

Minutes
Regular Board Meeting
Glen Ellyn Village Board of Trustees
Monday, October 13, 2014

Call to Order

Village President Demos called the meeting to order at 7:01 p.m.

Roll Call

Upon roll call by Village Clerk Galvin, Village President Demos and Trustees Burket, Clark, Elliott, and O'Shea "Present". Trustee Ladesic arrived at 7:05 p.m. Trustee McGinley arrived at 7:06 p.m.

In Attendance: Village Clerk Galvin, Village Manager Franz, Village Attorney Mathews, Director of Planning and Development Hulseberg, Police Chief Norton, Finance Director Coyle, Director of Economic Development Hannah and Professional Engineer Minix.

Pledge of Allegiance

President Demos asked Stuart Stone to lead the Pledge of Allegiance.

Village Recognition:

1. The Glen Ellyn Women's Club complimented Facilities Supervisor Harold Kolze, along with his team, for always doing a great job in setting up their meetings.
2. Food & Beverage Director Mike Concepcion received an email of thanks from a happy patron for a job well done by the Reserve 22 staff for making a golf outing reception a smashing success.
3. A resident thanked Public Works Administrative Assistant Kathryn Horn for working with IDOT in resolving an issue with a crosswalk.
4. A resident called to thank a Public Works crew consisting of Michael Zitka, Brooke Nemeth, Victor Zarate and Greg Garcia for efficiently cleaning up a large limb which had come down.
5. Officer Stephen Miko received an email of appreciation from a participant for making the Senior Citizens Police Academy interesting, educational and awesome.
6. Hadley Junior High School sent a thank you note to Officer Stephen Miko for serving as a panelist on a Problem-Based Learning (PBL) program, which is beneficial to the students.
7. Bridge Communities sent a letter to extend thanks to the Police Department staff consisting of Deputy Chief Bill Holmer, Detective Jim Monson, Officer Stephen Miko and Officer Andrew Downey for providing excellent service to the Backyard BBQ event, ensuring that everyone had a safe and enjoyable day.

8. Community Service Officer Rose Volpe and Officer Joseph Nemchock received a thank you note for their prompt, courteous and professional service in assisting a couple who had run out of fuel while driving through the Village.

9. Officer Joseph Nemchock received a letter of commendation from the DuPage Metropolitan Enforcement Group acknowledging his professional assistance, which contributed to the successful outcome in an inter-agency matter.

10. The Village would like to thank Thomas A. Dohrer for his service on the Architectural Review Commission.

Audience Participation:

1. Village Clerk Galvin read a Proclamation recognizing McChesney & Miller, a family owned grocery store in Glen Ellyn, which has closed after more than 150 years of providing service to the community.

Director of Economic Development Meredith Hannah introduced Chief Phil Norton, in his capacity as a member of the Fourth of July Committee. Chief Norton thanked Bill Behrmann for all of his support to the Fourth of July Committee and the Picnic in the Park over the years. The Fourth of July Committee will be meeting shortly to determine how they will fill the void left with the closure of McChesney & Miller. On behalf of the Fourth of July Committee, Chief Norton presented Bill Behrmann with a framed copy of the "Grand Finale", a print commissioned by Mr. Ron Aubrey for all of their support and assistance over the years and presented Mr. Behrmann with a gift basket and a panoramic painting of downtown Glen Ellyn.

Director Hannah introduced Glen Ellyn Volunteer Fire Company members retired Chief Stuart Stone, Captain Bill Miller, Ron Leonard and Pat Stack. Chief Stone presented the family members with GEVFC work shirts and coins. Chief Stone commented that he could always count on McChesney & Miller that the GEVFC has the privilege of cooking at the Picnic in the Park. Chief Stone cannot say enough about McChesney & Miller and all they have done for the community. They did so many things that no one even knew about. You will be sorely missed. The family members were presented with the GEVFC 100th Anniversary book.

Mr. Mike Formento, Executive Director, Glen Ellyn Chamber of Commerce stated that McChesney & Miller was a Chamber of Commerce member since they were formed 80 years ago. They were at the forefront of the community and had overwhelming friendships and supported many organizations in town. It is said that great business is built on great friendships – that is true about McChesney & Miller. Mr. Formento thanked the family members and employees for their years of service to the community.

Manager Franz & Director Hannah presented Mr. Behrmann with a McChesney & Miller street sign as a thank you for the mark they left on Glen Ellyn.

Mr. Behrmann thanked everyone for their support over the years and commented they had a lot of good times and stated that closing was not an easy decision to make.

2. Village Clerk Catherine Galvin administered the Oath of Office to new Finance Director Christina Coyle.

3. Mr. John Brodner, 574 Forest Ave., Glen Ellyn approached the Board to express concerns with the Intergovernmental Agreement between the Village and District 87. A new agreement is being negotiated. Mr. Brodner is in favor of reviewing the agreement which has been in effect since 1996. The new agreement should not take place behind closed doors; the process should be open and transparent and it should be an agenda item. The old process is open to litigation.

