

**PUBLIC MEETING
RIDGE ROAD WATER MAIN PROJECT
7:00 PM**

**VILLAGE OF VILLA PARK
20 South Ardmore Avenue, Villa Park, Illinois 60181**

September 12, 2016 COMMITTEE-OF-THE-WHOLE MINUTES 7:30 PM

President Deborah Bullwinkel
Village Clerk Hosanna Korynecky

Chris J. Aiello
Albert Bulthuis
Robert Wagner

Nick Cuzzone
Donald Kase
Robert Taglia

MINUTES OF THE FORMAL MEETING HELD IN VILLAGE HALL BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF VILLA PARK ON SEPTEMBER 12, 2016

PRESENT: Trustees Bulthuis, Cuzzone, Kase, Taglia and Wagner.
ALSO PRESENT: Attorney Orr, Manager Keehner and Clerk Korynecky.
ABSENT: President Bullwinkel and Trustee Aiello.

1. Call to Order – Roll Call.

Clerk Korynecky called the meeting to order and called the roll.

In President Bullwinkel's absence, Clerk Korynecky asked that a President pro tem be appointed for the meeting. Motion to appoint Trustee Bulthuis as President pro tem was made by Trustee Wagner and seconded by Trustee Cuzzone. Voice vote passed with all ayes.

2. Pledge of Allegiance.

President pro tem Bulthuis led the Pledge of Allegiance and Trustee Taglia said the prayer.

3. Amendments of the Agenda.

4. Proclamation by President pro tem Bulthuis Recognizing September as Library Card Sign-up Month.

Kandice Krettler, Library Head of Circulation/Outreach Services, accepted the proclamation and provided an update on upcoming Library events.

5. Proclamation by President pro tem Bulthuis Recognizing the Garden Club of Villa Park.

6. Consider an Ordinance of the Village of Villa Park, DuPage County, Illinois Authorizing the Sale by Public Auction of Personal Property and Seized Vehicles Owned by the Village.

Proceeds from the sale of the vehicles will be placed into the Equipment Replacement Fund and used to purchase additional equipment.

VEHICLE TYPE	YEAR	MAKE	MODEL	LAST 6 OF VIN	MIN. PRICE
Seizure	2000	NISSAN	PATHFINDER	414587	\$250
Seizure	2002	JEEP	GRAND CHEROKEE	267566	\$250
Seizure	1995	CHEVY	IMPALA SS	175061	\$250
Seizure	2008	PETERBILT	BOX TRUCK	766331	\$5,000

Consensus of the board was to advance this item to the formal.

7. Consider an Ordinance of the Village of Villa Park, DuPage County, Illinois, Establishing a Stormwater Management Program and Charge, and a Combined Sewer Separation Charge.

There are approximately 25 miles of road projects (94 road segments) that are funded through referendum approved bond funds. Of these projects, almost 9 miles of streets (33 road segments) currently include underground water, sanitary, combined sewer separation, and/or drainage improvements that are not currently funded. Staff is proposing a flat fee for combined sewer separation of \$3.00 per month for residential customers (with two dwelling units or less) and \$6.00 for commercial, industrial and residential multi-family (with more than 2 dwelling units). For storm water a \$6.00 per month fee is proposed for residential customers (with two dwelling units or less) and a \$12.00 per month fee is proposed for commercial, industrial and residential multi-family (with more than 2 dwelling units).

Some discussion ensued. Resident Anita LaPianka asked for clarification of the fees. Business owners Alex King spoke in favor of the ordinance. Resident Bob Adamczyk spoke about sewer separation in the area done many years ago. Norma from Maple Crossing Apartments asked for additional clarification of the fees. Resident Cheryl Tucker asked about funds for continued maintenance. Consensus of the board was to advance this item to the formal.

8. Consider an Ordinance of the Village of Villa Park, DuPage County, Illinois, Proposing the Establishment of a Special Service Area in the Village and Providing for a Public Hearing and Other Procedures in Connection Therewith.

