340.

RESOLUTION 2023-20

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

RES 2023-9872 — J. Resolution: Approve an Extension to the Agreement with Comcast Cable Communications Management, LLC for 36 Months of Connectivity and for an Ethernet Private Fiber Line between 801 Burlington Avenue and 5101 Walnut Avenue **RES 2023-21**

Summary: Approve an extension to the agreement with Comcast Cable Communications Management, LLC for a period of 36 months for Internet connectivity and for the Ethernet private fiber line between 801 Burlington Avenue and 5101 Walnut Avenue in the amount of \$125,000.

RESOLUTION 2023-21

A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND COMCAST CABLE COMMUNICATIONS MANAGEMENT, LLC

RES 2023-9845 — K. Resolution: Approve the Fourth Amendment to the License Agreement with New Cingular Wireless PCS, LLC (AT&T) for the Operation of Antenna on Village Property Located at 4414 Downers Drive **RES 2023-22**

Summary: Approve the fourth amendment to the license agreement with New Cingular Wireless (AT&T) for the operation of antenna on Village property located at 4414 Downers Drive.

RESOLUTION 2023-22

A RESOLUTION AUTHORIZING EXECUTION OF A FOURTH AMENDMENT TO LICENSE AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND NEW CINGULAR WIRELESS PCS, LLC (4414 DOWNERS DRIVE)

MOT 2023-9887 — L. Motion: Approve a Payment to Cummins, Inc. of Hodgkins, IL

Summary: This motion approves a payment to Cummins Inc. of Hodgkins, IL in the amount of \$58,005.64.

MOTION: *To adopt all items on the Consent Agenda, as presented*

RESULT: *Motion carried unanimously by voice vote.*

MOTIONED TO APPROVE: *Commissioner José*

SECONDED BY: *Commissioner Walus*

AYES: *Commissioners José, Walus, Glover, Gilmartin, Kulovany, Sadowski-Fugitt, Mayor Barnett*

NAYES: *None*

6. Active Agenda

RES 2023-9884 — A. Resolution: Endorse the Metropolitan Mayors Caucus' Greenest Region Compact

Summary: This resolution endorses the Metropolitan Mayors Caucus' Greenest Region Compact.

Public Comment/Questions

Louise Kelly noted how pleased she was to see this item on the agenda and asked if the Council would be discussing tonight what option was going to be adopted.

Mayor Barnett explained that the current item on the agenda is the official Village endorsement as a signatory to the Greenest Region Project and that an in-depth discussion would be part of Long Range Planning

Ken Lerner spoke of his pleasure in seeing the item on the agenda and said he hoped it would pass. He noted that he thought that the wording could be different in the last paragraph of the resolution that was posted online with the agenda materials.

The Mayor stated that this was the first step in a process that would continue moving forward. He gave the history on the item, which started with Commissioner Sadowski-Fugitt, asking that staff do research relative to the Greenest Region Compact. This was to have a better understanding of what it meant for the Village to be signatories to that agreement. The Mayor said that the report that was completed by Village staff (posted with the agenda materials online) was one of the most comprehensive reports that had been presented during his tenure on the Village Council. The Mayor said the Green Region Compact Report detailed the actions the Village had already been taking. He noted that conversations on the topic would continue during Long Range Planning to determine what more should be done, if it could be done, and what the next steps might look like.

MOTION: *To adopt A RESOLUTION ENDORSING THE METROPOLITAN MAYORS CAUCUS' GREENEST REGION COMPACT, as presented RESOLUTION 2023-23*

RESULT: *Motion carried unanimously by roll call.*

MOTIONED TO APPROVE: *Commissioner Sadowski-Fugitt*

SECONDED BY: *Commissioner José*

AYES: *Commissioners Sadowski-Fugitt, José, Walus, Glover, Gilmartin, Kulovany, Walus, Mayor Barnett*

NAYES: *None*

7. First Reading

ORD 2023-9874 — A. Ordinance: Approving an Amendment to Planned Unit Development #51 to Allow Revisions to the Campus Master Plan at Northwestern University Located at 555 31st Street

Community Development Director Stan Popovich presented the item, via PowerPoint. The presentation details included maps of the Northwestern University location. The location and details of the proposed new Academic Services building were reviewed. Additionally, Mr. Popovich reviewed the location of the Centennial Hall building, proposed to be demolished and turned into green space. Mr. Popovich shared the details of the facade of the new

Academic Services building, which was expected to house the expanded Veterinary Program. He explained that since there was an expected increase in the student population, a Traffic and Parking Study was completed. The results indicated that a slight increase in traffic could be expected, but the current parking availability met the demands of the new plan. Mr. Popovich stated that the Plan Commission considered the case during their March 6, 2023 meeting and found the standards for approval of the PUD amendment were met. They recommend approval of the project.

Village Council Comments/Questions

Commissioner Sadowski-Fugitt asked for details regarding the stormwater plan and the loss of trees. She noted that historically Midwestern University usually had a plan and had been a good partner in the past, making sure that trees were replanted and green space was maintained.

