



Minutes
Village of Glen Ellyn
Regular Village Board Meeting
Monday, September 23, 2024
7:00 PM
Glen Ellyn Civic Center, Galligan Board Room

A. Call to Order – 7:00 P.M.

B. Pledge of Allegiance

C. Roll Call

Upon roll call by Clerk Cosby, President Senak and Trustees Christiansen, Fasules, Kalinich, Gould, and Thompson answered “Present.” Trustee Simon was absent.

Also in attendance: Deputy Village Manager Rodman, Village Attorney Stephanides, Public Works Director Buckley, Finance Director Brankin, Community Development Director Henaghan, Economic Development Coordinator Hannah, Deputy Police Chief Vavra, and Fire Chief Clark.

D. Audience Participation

There was no off-agenda audience participation.

E. Employee Recognition

- 1) Compliment to Public Works staff S. Warner and R. Daubert and Capital Improvements Commission members by resident regarding sidewalk installation on Brandon Avenue

President Senak read a letter received from a resident complementing the sidewalk installation on Brandon Avenue. President Senak offered his congratulations to Public Works and their team that executed this project on their outstanding work.

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 (Trustee Christiansen):

RESULTS:	APPROVED [5 to 0]
MOVER:	Trustee Christiansen [Items 1 – 8; 10]
SECONDER:	Trustee Thompson
AYES:	Christiansen, Thompson, Fasules, Gould, Kalinich
NAYS:	

Approve Village Board August 12, 2024 Special Workshop Minutes

- 1) Approve Village Board July 22, 2024 Meeting Minutes
- 2) Approve Village Board July 22, 2024 Special Workshop Minutes
Trustee Kalinich wanted to point out that the Board did not vote to approve but rather, endorsed an amount. The Board agreed to the amendment.
- 3) Approve Village Board July 15, 2024 Special Workshop Minutes
- 4) Approve Village Board July 15, 2024 Special Meeting Minutes
- 5) Approve Village Board July 15, 2024 Closed Executive Session Minutes
- 6) Adopt Resolution No. 24-13, A Resolution Approving an Agreement with B & B Holiday Decorating, L.L.C. for Seasonal Decorations in an Amount Not to Exceed \$45,432.66 to be Expensed to the Economic Development Fund and Authorizing its Execution (Public Works Director Buckley)
- 7) Approve a New Special Event Autumn Glow Launch Party Hosted by Hazelry (Communications Coordinator Paplauskas)
- 8) Adopt Ordinance No. 7127, An Ordinance Amending the Budget of the Village of Glen Ellyn for the Fiscal Year Ending December 31, 2024 to Provide for Additional Capital Projects and Fire Services Funding (Finance Director Brankin)

RESULTS:	APPROVED [4 to 1] As Stated
MOVER:	Trustee Christiansen [Item 9]
SECONDER:	Trustee Thompson
AYES:	Christiansen, Thompson, Fasules, Kalinich
NAYS:	Gould

President Senak asked Finance Director Brankin if the transfer was for a new fire station. Finance Director Brankin said it potentially could be. President Senak followed up by asking if this transfer means that the construction would start sooner. Finance Director Brankin replied. President Senak followed up.

President Senak asked if the capital projects funds were earmarked for any project in particular. Finance Director Brankin replied. President Senak commented that he was not in favor of any of these funds being used for the train station and he would have to oppose this use.

Trustee Gould thanked Finance Director Brankin for the breakdown of the fund transfers. She wanted to see the transfers from the General Fund to what she called the super reserves, above the reserve level. She suggested discussing this in the workshop portion of the budgeting process for 2025. President Senak said this was his preference as well.

President Senak asked if once the monies are moved, could they be moved back. Finance Director Brankin replied. President Senak followed up.

Norris Eber, resident, asked a question about the allocation of proceeds from the sale of the hotel properties. Finance Director Brankin replied. Trustee Thompson added a comment.

Trustee Gould asked if once the funds are moved from the General Fund into the

Capital Fund, could they be moved back. President Senak replied he believed this to be correct but did not know for sure, suggesting this could be discussed at a budget workshop.

- 9) Adopt Ordinance No. 7129-VC, An Ordinance to Amend Title 3 ("Business Regulations"), Chapter 19 ("Liquor Control Code"), Section 3-19-12 ("Restriction on Number of Licenses") of the Glen Ellyn Village Code to Amend the Number of Class M-1 Permitted Liquor Licenses (Village Attorney Stephanides)

G. Jewel-Osco - Outdoor Display Special Use Permit Amendment - 599 Roosevelt Road (Community Development Director Henaghan) (Trustee Thompson)

RESULTS:	APPROVED [5 to 0]
MOVER:	Trustee Thompson
SECONDER:	Trustee Christiansen
AYES:	Thompson, Christiansen, Fasules, Gould, Kalinich, Simon
NAYS:	

- 1) Adopt Ordinance No. 7130, An Ordinance Granting a Second Amendment to the Special Use Permit Adopted on March 28, 2005, Pursuant to Ordinance No. 5347 to Allow for Outdoor Display and Storage for the Jewel-Osco Located at 599 Roosevelt, Glen Ellyn, IL 60137

Community Development Director Henaghan presented the proposal. She began with a history of past special use permits and what the petitioner now sought before the Board which included additional display areas in front of the store under the Jewel-Osco sign. She reviewed the details of the proposed new display areas, adding that the sidewalk area is still ADA-compliant.

