

**League of Women Voters
Observers Report**

Board meeting attended: Downers Grove Village Council

Date and Location of meeting: November 13, 2018, Council Chambers, 801 Burlington Ave.

Meeting started: 7:00 p.m.

Meeting adjourned: 8:45 p.m.

League Observer: Lisa Reed

Trustees present (P) not present (NP) tardy (T), (Term expires)

Mayor Martin Tully	P	(2019)
Bob Barnett	P	(2021)
Margaret Earl	P	(2021)
Greg Hose	NP	(2021)
Nicole Walus	P	(2019)
William Waldack	P	(2019)
Bill White	P	(2019)

Est. Number Attending (excluding Board and Staff): approx.40

Meetings are Streamed and Archived at:

<https://www.youtube.com/user/VillageDownersGrove>

Agenda can be found on Village website:

<https://www.downers.us>

Minutes of Council Meetings

<http://www.downers.us/agendas/2018/2018/11/05/november-4-2018>

Council Member White motioned to approve minutes was approved unanimously.

Proclamations:

Salute to Veterans in observance of Veteran's Day.

Mayor's Report: All volunteer members to boards & commissions were approved to be appointed/reappointed to their positions.

Council Reports:

Commissioner Earl noted that the DG Organic Gardeners will meet Oct 17, 2018 from 7:00 pm to 9:00 pm at Fire Station 2 at 5420 Main Street.

Commissioner Waldack said the Downtown Management Corporation met last Thursday & elected new officers & an interim Executive Committee.

Commissioner Walus announced community activities October 20th beginning with the Ballydoyle Navigate Annual Pancake Breakfast followed by Halloween window painting & the Living Cemetery.

Council Member New Business: MOT 2018-7933 - A. Motion: Direct Staff to Research Options for Regulating the Sale of Dogs and Cats

Mayor Tully was asked to have this appear as a New Business item that would not be voted upon but would be open to discussion from interested parties. It was placed on the agenda at the request of Commissioner Earl. Interested parties wishing to speak on the topic were invited to do so during Public Comments. Commissioner Earl move to direct staff to research options to be vote on a later date. The motion was unanimously approved.

Public Comments:

1. DG Garden Club donated Blue Star memorial marker in honor of Veterans.
2. Christine Martin & Shanon Tully, Co-Chairs of Friends of the Edward's House announced the sale of 2019 calendars for \$12 & can be purchased at Hoff Cleaners & the Downtown Management office on Curtiss..
3. Dr. Goodman mentioned that Pierce Downer Heritage Alliance winter newsletter is now available.
4. Justin Warner – Property Manager of Farmingdale North Condominium Association property at 75th & Fairview reported a speed problem near his property. He is requesting a speed bump at the site where drivers are at times driving at speeds of 50 mph near children traveling before & after school. Mayor Tully replied that the Village has a traffic-calming program. He said he would look at the packet Mr. Warner provided. Mr. Warner is willing to share in the cost.

Public Hearing:

1. Consideration of 2019 budget
 - a. Summary – published on Village website. Balanced budget with revenues & expenses equalized.
 - b. No increase of property tax levy
 - c. There is a property tax increase for pensions.
 - d. Decrease in Village staffing by three full time equivalents.
 - e. Allows significant funds of 25 million in infrastructure needs.

Consent Agenda

COR 2018-7959 - A. Claims Ordinance: No. 6289, Payroll, October 26, 2018

BIL 2018-7960 - B. Bills Payable: No. 6422, November 13, 2018

MOT 2018-7966 - C. Motion: Authorize the Purchase of Bulk Rock Salt at a Cost of \$48.158 per Ton and a Not-to-Exceed Cost of \$97,548.84 from Cargill Incorporated Salt Division, North Olmsted, Ohio

Summary: This authorizes the purchase of bulk road salt from Cargill Incorporated Salt Division of North Olmsted, Ohio, for snow and ice control via the State of Illinois contract at a cost of \$48.158 per ton and a not-to-exceed cost of \$97,548.84.

RES 2018-7967 - D. Resolution: Authorize a Settlement Agreement and Release with Kee Construction, LLC

Summary: This authorizes execution of a settlement agreement regarding Legacy Underground Corporation v. Village of Downers Grove and Kee Construction, LLC.

A RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT AND RELEASE BETWEEN THE VILLAGE OF DOWNERS GROVE AND KEE CONSTRUCTION, LLC

RESOLUTION 2018-79

MOT 2018-7969 - E. Motion: Authorize a Contract Not to Exceed \$28,700 to L. Marshall Roofing, Glenview, IL, for the Replacement of the Roof of the Rate Control Station at 5324 Park Avenue

Summary: This authorizes a contract for replacement of the roof of the rate control station located at 5324 Park Avenue to L. Marshall Roofing, Glenview, IL, in an amount not to exceed \$28,700.00.

MIN 2018-7965 - F. Minutes: Note Receipt of Minutes of Boards and Commissions

Summary: Library Board - September 26, 2018; Liquor Commission - September 6, 2018; Plan Commission - October 1, 2018

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

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

Nay: None

Mayor Tully declared the motion carried.