Mr. Popovich responded by stating that Centennial Hall would be demolished and turned into an open green space area (there was already some green space there). He said that stormwater had been addressed during previous improvements. Mr. Popovich further mentioned that PCBMPs were also a part of the development to address the Stormwater Ordinance. He further explained that through a permitting process, Midwestern was developing a road that was expected to help with circulation but involved the removal of some trees. He concluded by mentioning that the University had always done a good job of maintaining green space, replanting trees, and looking to make continued improvements to the landscaping along the edges of the University.

RES 2023-9870 — B. Resolution: Amend Certain Purchasing Provisions as Official Village Policy

Village Attorney Enza Petrarca gave a history of this item. She stated it was last discussed at the February 21, 2023, Village Council Meeting as a new business item. She said at that time, the Council directed staff to prepare an amendment to the Purchasing Policy. Attorney Petrarca explained that the definition of Responsible Bidder had been amended to include a requirement that indicated all bidders, for Public Works projects in excess of \$50k, needed to participate in an apprenticeship and training program approved by the Department of Labor.

Village Council Comments/Questions

Commissioner José thanked his colleagues for pushing this item forward. He also thanked the staff for turning it around so quickly. The Commissioner concluded by stating that he was in full support of the item and looked forward to voting in favor of it in the future.

Commissioner Sadowski-Fugitt said that though she was not present when it was last discussed, she was happy to see it on the first reading and looked forward to supporting it.

8. Manager's Report

There was no Manager's Report

9. Attorney's Report

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

1. 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.

10. Public Comments

Marshall Schmitt spoke of the Mayor's comments during the last Village Council meeting regarding the tree canopy within the Village. Mr. Schmitt stated that his own research led him to different statistics than mentioned by the Mayor. He also expressed his concern to hold developers of residential construction accountable for the loss of trees

and green space sustained during development.

Carol Richart spoke about climate change across the globe and expressed her excitement that the Village signed onto become one of 149 communities that have joined the Greenest Region Compact. She stated that she believed the actions of today would reshape the planet for thousands of years.

11. Mayor's Report

The Mayor began by stating that the tree canopy in Downers Grove had increased. He explained that context matters and that when he spoke at the last meeting, he was touting the Village's membership as a Tree City, USA, the work that the Village Forester did, and the commitment shown by the Village by planting the number of trees they planted over the last forty years. In further explanation regarding context, the Mayor said that typically 400-600 trees were planted yearly within the Village. He said since trees had been lost due to Ash Borer disease and trees were not planted during COVID, the Village planted 900 trees the year after COVID. He suggested that a thorough review of the GRC Report would give a clear picture of this.

The Mayor then moved on and spoke about what he referred to as an "unbelievable Public Safety Team in Downers Grove". He explained how he had spent some time riding along with the Downers Grove Police Department, Fire Department and Public Works teams. The Mayor said he had the chance to ride with Officer Konstantin Mikalayenia and expressed how the officer was professional in every sense of the word. The Mayor said after his ride-alongs with Village Public Safety employees, words like professionalism, sincerity, teamwork and efficiency came to mind. He said, most importantly, the words that stood out most were empathy and dignity. The Mayor noted that he believed all Downers Grove residents should be proud of the services the Village Public Safety Team renders and expressed appreciation for not only their technical expertise, but their sense of humanity. The Mayor concluded by stating he believed these qualities were embedded in their blood and culture. He encouraged everyone to thank the people that were part of the Village's Public Safety Team when they had the chance.

12. Council Member Reports

Commissioner Gilmartin reminded everyone that Early Voting for the Consolidated Election had begun and would run through April 1st. The Lincoln Center at 935 Maple was a voting location and was open from 8:30 am to 7:00 pm.

Commissioner José joined the Mayor in thanking the Village's First Responders for all they do. He said they were some of the best in the County and it was an honor to serve the Village with them.

Commissioner Kulovany expressed his agreement with Commissioner José's comment regarding the Village's First Responders.

Commissioner Sadowski-Fugitt said she was happy to report that the Grove Foundation's Passport to Dining on April 13, 2023 was sold out.

Commissioner Walus additionally thanked the Public Service Workers and said that working with them made her proud to live in the community.

13. Adjournment

Mayor Barnett asked for a motion to adjourn the meeting.

Council Minutes

Village of Downers Grove

March 21, 2023

MOTION: To adjourn the March 21, 2023 Village Council Meeting

RESULT: Motion carried unanimously by voice vote.

MOTIONED TO APPROVE: Commissioner José

SECONDED BY: Commissioner Walus

AYES: Commissioners José, Walus, Glover, Gilmartin, Kulovany, Sadowski-Fugitt, Mayor Barnett

NAYES: None

Mayor Barnett declared the motion carried by voice vote and the meeting adjourned at 7:41 p.m.

Respectfully submitted,

Rosa Berardi
Village Clerk