Community Development Director Henaghan acknowledged that the Police Department had given their recommendations based on the proposal and that Jewel-Osco agreed to the items they felt were necessary to address safety concerns.

President Senak asked if the ordinance includes the Police Department recommendations. The reply was yes.

H. Other Business

President Senak received a number of comments about electric scooters and bikes in the Central Business District (CBD) and asked for comments from Deputy Police Chief Vavra and if the current ordinance includes these or needs to be amended. Deputy Police Chief Vavra suggested this be discussed in a workshop. This was agreed upon.

President Senak brought up a landscaping issue in one part of the CBD landscaping. Public Works Director Buckley said that a business owner commented about the landscaping situation. He then explained why this happened and how Public Works is addressing it. He added that the goal is to have planters full of trees and other plants. President Senak asked if this meant next year. Public Works Director Buckley replied yes.

Public Works Director Buckley said that the contractor in charge of this has been contacted.

He added that Assistant Village Engineer Derek Peebles is the point of contact for Streetscape and has been in contact both by email and in person with the business owner about the landscaping issues.

President Senak provided an update of his investigation into the lack of implementation of Ordinance 6603-VC regarding increases in building permit fees. He reiterated that the automatic increases were not implemented in 2020 and 2022, resulting in lost revenue. President Senak then reported that DuPage County State's Attorney has reviewed this matter and informed him that there were no criminal violations by any current or former Village employee or Board member. He continued by saying that while he's received responses from the Village Ethics officer, Village auditors, and now State's Attorney, he will seek additional information before determining possible future action. He stated that he will focus on what, if any, corrective steps need to be taken in the process to ensure this situation does not reoccur.

President Senak continued by asking Village staff for an explanation of two different cost estimates of lost revenue, requesting that Finance Director Brankin explain this at the next Board meeting.

President Senak continued by stating that he seeks assurance that no other ordinances passed by the Board have not been implemented, particularly mentioning the ordinance and IGA associated with the Ground Emergency Medical Transport program (GEMT). He explained background on the Village's participation in the program and requested for the next Board Meeting the Village Manager be prepared to provide further details on the Village's efforts to enroll and participate in the GEMT program up through the present.

President Senak went on to state that his involvement in these matters must end and gave reasons. He reiterated that while the Ethics Officer found no violations of the ethics ordinance occurred, he further also concluded that one or more employee's failure to implement and enforce the terms of an approved ordinance may constitute insubordination and or other violations of the Village's personnel manuals. The Ethics Officer was electing to recuse himself from conducting further investigation.

Citing Village code, President Senak stated he as President is authorized to appoint outside legal counsel to conduct the investigation with the advice and consent of the Board of Trustees. He wished for there to be no surprises, so was advising the Board that at the next scheduled Board meeting he would seek Board approval to retain the law firm of Klein, Thorp and Jenkins to serve as outside counsel for the purpose of completing the inquiry into why Ordinance 6603 was not implemented, and any related matters.

Trustee Fasules said that this was a process where something went wrong and he wasn't sure that a law firm can explain process improvement. He thought that perhaps a consulting firm would be better equipped to help figure out what happened and how to fix it so it doesn't happen again in the future.

President Senak said that the law firm he chose has a reputation in municipal law and he welcomes suggestions of other firms.

Trustee Thompson stated that President Senak should not select a particular law firm and added further comment. Discussion continued.

Trustee Thompson objected to President Senak characterizing the Board's positions or feelings or their thinking about this topic. Discussion continued.

Trustee Fasules interjected again that this is a process issue and not a legal issue. He suggested that John Demling could be a good choice to review the issue as he is a jurist and a former president who knows the workings of the Village. President Senak agreed that he could be a good choice among many.

Trustee Kalinich added to Trustee Fasules' comments about looking at the process. It was her understanding that the new Community Development software will help this kind of issue. Deputy Village Manager Rodman replied that rather, the software will assist in tracking in general in terms of the permitting and development review process. Trustee Kalinich asked a question about cost savings with the new system; Deputy Village Manager Rodman responded.

Trustee Fasules spoke about the pitfalls of automatic review as was in Ordinance 6603. He added that finding out why the process failed is more important than trying to find out if there are scapegoats. President Senak replied that he agreed and at the next meeting they could have this discussion and move this towards a conclusion.

Norris Eber, resident, asked about where the sale of the east parcel at the Roosevelt Road hotel site was. Finance Director Brankin replied. Discussion continued. President Senak suggested that this discussion should be continued at the time of budgeting and then the Board can address it when it's properly noticed to the public.

Trustee Kalinich noted that the Historic Preservation Commission (HPC) is figuring a dollar amount as an incentive for residents to renovate instead of demolishing historic residential properties. She added that there are more details to work out but she thought the HPC should get a placeholder in the budget and then make their formal presentation in 2025. She added that the City of Elgin's plan is a good example because they have had a program in place for about 20 years. President Senak endorsed this idea.

I. Reminders

- 1) Village Board Special Workshop September 30, 2024 at 7 pm
- 2) Village Board Special Workshop October 7, 2024 at 7 pm

J. Adjourn – 7:45 P.M.

Mover: Trustee Kalinich; Second: Trustee Gould. Unanimous vote to adjourn.