VILLAGE OF VILLA PARK

20 South Ardmore Avenue, Villa Park, Illinois 60181

February 13, 2017

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 FEBRUARY 13, 2017

PRESENT:

Trustees Aiello, Bulthuis, Cuzzone, Kase, Taglia, Wagner and President Bullwinkel.

ALSO PRESENT:

Attorney Binninger, Manager Keehner and Clerk Korynecky.

Trustee Aiello arrived at 7:45 p.m.

1. Call to Order - Roll Call.

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

2. Pledge of Allegiance.

President Bullwinkel led the Pledge of Allegiance and Trustee Taglia said the prayer.

- 3. Amendments of the Agenda.
- 4. Community Pride Commission Presentation of the Holiday Decorating Awards. Commissioner Carol Davis presented the award.
- 5. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Approving the Joint Purchase of One (1) 2017 Ford F-450 Crew-Cab 2WD Truck with Utility Body Through the State of Illinois Central Management Services Joint Purchasing Program in the amount of \$46,100.

Public Works has identified one (1) vehicle for replacement. The qualifying criterion for the replacement of this vehicle was based primarily on condition, having severe mechanical damage. Village Staff requests authorization to purchase one (1) 2017 Ford F-450 crew-cab 2WD truck with utility body to participate in the State of Illinois Purchase Contract #4018300 from Landmark Ford Inc., for the total amount of \$46,100. Funds will be split between Water Fund account 82.502.02.401 and Wastewater Fund account 83.502.02.401 for this purchase. Some discussion ensued. Resident Cheryl Tucker asked why the funds were coming from the Water and Wastewater Fund. Manager Keehner provided additional information. Consensus of the board was to advance this item to the formal.

6. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing a Lease Agreement with T&D Coffee, LTD.

The existing lease for the coffee shop currently located in the Metra Station has been with Morning Blend Coffee; however, the owners would like to turn the business over to the individual that has managed the property for the past three years. The manager is requesting a new lease as T&D Coffee and plans to do business as "The Crack of Dawn." Staff recommends approval of this new lease.

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

7. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing the Execution of a Disclaimer of Interest in Certain Property.

IDOY is proceeding with their Roosevelt Road construction project near South Villa, and has been having difficulty obtaining rights to certain property. IDOT has recently named the Village of Villa Park in a complaint filed because of a Junior Mortgage in the property that stems from a January 3, 2003 business development agreement with York Road, LLC. Execution of the disclaimer shows Villa Park's cooperation with IDOT and will also allow IDOT to dismiss Villa Park from the case and prevent further notices/filings. The disclaimer in question simply acts to disclaim any interest Villa Park may have in the two parcels. It will not disclaim an interest in the entire parcel of property that secures the mortgage.

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

8. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing the Acceptance of a Proposal from Russ's Plumbing and Sewer for the Installation of a Storm Sewer on North Iowa Avenue in the amount of \$28,328.50, and Waiving the Requirement of Competitive Bidding.

lowa Avenue between Plymouth Street and Sunset Drive has experienced significant flooding and icing issues in the past several years. A storm sewer needs to be installed prior to the street rehabilitation work proposed to be done later this year. Staff solicited proposals from three underground contractors and received two proposals. Russ's Plumbing and Sewer submitted the lowest proposal in the amount of \$28,328.50. Project costs will be paid out of stormwater account 68,502,10,299.

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, Amending the Village's Location Regulations for Establishments with Liquor Licenses to be Consistent with the Illinois Liquor Control Act. The attached ordinance adopts the State expectations to the 100 foot rule. It deletes the reference that such licenses shall only be located in commercially zoned districts because that reference is already in the Zoning Code. In addition, the ordinance deletes the application reference to a mortuary and the license restrictions for game rooms because those restrictions are already in the game room license regulations. The ordinance only shows additions to the code that are underlined.

Some discussion ensued. Resident Cheryl Tucker asked for clarification. Attorney Binninger provided additional information. Consensus of the board was to advance this item to the formal.

10. Consider an Ordinance Authorizing and Providing for the Issuance of General Obligation Refunding Bonds (Alternate Revenue Source), Series 2017, of the Village of Villa Park, DuPage County, Illinois, in the Aggregate Principal Amount of \$3,045,000*, for the Purpose of Refunding Certain Outstanding Debt Certificates, Authorizing the Execution of an Escrow Agreement in Connection Therewith, and Providing for the Imposition of Taxes to Pay the Same for the Collection, Segregation and Distribution of Certain Village Revenues for the Payment of Said Bonds (*Exact Dollar Amount Subject to Change Based on Pricing).

This ordinance is the next step in our TIF 3 Debt Certificate refunding, which has been discussed by the Village Board several times since November 2016. Cash to repay these bonds will come from rollover bonds, which are essentially smaller Debt Service Extension Base (DSEB) bonds that will be issued each year over the life of the bonds. In the long run, all of the Village's existing tax supported debt will be level debt service payments, including TIF bonds, current tax supported debt, and outstanding and future Road Referendum bonds. Bonds will be priced on Monday, February 13, with final sale price information provided to the Village Board that day, as is typical for bond transactions of this type.