Active Agenda

ORD 2018-7898 - A. Ordinance: Regulate Tobacco Purchases

Summary: This regulates tobacco purchases.

AN ORDINANCE REGULATING TOBACCO PURCHASES AND SALES

ORDINANCE NO. 5718

Motion: Commissioner White moved to adopt "An Ordinance Regulating Tobacco Purchases and Sales," as presented. Commissioner Earl seconded the motion.

Three students spoke in favor of this ordinance. They noted that vaping is a big issue among young people and the rise in vaping. They spoke in favor of raising the age for tobacco purchases to 21. They supported the ordinance.

Commissioner Waldack said he had concerns about the possession factor; however, there is no value in tobacco and in vaping. He said he is in support of this measure.

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

Nay: None

Mayor Tully declared the motion carried.

ORD 2018-7943 - B. Ordinance: Amend Off-Premise Consumption Liquor License Classification Requirements

Summary: This amends off-premise consumption liquor license classification requirements.

AN ORDINANCE AMENDING OFF-PREMISE CONSUMPTION LIQUOR LICENSE CLASSIFICATION REQUIREMENTS

ORDINANCE NO. 5719

Motion: Commissioner White moved to adopt "An Ordinance Amend Off-Premise Consumption Liquor License Classification Requirements," as presented. Commissioner Earl seconded the motion.

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

Nay: None

Mayor Tully declared the motion carried.

First Reading

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

Deputy Village Manager Mike Baker said this motion matches the earlier presentation of the budget in terms of the taxes to be levied. Expenses for Village operations remain flat but there will be an increase for the state-required contributions for public safety pensions.

Mr. Baker noted the Village portion of the property tax bill is approximately 9.6% of the total tax bill.

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

Nan Newlon, Director, Public Works, said this addresses two matters. The first is uncontrolled intersections at Leonard and Midhurst. The Transportation and Parking Commission recommended stop controls at these intersections. The second matter is a petition in Esplanade at Woodcreek & Lacey. Staff recommended no parking on Woodcreek on the south side from the intersection of Lacey Road to a point 315 feet west of Lacey. The Transportation and Parking Commission also recommended approval on this matter.

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

Stan Popovich, Director, Community Development, addressed items C-H regarding a planned expansion of St. Mary Gostyn Parish and School.

ORD 2018-7938 - D. 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

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

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

ORD 2018-7971 - G. 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

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

ORD 2018-7941 - I. Ordinance: Amend Ordinance No. 5473 Authorizing a Special Use for 2501 Ogden Avenue to Permit the Expansion of an Existing Automobile Dealership
Mr. Popovich said this request is to expand the parking lot. He showed the subject the property, the site plan and the proposed expansion. The petitioner will add green space and landscaping. There will be two pedestrian connections. Mr. Popovich said there will be no building improvements. The special use criteria was met as determined by the Plan Commission.
Commissioner Earl asked if this was previously done.
Mr. Popovich said their previous special use lapsed.

Please see summary of comments on Village website archived minutes.

RES 2018-7843 - J. Resolution: Authorize a First Amendment to a Sales Tax Rebate Agreement with Zeigler Chrysler Dodge, Jeep, JD Byrider and AJZ-Downers Grove
Michael Cassa, President and CEO, Downers Grove Economic Development Corporation, 5159 Mochel, said Zeigler opened their first dealership in 2009. In 2015 they acquired property for the Ram Truck dealership. They are now ready to expand again and are asking for a five-year extension of the sales tax rebate agreement. He addressed the generated and anticipated revenue.
Mr. Cassa then addressed the key terms and improvements in the agreement. He noted that Zeigler wants to increase capacity. Mr. Cassa thanked staff and Zeigler for continuing to invest in Downers Grove.

Mayor's Report

Mayor Tully thanked Ed Earl for his service on the Library Board of Trustees. His successor is Jennifer Morrow following a motion by Commissioner White & seconded by Commissioner Earl. Motion carried.

Mayor Tully noted changes in representation as a result of the general election with congratulations extended to those elected. Mayor Tully will remain in office for 6 additional months.

Attorney's Report

- An ordinance amending certain traffic and parking provisions
- An ordinance rezoning certain property for St. Mary of Gostyn Parish and School located at 440 Prairie Avenue
- 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
- An ordinance vacating a public alley (Douglas-Gierz) adjacent to and between 4733 Douglas Road, 4725 Douglas Road, and 445 Gierz 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
- 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

- An ordinance vacating a public alley (Wilson-Prairie) adjacent to and between 444 Wilson Street, 442 Wilson Street, and 445 Prairie Avenue
- An ordinance amending Ordinance No. 5473 authorizing a special use for 2501 Ogden Avenue to permit the expansion of an existing automobile dealership
- An ordinance amending Planned Unit Development #31 to allow construction of a new two-story restaurant at 1801 Butterfield Road

Council Member Reports

Commissioner Waldack reported on downtown activities November 23-25, 2018. He invited residents to go to www.downtowndg.org

Commissioner Walus reminded people of the Bonfield Express 5k on Thanksgiving Day. People can register online or at Good Samaritan Hospital or on race day at the Tivoli.

Meeting adjourned at 8:45 pm

Date Submitted: December 4, 2018

By: Lisa Reed