The Village desires to establish a special service area within the corporate limits of the Village in connection with the North Avenue Townhomes. That said area will benefit specifically from the municipal services provided and that such services are in addition to those municipal services currently provided by the Village as a whole. It is in the best interests of the Village that the levy of special taxes against said area for the services provided.

Some discussion ensued. Resident Anita LaPianka spoke against the ordinance. Consensus of the board was to advance this item to the formal.

9. Consider an Ordinance of the Village of Villa Park, DuPage County, Illinois, Approving an Increase in the Number of Class EEE, Liquor Licenses from 4 to 5.

The Village received a request from a representative of Chipotle Mexican Grill, Inc. for a Class "EEE" Liquor License. If approved, the number of Class "EEE" liquor licenses within the Village will increase by one, from 4 to 5. The new Chipotle Mexican Grill #2737 is located at 298 W. North Avenue Unit 1.

Some discussion ensued. Consensus of the board was to advance this item to the formal.

10. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing a Contract with Misfits Construction Company of Chicago, Illinois, for the Home Avenue Water Tower Grounding Project in the amount of \$104,000.

The electrical grounding system on the water tower located on Home Avenue is not operating properly. As a result of a lightning strike Village equipment attached and connected to the water tower was damaged. Village staff publicly bid a project to install a new grounding system to protect Village and cell company equipment from possible future damage. Two bids were received for the project. Misfits Construction Company, of Chicago, Illinois, submitted the lowest responsible bid in the amount of \$104,000. The funds for this project will be allocated from the Water Supply Fund account 82.502.02.401. Village staff is working with three cell companies that have equipment on the tower in an effort to cost share on the project.

Some discussion ensued. Consensus of the board was to advance this item to the formal.

11. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing Change Order No. 1 (Final) to the Contract for the 2016 Crack Sealing and Seal Coating Service Program for an Addition in the amount of \$7,875.

The Village has a contract with Denler, Inc., of Mokena, Illinois, for the 2016 Crack Sealing and Seal Coating Services Program. Proposed final Change Order #1 consists of the addition and deduction of quantities as necessary to revise the scope of work from rubber crack sealing of asphalt pavement to fiber-asphalt crack sealing of asphalt pavement. The net amount of proposed Change Order #1 is an addition of \$7,875, for an adjusted contract amount of \$142,312.50. Funds for this project will come from account # 60.502.02.299.

Consensus of the board was to advance this item to the formal.

12. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing Change Order No. 1 (Final) to the Contract for the 2016 Concrete Flatwork Program for an Addition of \$6,913.75.

The Village has a contract with Globe Construction, Inc., of Addison, Illinois, for the 2016 Concrete Flatwork Program. Proposed final Change Order #1 consists of the final balancing of contract quantities as measured in the

field. The net amount of this proposed final Change Order #1 is an addition of \$6,913.75, for a revised final contract amount of \$39,962.25. Funds for this project will come from account 64.502.10.299. Some discussion ensued. Consensus of the board was to advance this item to the formal.

13. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing the Submittal for Funding of the Ridge Road Water Main Improvement Project Under the Community Development Block Grant (CDBG) Program and Authorizing the Village Manager to Sign an Agreement if Funding is Granted in the amount of \$384,000 out of the total estimated construction cost of \$512,000. Staff wishes to submit an application for grant funding for the construction of the Ridge Road Water Main Improvement Project under the Community Development Block Grant (CDBG) Program. A resolution authorizing the submittal of an application, and the subsequent signing of an agreement should funding be approved, is required as a part of the application submittal. The estimated total cost of construction of the project is \$512,000. Under the terms of the grant application, staff is applying for grant funding in the amount of \$384,000, or seventy-five percent (75%) of the estimated cost of construction. The local share of the project is \$128,000 and would be paid out of the Water Supply Fund account 82.502.02.401. Some discussion ensued. Consensus of the board was to advance this item to the formal.