Some discussion ensued. Finance Director Wachtel provided an overview and responded to questions from the board. Consensus of the board was to advance this item to the formal.

11. Convene to Formal Agenda.

Respectfully submitted,

Hosanna Korynecky

Village Clerk



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

February 13, 2017

FORMAL

MINUTES

Meeting was called to order at 8:03 p.m.

1. Village President's Report.

President Bullwinkel asked for staff update on Village projects. Public Works Director Juskelis provided updates on the 2017 street improvement project, Astor Court and Myrtle improvement project, Bierman Avenue combined sewer separation project, Central Blvd. reconstruction project, meetings regarding South Michigan, Ridge Road watermain improvement project, St. Charles Road bridge, South Summit Summit resurfacing project and the Washington green infrastructure project.

President Bullwinkel said ComEd is doing neighborhood tree trimming this month. She announced that residents on the Friday schedule for refuse pick-up by Roy Strom will be moved to Thursday as of March 2nd. She informed residents that outdoor holiday lights must be removed by March 27. She also said the Village has an electronic recycling drop off every third Saturday of the month from 9 a.m. to 12 noon at the Public Works garage.

2. Public Comments on Agenda Items.

There were no participants.

3. Amendments of the Agenda.

Motion to remove Item 6 from the agenda and table it to the February 27 agenda was made by Trustee Wagner and seconded by Trustee Taglia. Attorney Binninger said he would like more time to review the regulations and bring back recommendations to staff. Roll call vote tallied seven (7) ayes made by Trustees Wagner, Taglia, Aiello, Bulthuis, Kase, Cuzzone and President Bultwinkel. There were no nays. Motion carried.

4. Consent Agenda:

- a. Bill Listing dated February 13, 2017 in the amount of \$991,769.31.
- b. Minutes from the Village COW Meeting for January 23, 2017.
- c. Minutes from the Village Formal Board Meeting for January 23, 2017.
- d. Minutes from the Public Hearing for January 23, 2017.
- e. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Approving the Joint Purchase of One (1) 2017 Ford F-450 Crew-Cab 2WD Truck with Utility Body Through the State of Illinois Central Management Services' Joint Purchasing Program in the amount of \$46,100.

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g. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing the Execution of a Disclaimer of Interest in Certain Property.

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h. Consider a Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing the Acceptance of a Proposal from Russ's Plumbing and Sewer of Addison, Illinois, for the Installation of a Storm Sewer on North Iowa

Avenue in the amount of \$28,328.50, and Waiving the Requirement of Competitive Bidding.

Iowa Avenue between Plymouth Street and Sunset Drive has experienced significant flooding and icing issues in the past several years. A storm sewer needs to be installed prior to street rehabilitation work proposed to be done later this year. Staff solicited proposals from three underground contractors and received two proposals. Russ's Plumbing and Sewer submitted the lowest proposal in the amount of \$28,328.50. Project costs will be paid out of stormwater account 68.502.10.299.

i. Consider an Ordinance Authorizing and Providing for the Issuance of General Obligation Refunding Bonds (Alternate Revenue Source), Series 2017, of the Village of Villa Park, DuPage County, Illinois, in the Aggregate Principal Amount of \$3,045,000*, for the Purpose of Refunding Certain Outstanding Debt Certificates, Authorizing the Execution of an Escrow Agreement in Connection Therewith, and Providing for the Imposition of Taxes to Pay the Same for the Collection, Segregation and Distribution of Certain Village Revenues for the Payment of Said Bonds (*Exact Dollar Amount Subject to Change Based on Pricing).

This ordinance is the next step in our TIF 3 Debt Certificate refunding, which has been discussed by the Village Board several times since November 2016. Cash to repay these bonds will come from rollover bonds, which are essentially smaller Debt Service Extension Base (DSEB) bonds that will be issued each year over the life of the bonds. In the long run, all of the Village's existing tax supported debt will be level debt service payments, including TIF bonds, current tax supported debt, and outstanding and future Road Referendum bonds. Bonds will be priced on Monday, February 13, with final sale price information provided to the Village Board that day, as is typical for bond transactions of this type.

Motion to approve Consent Agenda was made by Trustee Cuzzone and seconded by Trustee Bulthuis. There were no questions, comments or discussion. Roll call vote tallied seven (7) ayes made by Trustees Aiello, Bulthuis, Cuzzone, Kase, Taglia, Wagner and President Bullwinkel. There were no nays. Motion carried.

5. First and Final Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Amending the Village's Location Regulations for Establishments with Liquor Licenses to be Consistent with the Illinois Liquor Control Act.