Agenda Item F - Consent Agenda:

The following items are considered routine business by the Village Board and will be approved in a single vote in the form listed below:

1. September 8, 2014 Regular Meeting Minutes.
2. September 15, 2014 Regular Workshop Minutes.
3. September 22, 2014 Special Workshop Minutes.
4. September 22, 2014 Special Meeting Minutes.
5. Total Expenditures (Payroll and Vouchers) - \$3,479,911.10.

The vouchers have been reviewed by Trustee Elliott and Manager Franz prior to this meeting, and are consistent with the Village's purchasing policy.

6. Approve the recommendation of Village President Alexander W. Demos the following appointments:

Environmental Commission - Jennifer E. Umlauf for a term ending May 31, 2017

Zoning Board of Appeals - Sean M. Gardner (Student) for a term ending May 31, 2015

7. Approve a Facade Improvement Award request in the amount of \$1,750 to Busy Bee Barber, located at 417 Main Street.

8. Waive competitive bidding for a single source purchase which is an authorized exception in the purchasing policy to approve an annual maintenance agreement with Tyler Technologies for MUNIS software support and licensing in the amount of \$63,259.45, to be expensed to the General Fund and Water & Sewer Fund.

9. Ordinance No. 6267, An Ordinance approving Variations from the Lot Coverage Ratio Requirements and the Corner Side Yard Setback Requirements of the Zoning Code to allow a Two-Story Addition to a Single Family Residence for the Property at 879 Hillside Avenue.

10. Ordinance No. 6268, An Ordinance approving Variations from the Side Yard Setback Requirements and the Altered Area Requirements of the Zoning Code to allow One-Story Additions to a Single Family Residence for the Property at 285 S. Kenilworth Avenue.

11. Approve the purchase of in-car video systems and related equipment from Watch Guard Digital In-Car Video, of Allen, Texas, in the not-to-exceed amount of \$79,000, to be expensed to the Capital Equipment Fund.

12. Approve award of a contract to National Power Rodding, Chicago, Illinois, for sewer televising associated with the 2014 Sewer Televising Program, in the amount of \$41,310, to be expensed to the Sanitary Sewer Fund.

13. Waive competitive bidding and approve a contract extension to the 2013 Sanitary Sewer Lining Program to Insituform Technologies USA, of Chesterfield, Missouri, in the amount of \$200,000, to be expensed to the Sanitary Sewer Fund.

14. Waive competitive bidding and approve a contract extension to the 2013 Sidewalk, Curb and Concrete Street Repair Program to DiNatale Construction, of Addison, Illinois, in the amount of \$135,000, to be expensed to the Capital Projects Fund.

Trustee Ladesic asked about Consent Agenda Item 8, regarding MUNIS and if MUNIS was the best software to use. Manager Franz reiterated the Village's support to utilizing MUNIS software.

Trustee Ladesic asked about Consent Agenda Item 11 and the cost. Chief Norton responded the cost is being split over 2 budgets.

A motion to approve the following items including Payroll and Vouchers totaling \$3,479,911.10 was made by Trustee Elliott and seconded by Trustee McGinley.

Upon roll call, Trustees Burket, Clark, Elliott, Ladesic, McGinley and O'Shea voted "Aye." Motion carried.

Agenda Item G. - 292 Elm Street Permanent Stormwater Drainage Easement: (Presented by Professional Engineer Minx)

At the August 25, 2014 Village Board Meeting, the agenda item approving a permanent stormwater drainage easement at 292 Elm Street and payment for various improvements to facilitate overland flow conveyance through the property was presented, discussed, and tabled for future consideration. At the meeting, Village Trustees expressed varying levels of support and concern for the staff-lead, multi-step initiative to address chronic flooding in the area just east of Kenilworth between Oak and Geneva Road, and requested staff follow-up on the status of the various project elements. Additional information on the

situation will be presented in this updated memorandum; the original memorandum is included herewith following the update.

Stormwater Engineer Ray Ulreich has been the primary architect of the proposed overland flow improvement and staff contact person with the impacted residents and third parties. The following updates reflect Ray's recent efforts and inputs on the project as well as other staff interactions:

- **Geneva Road Culvert**
- **279 and 281 Geneva Road Grading and Easements**
- **292 Elm Street Easement and Overland Flow Accommodations**
- **Elm Street Improvements Project**

EASEMENT COSTS

Based on early interactions with the contractor for the proposed garage project, the estimated cost to modify the original plan to accommodate the desired overland flow improvements was \$33,130. Some of the needed changes could be deferred until the overall 2016 Elm Street Improvements Project and then constructed as part of that effort. Ensuing negotiations resulted in an agreed-upon reimbursement of \$19,500. Funds should be appropriated from the SY14 Capital Projects in the amount of \$19,500 for purchase of the needed easement. The payee will be Sylvia Rueling, Grantor.