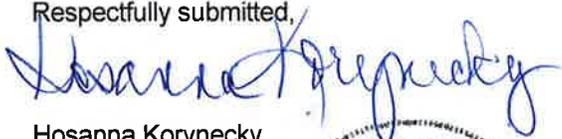
14. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Approving a Community Development Block Grant – Disaster Recovery Agreement with the County of DuPage in the amount of \$281,250. The DuPage County Community Development Commission (CDC) through a Community Development Block Grant – Disaster Recovery (CDBG-DR) approved funding for purchase and demolition of the property located at 546 South Euclid Avenue. The property suffered significant damage during a storm in April 2013 as well as previous storm events. An agreement between the Village and DuPage County needs to be executed to accept the grant funding. The amount of the grant awarded was \$281,250 and will originate from the Storm Water Fund account 68.502.10.299. Some discussion ensued. Resident Peter O'Connor asked about the demolition cost. Consensus of the board was to advance this item to the formal.

15. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing a Contract with Corrective Asphalt Materials, LLC, of South Roxana, Illinois, for the 2016 Asphalt Surface Rejuvenating Treatment Program in the amount of \$67,969.23. The Village has a continuing program for extending the life of previously resurfaced and reconstructed asphalt pavements. A rejuvenating agent known as "Reclamite" will be applied to the surface of selected streets, thereby extending the life of the pavement. Village staff publicly bid the project, with one contractor submitting a bid. Corrective Asphalt Materials, LLC, of South Roxana, Illinois, submitted the lowest responsible bid in the amount of \$67,969.23. Funds for this project will come from account 60.502.02.299. Consensus of the board was to advance this item to the formal.

16. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Approving a License Agreement for a Portion of the Sunset Drive Public Right-of-Way Between the Village of Villa Park and RAS Investment Properties, LLC (DBA Maple Crossing Apartments). The Maple Crossing Apartments wish to re-surface the parking area located at the southwest corner of Sunset Drive and Beverly Avenue. They would like to expand the existing parking lot into the Sunset Drive right-of-way. A license agreement would be needed to grant the property owner permission for the proposed construction, maintenance and use of the right-of-way. Some discussion ensued. Resident Cheryl Tucker asked about maintenance responsibility. Consensus of the board was to advance this item to the formal.

17. Convene to Formal Agenda.

Respectfully submitted,



Hosanna Korynecky
Village Clerk



VILLAGE OF VILLA PARK
20 S. Ardmore Avenue, Villa Park, IL 60181

September 12, 2016

FORMAL

MINUTES

Meeting was called to order at 8:39 p.m.

1. Village President's Report.
No report.

2. Public Comments on Agenda Items.
Ben Silver, attorney with the Citizens Advocacy Center in Elmhurst referred to Item 8 and said there was a lack of due process in the ordinance.

3. Amendments of the Agenda.

4. Consent Agenda:

- a. Bill Listing dated August 22, 2016 in the amount of \$828,599.04.
- b. Bill Listing dated September 12, 2016 in the amount of \$1,173,097.05.
- c. Minutes from the Village COW Meeting for August 8, 2016.
- d. Minutes from the Village Formal Board Meeting for August 8, 2016.
- e. First and Final Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois Authorizing the Sale by Public Auction of Personal Property and Seized Vehicles Owned by the Village.
Proceeds from the sale of the vehicles will be placed into the Equipment Replacement Fund and used to purchase additional equipment.

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j. Resolution of the Village of Villa Park, DuPage County, Illinois, Approving a Community Development Block Grant – Disaster Recovery Agreement with the County of DuPage in the amount of \$281,250.

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The Maple Crossing Apartments wish to re-surface the parking area located at the southwest corner of Sunset Drive and Beverly Avenue. They would like to expand the existing parking lot into the Sunset Drive right-of-way. A license agreement would be needed to grant the property owner permission for the proposed construction, maintenance and use of the right-of-way.

