

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

**Minutes of the Regular Meeting of the Village President
and Board of Trustees**

May 21, 2018

7:00 pm

Village President Albert Bulthuis
Village Clerk Hosanna Korynecky

Village Trustee Chris J. Aiello
Village Trustee Nick Cuzzone
Village Trustee Cheryl Tucker

Village Trustee David Cilella
Village Trustee Donald Kase
Village Trustee Robert Wagner

**MINUTES OF THE FORMAL MEETING HELD IN VILLAGE HALL BY THE PRESIDENT AND THE BOARD OF
TRUSTEES OF THE VILLAGE OF VILLA PARK ON MAY 21, 2018**

PRESENT: Trustees Aiello, Cilella, Cuzzone, Kase, Tucker, Wagner and President Bulthuis.
ALSO PRESENT: Attorney Binninger, Manager Keehner and Clerk Korynecky.

1. Call to Order – Roll Call.
President Bulthuis called the meeting together and Clerk Korynecky called the roll.
2. Pledge of Allegiance.
President Bulthuis led the Pledge of Allegiance and Trustee Wagner said the prayer.
3. Public Comments on Agenda Items.
There were no participants.
4. Amendments to the Agenda.
5. Proclamation by President Bulthuis for Safe Boating Week.
Members from the Coast Guard Auxiliary Flotilla 4111 accepted the Proclamation and thanked the Village Board for their support.
6. Proclamation by President Bulthuis for Lupus Awareness Month.
Lisa Synett accepted the Proclamation along with her friend, Shawna Reich, and Joanna Zelkowska from the Lupus Research Alliance.
7. Consent Agenda:
 - a. Minutes from the Board Meeting on May 7, 2018.
 - b. Bill Listing for the Weeks of May 4 and May 14, 2018 for a Total Amount of \$1,687,971.53.
Motion to approve Consent Agenda was made by Trustee Aiello and seconded by Trustee Kase. There were no questions, comments or discussion. Roll call vote tallied seven (7) ayes made by Trustees Cuzzone, Wagner, Tucker, Cilella, Kase, Aiello and President Bulthuis. There were no nays. Motion carried.
8. First Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Approving the CMAP Zoning Ordinance and Official Map.
The Chicago Metropolitan Agency for Planning (CMAP) provided 100% funding for this complete update to the Village's Zoning Code. The last comprehensive update to the code was in 1970. The new code provides more consistency with the Village's 2009 Comprehensive Plan and with CMAP's Go To 2040 plan. The Zoning & Planning Commission held a public hearing on this item on January 11, 2018, and unanimously recommended approval of this zoning and map update.
Some discussion ensued. Community Development Director Patrick Grill gave a PowerPoint presentation explaining the process used by staff to bring the new zoning ordinance for board consideration and adoption. He also responded to questions from the board.

9. Second Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Amending the Minimum Fines for Certain Ordinance Violations and Codifying the Prepayment Penalties for Minor Violations.

The Police Department issues over 400 ordinance violations each year to individuals that have committed acts that have been declared to be unlawful or a violation of the Village Code. A violation of the Code is currently punishable by a fine of not less than seventy-five dollars (\$75.00) and not to exceed seven-hundred fifty dollars (\$750.00). The minimum fine has not been increased since 2011 and there is currently not a provision for a prepayment penalty. The police department recommends that the minimum fine be increased to one-hundred dollars (\$100.00), and for those offenses considered to be more serious in nature a minimum fine of one-hundred fifty dollars (\$150.00). The maximum fine would remain seven-hundred fifty dollars (\$750.00). Additionally, the ordinance should be amended to allow for payment to be made without having to appear at an adjudication hearing.

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

10. Second reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Amending Water Rates. *The Village receives water from the City of Chicago through the DuPage Water Commission (DWC). On May 1, 2017 the DWC increased water rates by \$0.08 per thousand gallons. On May 1, 2018 the DWC will raise the water rates another \$0.06 per thousand gallons. Village staff is proposing a \$0.16 per thousand gallon rate increase effective October 1, 2018. The new rate would be \$9.01 per thousand gallons. This would allow the Water Fund to maintain positive operating cash flow and a sufficient operating reserve.*

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

11. Second Reading of an Ordinance of the Village of Villa Park, DuPage County, Illinois, Amending the Regulations for Collocation of Small Wireless Facilities.