RECOMMENDATION

Staff is recommending that the Village Board approve the ordinance approving an easement at a cost of \$19,500 as fair compensation for the use of this land to assist in storm water runoff that will benefit the residents that have been impacted by chronic flooding in the area just east of Kenilworth between Oak and Geneva Road. With this easement, staff has a way to effectively resolve these flooding issues and will continue to implement the plan as discussed.

Engineer Minix stated that several residents from the affected area were invited to the meeting.

Trustee McGinley asked if other residents would be eligible for easements. Engineer Minix responded only if the properties were buildable. Trustee McGinley stated her disapproval for easement costs being tied to reimbursable expenses.

Trustee O'Shea asked about liability if the plan fails. Engineer Minix reiterated his support of the engineering and the multi-faceted plan to reduce flooding in this area. Attorney Mathews responded that while anyone can sue; there are several laws in place to protect the Village.

Mr. John O'Reilly, 289 Elm St., Glen Ellyn, approached the Board to express his concerns. Mr. O'Reilly is a ten year resident. Five or six years ago, in addition to the April 2013 flood event the water was 150' wide and 4 ft. deep. He has never finished his basement. Mr. O'Reilly thinks the problem is underground and that the above ground proposed remedies are not worth the Village's time.

Mr. Jack Shafton, 277 Geneva Road, Glen Ellyn, approached the Board to express his concerns. Mr. Shafton has experienced 3 floods in 10 years. He has spent \$10,000 on generators and sump pumps and no longer has flood insurance. Mr. Shafton stated that Geneva Road is the problem and he has discussed the problem with the Village for a long time. The water needs to flow under Geneva Road.

Mr. Craig Nessler, 291 Elm St., Glen Ellyn approached the Board to express his concerns. In 2014 the Village was scheduled for stormwater improvements but they have not yet taken place. Mr. Nessler experienced severe flooding. The flooding is intense and destroys gardens and has taken down fences.

Trustee Ladesic asked if a sewer line could run under Kenilworth and how long ago Kenilworth had work. Engineer Minix responded that Kenilworth was last worked on in 1988 but no stormwater work was done. Some work has been done at Linden and Oak.

Trustee O'Shea asked about neighbors who do not care for a ditch between their homes. Engineer Minix responded it is feasible but the hardscape would have to be changed. The changes reflect Stormwater Engineer Ray Ulreich's modeling. Trustee McGinley commented the changes may be feasible but is it livable.

Trustee Elliott asked if the residents were correct about concerns with the pipe diameter and the slope affecting the capacity and that 24" may not be adequate. Engineer Minix responded not necessarily. Pipe diameter and slope affect capacity.

Trustee Elliott asked about the permit with the County. Engineer Minix responded May 2015. Trustee Elliott commented he was glad the issue was tabled in August, as he learned a lot from this presentation and cannot see a reason not to proceed. Trustee McGinley echoed Trustee Elliott's comments and further reiterated her dislike for easement costs tied to reimbursable expenses.

RECOMMENDATION

Staff is recommending that the Village Board approve the ordinance approving an easement at a cost of \$19,500 as fair compensation for the use of this land to assist in storm water runoff that will benefit the residents that have been impacted by chronic flooding in the area just east of Kenilworth between Oak and Geneva Road. With this easement, staff has a way to effectively resolve these flooding issues and will continue to implement the plan as discussed.

A motion was made by Trustee Burket and seconded by Trustee Clark to approve Ordinance No. 6259, An Ordinance Accepting a Permanent Stormwater Drainage Easement on Property Commonly Known as 292 Elm Street, and Compensating the Property Owner in the Amount of \$19,500 for Overland Flow Improvements.

Upon roll call, Trustees Burket, Clark, Elliott, Ladesic, McGinley and O'Shea voted "Aye." Motion carried.

Reminders

1. A Village Board Workshop is scheduled for Monday, October 20, 2014 at 7:00PM in Room 301 of the Glen Ellyn Civic Center.
2. A Village Board Meeting is scheduled for Monday, October 27, 2014 at 7:00PM in the Galligan Board Room of the Glen Ellyn Civic Center.
3. The Glen Ellyn Civic Betterment Party will hold a Town Meeting on Saturday, December 6, 2014, from 9:00AM to 4:00PM, at the Glen Ellyn Civic Center.

Adjournment

At 8:37 p.m. a motion was made by Trustee Elliott and seconded by Trustee Clark to adjourn. Motion carried.

Respectfully submitted,

Catherine Galvin,
Village Clerk