Motion to approve Consent Agenda was made by Trustee Cuzzone and seconded by Trustee Kase. There were no questions, comments or discussion. Roll call vote tallied five (5) ayes made by Trustees Bulthuis, Cuzzone, Kase, Taglia and Wagner. There were no nays. Motion carried.

5. First and Final reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Proposing the Establishment of a Special Service Area in the Village and Providing for a Public Hearing and Other Procedures in Connection Therewith.

The Village desires to establish a special service area within the corporate limits of the Village in connection with the North Avenue Townhomes. That said area will benefit specifically from the municipal services provided and that such services are in addition to those municipal services currently provided by the Village as a whole. It is in the best interests of the Village that the levy of special taxes against said area for the services provided.

Motion to approve the ordinance was made by Trustee Wagner and seconded by Trustee Kase. There were no questions, comments or discussion. Roll call vote tallied five (5) ayes made by Trustees Bulthuis, Kase, Cuzzone, Wagner and Taglia. There were no nays. Motion carried.

6. First and Final reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Approving an Increase in the Number of Class EEE, Liquor Licenses from 4 to 5.

The Village received a request from a representative of Chipotle Mexican Grill, Inc. for a Class "EEE" Liquor License. If approved, the number of Class "EEE" liquor licenses within the Village will increase by one, from 4 to 5. The new Chipotle Mexican Grill #2737 is located at 298 W. North Avenue, Unit 1.

Motion to approve the ordinance was made by Trustee Taglia and seconded by Trustee Cuzzone. There were no questions, comments or discussion. Roll call vote tallied five (5) ayes made by Trustees Kase, Cuzzone, Wagner, Taglia and Bulthuis. There were no nays. Motion carried.

7. First reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Establishing a Stormwater Management Program and Charge, and a Combined Sewer Separation Charge.

There are approximately 25 miles of road projects (94 road segments) that are funded through referendum approved bond funds. Of these projects, almost 9 miles of streets (33 road segments) currently include underground water, sanitary, combined sewer separation, and/or drainage improvements that are not currently funded. Staff is proposing a flat fee for combined sewer separation of \$3.00 per month for residential customers (with two dwelling units or less) and \$6.00 for commercial, industrial and residential multi-family (with more than 2 dwelling units). For storm water a \$6.00 per month fee is proposed for residential customers (with two dwelling units or less) and a \$12.00 per month fee is proposed for commercial, industrial and residential multi-family (with more than 2 dwelling units).

Motion to approve the ordinance was made by Trustee Cuzzone and seconded by Trustee Kase. There were no questions, comments or discussion. Roll call vote tallied five (5) ayes made by Trustees Cuzzone, Wagner, Taglia, Bulthuis and Kase. There were no nays. Motion carried.

8. First Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Amending the Municipal code of the Village, Adding a Prohibition of Service to Debtors of the Village Section.

Staff is proposing an amendment to Article II of Chapter 2 of the Villa Park Municipal Code by adding Section 2-211 – Debt due and owing the Village. To decrease outstanding funds owed to the Village and to increase revenue, staff is recommending, debtors shall not be entitled to any Village service, permit, license or other Village action or approval unless that debt is paid in full, except for water and sewer service or any emergency Village service such as from the Police or Fire Departments.

There was no motion. Item failed.

9. Public Comments on Non-Agenda Items.

Resident Ken Mount presented his side of an issue after receiving a ticket for locking a dumpster. Community Director Grill presented additional information on the violation ticket.

Resident C. Cochetto referred to Item 4(j) and said she lives next door and is concerned about the water overflow into her house as a result of the demolition. Public Works Director Juskelis provided additional information on the project.