Villa Park uses the public rights-of-way to provide essential public services to residents and businesses, and is authorized to regulate the public right-of-way under Section 11-80-1 of the Illinois Municipal Code. Public rights-of-way are a limited public resource held by the Village for the benefit of its citizens, and the Village has a custodial duty to ensure that they are used, repaired and maintained in a manner that best serves the public interest. Wireless telecommunication providers desire to install numerous new small wireless facilities located within public rights-of-way within the Village. Public Act 100-0585, effective June 1, 2018, adopted the Small Wireless Facilities Deployment Act, which specifies how municipalities may regulate certain conditions of the collocation of small wireless facilities. It is necessary for Village Code to be modified to reflect the requirements of Public Act 100-0585.

Motion to approve the ordinance was made by Trustee Cuzzone and seconded by Trustee Kase. Trustee Tucker asked if the board had the option to not approve the ordinance. President Bulthuis said this ordinance should be approved because it provides some regulations. Trustee Aiello asked for an explanation of the small wireless facilities for the public. Manager Keehner and President Bulthuis provided a comprehensive explanation. Roll call vote tallied seven (7) ayes made by Trustees Cilella, Tucker, Aiello, Wagner, Cuzzone, Kase and President Bulthuis. There were no nays. Motion carried.

12. Ordinance of the Village of Villa Park, DuPage County, Illinois, Granting a Variation to allow the Construction of an Eight-Foot Fence in the Required Side Yard and to Provide No On-Site Parking at 324 E. Central Boulevard. *Petitioner is seeking approval of a variance request to construct an eight-foot fence in the side yard and to provide no on-site parking on the property at 324 E. Central Boulevard. At the public hearing on April 12, 2018, approximately two dozen persons spoke, with a significant majority voicing support of the project. By a vote of 7-1, the Zoning & Planning Commission recommended approval of the request.*

Motion to approve the ordinance was made by Trustee Wagner and seconded by Trustee Cilella. Trustee Kase asked about different wording for this commercial fence. President Bulthuis said the wording has been approved by the Planning and Zoning Commission. Trustee Cuzzone asked for clarification on the length of the fence. President Bulthuis provided the information. Petitioner Jack Kozar provided additional details. Roll call vote tallied seven (7) ayes made by Trustees Aiello, Cuzzone, Tucker, Kase, Wagner, Cilella and President Bulthuis. There were no nays. Motion carried.

13. Ordinance of the Village of Villa Park, DuPage County, Illinois, Approving a Detention Variance Pursuant to the Village's Detention Variance Fee Program.

The Villa Park Public Library, located at 305 South Ardmore Avenue, will be expanding its building and reconstructing the existing parking lot to the north of the building. The development is required to provide stormwater detention under the Villa Park municipal code. The developer has requested the buyout option in lieu of physically providing all of the required stormwater detention. Under the payment option, the amount due to the Village stormwater fund would be \$34,286. Village Board action is required as the site is greater than one acre. Motion to approve the ordinance was made by Trustee Wagner and seconded by Trustee Cuzzone. Trustee Tucker asked about drainage in the parking lot. The architect from Williams Architect provided information on the drainage and water retention area. Roll call vote tallied seven (7) ayes made by Trustees Kase, Cilella, Aiello, Tucker, Wagner, Cuzzone and President Bulthuis. There were no nays. Motion carried.

14. Resolution of the Village of Villa Park, DuPage County, Illinois, Recognizing Dissolution of the Library Integrated Network Consortium and Accepting the Ownership of the Resulting Illinois Municipal Retirement Fund Assets and Liabilities of the Village of Villa Park Public Library.

The Villa Park Public Library has been a part of the Library Integrated Network Consortium (LINC) for a number of years for inter-library loans and resource sharing. All LINC members signed an intergovernmental agreement, and their employees were covered by IMRF for pension benefits. LINC is dissolving and the libraries will be joining the System Wide Automated Network (SWAN). The remaining LINC members now need to divide the remaining pension assets proportionately via the attached resolution. The Village must approve this resolution because the Villa Park Library is covered under the Village's IMRF program (they are a municipal library under state law). LINC's current funded status is over 112% and the current employees will be retiring upon dissolution. We should incur no additional liabilities due to this transaction. The Library has advised that in the unlikely event of future liabilities due to this change, they would be willing to fund the additional cost.