The attached ordinance adopts the State expectations to the 100 foot rule. It deletes the reference that such licenses shall only be located in commercially zoned districts because that reference is already in the Zoning Code. In addition, the ordinance deletes the application reference to a mortuary and the license restrictions for game rooms because those restrictions are already in the game room license regulations. The ordinance only shows additions to the code that are underlined.

Motion to approve the ordinance was made by Trustee Bulthuis and seconded by Trustee Wagner. There were no questions, comments or discussion. Roll call vote tallied seven (7) ayes made by Trustees Bulthuis, Aiello, Kase, Cuzzone, Wagner, Taglia and President Bullwinkel. There were no nays. Motion carried.

6. Second and Final Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Regulating Small Wireless Telecommunication Facilities.

In 2007, the Village adopted regulations recommended by the Illinois Municipal League (IML) in response to the State Cable and Video Competition Law for the use of the Village's right-of-ways by telecommunications retailers and utility companies. Those regulations were reasonable and up to date based on the uses of the right-of-way at that time.

The Village recently received a single application for a small cell wireless telecommunications facility to be located on an existing ComEd utility pole. This new technology is not sufficiently addressed in the existing regulations to protect the Village's interest in its right-of-ways, and as other municipalities have recently done, additional regulations are recommended with a supplemental permit. The ordinance in question adds regulations to the existing right-of-way regulations that are based on the standards of ordinances of various suburban communities and a recent model ordinance from the IML.

Public Comments on Non-Agenda Items.

Dorothy Tamm said she is renting 108 E. St. Charles Road and will be selling metaphysical items and would like to do palm and card readings which are not allowed under Village ordinance. Community Development Director Grill said psychic reading is not listed under permitted uses in the C2 zone. Discussion ensued on the permitted uses in the code and what other communities allow. President Bullwinkel asked to poll the board in regards to allowing palm and psychic readings. Motion to direct staff to move forward with an amendment to the C2 zoning ordinance to add palm and psychic readings as permitted uses was made by Trustee Aiello and seconded by Trustee Taglia. Roll call vote tallied two (2) ayes made by Trustees Taglia and Kase and five (5) nays by Trustees Aiello, Bulthuis, Cuzzone, Wagner and President Bullwinkel. Motion denied.

8. Village Clerk's Report.

Clerk Korynecky had no report or recommendations.

Village Trustee's Report.

Trustee Bulthuis asked for staff update on Grant Street. Director Juskelis said Grant Street is part of the Washington Street green infrastructure project.

Trustee Taglia referred to an article in the Independent about the good work done by Fire Chief Ron Rakosnik and the Fire Department. Chief Rakosnik provided an update on the particular event cited in the paper and gave examples of other calls responded to by his firefighter/paramedics.

Trustee Kase had no report or recommendations.

Trustee Cuzzone said the Parks and Recreation Advisory Commission will meet on February 14 at 7 p.m. at the Iowa Community Center.

Trustee Wagner said the Traffic and Safety Commission will meet on February 16 at 8 p.m. at Village Hall. He thanked Manager Keehner for providing information on the Village garden plots. Residents interested can sign up for a garden plot at the Library or the Iowa Community Center. Cost is \$10. He said the Conservation Foundation announced this year's stream sweep will be on May 20 from 9 a.m. to noon at Cricket Creek Forest Preserve. He congratulated the Park Art Center on their reception for the new exhibit. He informed residents that there will be money available to the State as part of the Volkswagon settlement to be use as grant money for communities to purchase vehicles using alternative energy sources.

Trustee Aiello congratulated the Willowbrook High School swim team on their first place win. He also asked about snow removal on the new pavers to be installed on Grant Street. Deputy Director Salerno explained the equipment that would be used. He also gave a snow update and said there have been seven snow events with 18 inches of snow. Public Works has used 27 tons of salt.

10. Village Manager's Report.

Manager Keener referred to the ComEd tree trimming on the Illinois Prairie Path. About 20 trees will be taken down. He referred to a Departmental Correspondence provided to the board regarding fees for combined sewer separation and storm water funding indicating how the money will be spent. The information will be on the Village website. He also referred to the Underground Utility Improvement Plan brochure to help residents learn more about the Village's proposed underground utility improvement plan. Community outreach meetings will be help on March 7 and March 23 at the lowa Community Center. The brochure will be on the Village website.

11. Village Attorney's Report.

No report.

12. 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 Cuzzone and seconded by Trustee Wagner. There were no questions, comments or discussion. Roll call vote tallied seven (7) ayes made by Trustees Cuzzone, Wagner, Taglia, Aiello, Bulthuis, Kase and President Bullwinkel. There were no nays. Motion carried.

13. Adjournment.

Motion to adjourn was made by Trustee Bulthuis and seconded by Trustee Taglia. Voice vote passed with all ayes. Motion carried. Meeting adjourned at 9:35 p.m.

Respectfully submitted

Hosanna Korynecky

Village Clerk