10. Village Clerk's Report.

Clerk Korynecky announced the Seniors and Law Enforcement Together (S.A.L.T.) meeting on September 14 at 11 a.m. at the Community Recreation Building on Wildwood.

11. Village Trustee's Report.

Trustee Taglia had no report or recommendations.

Trustee Cuzzone said the Parks and Recreation Advisory Commission is meeting tomorrow, September 13, at 7 p.m. at the Iowa Community Center.

Trustee Kase had no report or recommendations.

Trustee Wagner said the Traffic and Safety Commission meets tomorrow, September 13, at 8 p.m. at Village Hall. He said the Park Art Center has a new exhibit. He also informed residents of the passing of long time resident Carmen Madsen.

Trustee Bulthuis had no report or recommendations.

12. Village Manager's Report.

Manager Keehner asked Fire Chief Rakosnik about grants received by the Fire Department. Chief Rakosnik reviewed past grants and said the Fire Department received a donation from the new Firehouse Subs restaurant on North Avenue that will be used for TV monitors. Chief Rakosnik presented a plaque to Firehouse Subs Franchisee Yogi Patel thanking his business for the donation. Mr. Patel said Firehouse Subs is also a Safety Foundation founded by firefighters.

Manager Keehner said trains sometimes block the crossing for over an hour. He informed the public that if a train is standing for 10 or 15 minutes, drivers can call the Union Pacific Response Management Communication Center hotline at 888-UPRR-COP to report the incident and get the train moving. Signs will be installed in the area with the information. He also said there will be public sales tax referendum information meetings at the Iowa Community Center at 6:30 p.m. on September 29 and October 13.

13. Village Attorney's Report.

No report.

Trustee Cuzzone asked about the appeal process after adjudication. Attorney Orr said due process goes from the Hearing Officer to Circuit Court on appeal if it is anything other than a building code violation.

14. Consider Executive Session.

- a. 5ILCS 120/2 (c)(5) (purchase or lease of property).
- b. 5ILCS 120/2 (c)(6) (sale or lease of property).
- c. 5ILCS 120/2 (c)(11) (pending litigation).
- d. 5ILCS 120/2 (c)(21) (discussion of closed session minutes).

Motion to consider Executive Session was made by Trustee Wagner and seconded by Trustee Kase. There were no questions, comments or discussion. Roll call vote tallied five (5) ayes made by Trustees Taglia, Bulthuis, Kase, Cuzzone and Wagner. There were no nays. Motion carried.

Out of Formal at 9:10 p.m.

Return to Formal at 9:35 p.m.

15. First and Final reading of a Resolution of the Village of Villa Park, DuPage County, Illinois, Approving a Consent Order and Judgement Regarding the Property at 451-453 North Princeton Avenue.

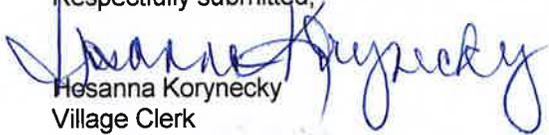
Staff wishes to file a complaint against the Owner of 451-453 North Princeton Avenue alleging the existence of more than two dwelling units in the multi-family building in violation of the Village's Zoning Ordinance. The Owner then filed a counter-complaint regarding the enforcement of the Village's Zoning Ordinance. The Owner of the property has entered into discussion and desires to settle and dispose of litigation by entering into a joint motion for consent decree to resolve this litigation between the Village and the Owner.

Motion to approve the resolution was made by Trustee Wagner and seconded by Trustee Kase. There were no questions, comments or discussion. Roll call vote tallied five (5) ayes made by Trustees Bulthuis, Kase, Cuzzone, Wagner and Taglia. There were no nays. Motion carried.

16. Adjournment.

Motion to adjourn was made by Trustee Wagner and seconded by Trustee Taglia. Voice vote passed with all ayes. Motion carried. Meeting adjourned at 9:36 p.m.

Respectfully submitted,


Hesanna Korynecky
Village Clerk