Motion to approve the resolution was made by Trustee Cuzzone and seconded by Trustee Wagner. Trustee Cuzzone asked about the 112% funding. Finance Director Wachtel explained the funding for a non taxing entity. Trustee Tucker asked for clarification on the retirement aspect. Library Director Hill provided additional details. Trustee Wagner asked for more details on SWAN. Director Hill provided the information. Trustee Aiello asked about assuming liabilities. Director Wachtel explained that any liabilities after the transaction will be rolled into the entire IMFR balance. Roll call vote tallied seven (7) ayes made by Trustees Kase, Aiello, Tucker, Cilella, Cuzzone, Wagner and President Bulthuis. There were no nays. Motion carried.

15. Resolution of the Village of Villa Park, DuPage County, Illinois, Ascertaining the Prevailing Wage Rates on Public Works Projects.

The Village is required each June to either conduct its own investigation into prevailing wage rates in the area or adopt the determination of the Illinois Department of Labor. The Department of Labor Prevailing Wage Act now allows the publication of a hyperlink to the DuPage County wage schedule through the Department of Labor website. If the resolution is adopted, wages listed on the website would pertain to the Village's labor rates for public works contracts. Staff recommends that the Board approve a resolution to adopt the prevailing rate of wages and publicly post the determination as required under the Act.

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

16. Resolution of the Village of Villa Park, DuPage County, Illinois, Authorizing the Purchase of a Fishing Pier as Part of the North Terrace Park Renovation Project in an Amount Not to Exceed \$20,748.

North Terrace Park renovations will begin this spring. Park plans call for replacement of the playground, pier, and shelter, as well as repair to the existing building's roof and renovation of the building's interior. Plans also include the addition of a limestone walking path around the perimeter of the park. The Parks and Recreation Advisory Commission recently requested that the Village Board approve the replacement of the fishing pier. Staff recommends purchasing the equipment and installation of an ADA accessible pier from Team RIEL, Inc., of Union, Illinois, in the amount of \$20,748. Funds for this purchase have been budgeted in NEDSRA (Northeast DuPage Special Recreation Association) account number 34.502.02.299.

Motion to approve the resolution was made by Trustee Cuzzone and seconded by Trustee Kase. Trustee Wagner thanked the Parks and Recreation Department and the Parks and Recreation Advisory Board for the recommended improvements. Roll call vote tallied seven (7) ayes made by Trustees Cuzzone, Kase, Tucker, Cilella, Aiello, Wagner and President Bulthuis. There were no nays. Motion carried.

17. Public Comments on Non-Agenda Items.

Resident Russ Stockman referred to the 2018 Bicycle and Pedestrian Master Plan and addressed safety issues with the Illinois Prairie Path.

18. Village Clerk's Report.

Clerk Korynecky had no report or recommendations.

19. Village Trustees' Report.

Trustee Cilella had no report or recommendations.

Trustee Cuzzone wished everyone a happy Memorial Day and asked that the veterans currently serving and those who have served be remembered.

Trustee Kase thanked staff for meeting with him in regards to safety issues at the Dairy Queen on St. Charles Road.

Trustee Aiello had no report or recommendations.

Trustee Tucker asked for clarification regarding the Street Improvement Project. President Bulthuis provided information on locating the project details. Trustee Tucker also invited residents to the VFW's Memorial Day ceremony on May 28 at 11 a.m. at Cortesi Veteran's Memorial Park.

Trustee Wagner said the Environmental Concerns Commission will meet on May 24 at 7 p.m. at Village Hall and have openings for new commissioners. He said pool passes are on sale at Iowa Community Center and the Community Recreation Building. He said Summerfest is on June 15 and 16 and volunteers are needed. He also thanked those who volunteered for the recent Stream Sweep.

20. Village President's Report.

President Bulthuis said Coffee with the Board will be on June 2 at 9 a.m. at Village Hall. He said the next Village Board meeting is on June 11 at 7 p.m. He asked residents to visit the Village website or cable channel to view the "Protect My Town" video explaining how decisions in Springfield affect our town. For more information, residents can log on www.protectmytown.us.

21. Village Manager's Report.

Manager Keehner said there were several events this past weekend that included the Library ground breaking ceremony and the Police Department open house. Police Chief Lay reviewed what took place at the open house and services offered by the Police. Food was donated by Mission Bar-B-Q

22. Adjournment.

Motion to adjourn was made by Trustee Cuzzone and seconded by Trustee Tucker. Voice vote passed with all ayes. Motion carried. Meeting adjourned at 8:03 p.m.

Respectfully submitted,



Hosanna Korynecky
Village Clerk

