

Agenda
Glen Ellyn Village Board of Trustees
Monday, November 9, 2009
8:00 p.m. – Galligan Board Room

1. Call to Order
2. Roll Call
3. Pledge of Allegiance led by Jen Tovo and Gretchen Navarro of the Glen Ellyn Junior Women's Club.
4. Correspondence
5. Audience Participation
6. 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:

- A. Village Board Meeting minutes:
 1. March 7, 2009 Special Village Board Budget Workshop
 2. March 23, 2009 Regular Meeting
- B. Total Expenditures (Payroll and Vouchers) - \$1,265,305.99.

The vouchers have been reviewed by Trustee Thorsell prior to this meeting.

- C. Ordinance No. 5812-VC, an Ordinance to Amend Section 9-5-10 (Schedule J; Adjusted Speed Limits) of the Village Code of the Village of Glen Ellyn, Illinois regarding Speed Limits at Glenbard West High School, Churchill School and Park View School. (*Police Chief Phil Norton*)

This Ordinance will update the Village Code to reflect three school speed limit zones in the Village. The three school speed limit zones are located on Park Boulevard in front of Park View Elementary School, on Geneva Road in front of Churchill Elementary School, and on Crescent Boulevard in front of Glenbard West High School.

- D. Ordinance No. 5813-VC, an Ordinance to Amend Chapter Two (Amusements) of Title Three (Business Regulations) of the Village Code of the Village of Glen Ellyn, Illinois to Prohibit Video Gaming Within the Corporate Limits of the Village of Glen Ellyn. (*Village Clerk Andrea Draths*)

The Video Gaming Act, enacted July 13, 2009, legalized the use of video gaming terminals in specific land locations in Illinois. The Act specified that unless an ordinance *banning* video gaming was approved by a municipality, video gaming would be allowed in certain licensed retail establishments where alcoholic liquor is served, such as a bar or restaurant. The Village requested community feedback regarding video gaming in Glen Ellyn via the Village website; Fall Newsletter; letter to affected current liquor license holders and Village e-blasts. The Village Board discussed video gaming in Glen Ellyn at their October 19, 2009 Regular Workshop Meeting and directed the Village Clerk's office and the Village Attorney to prepare an ordinance, for their consideration, to ban video gaming in Glen Ellyn.

- E. Motion to approve the waiver of various Sections of the Zoning Code to allow Glenbard District 87 to place four (4) temporary light towers on Memorial Park for the purpose of extending the practice time for the Glenbard West football team. (*Planning and Development Director Staci Hulseberg*)

Bob Verisario, Director of Facilities and Transportation Services for Glenbard District 87, is requesting that the Village Board consider a motion to waive the following Sections of the Village Zoning Code: Section 10-5-11(M)1.C which requires a refractor to be used on lighting structures to cut off direct light to adjacent properties; Section 10-5-11(M)2.A(2) which requires the intensity of light adjacent to residential use to not exceed 0.5 foot-candles; and Section 10-5-11(M)B.(1) which requires light poles to be no closer than an interval that equals four (4) times the mounting height of the light pole, for the purpose of placing temporary light towers in Memorial Park. The light towers will have minimal to no impact on the surrounding residential homes and will only remain on the property until the Thanksgiving Day weekend (November 28-29) when the football season ends.

- F. Ordinance No. 5814, an Ordinance Extending the Expiration Date of Ordinance 5675 which Granted a Lot Coverage Ratio Variation for Property at 542 Hillside Avenue, Glen Ellyn, Illinois. (*Planning and Development Director Staci Hulseberg*)

This request by Todd and Anna Kreissler, is for an extension to Ordinance 5675 granting a variation from the Glen Ellyn Zoning Code to allow a lot coverage ratio of 20.82% in lieu of the maximum permitted lot coverage ratio of 20 %. The subject property is an interior lot located on the north side of Hillside Avenue between Main Street and Forest Avenue in the R2 Residential District.

Ordinance 5675 requires that a building permit application be received by October 28, 2009 or the grant of variation shall expire. Section Four of this ordinance allows the Village Board to extend, by motion, the period during which the building permit application must be received.

7. Finance Director Jon Batek will present information concerning the 2009 proposed property taxes for the Village of Glen Ellyn and the Glen Ellyn Public Library which will be collected in 2010.

- A. Public Hearing to receive comment on the proposed property taxes for the Village of Glen Ellyn and the Glen Ellyn Public Library.

Village Property Taxes – The Village levies property taxes for operating purposes (public safety and road improvements) and to retire previously issued voter approved bonds for various capital infrastructure improvements. For 2009, total operating funds are proposed to increase by about \$111,000 or 3.1% over operating property taxes extended in 2008. Total capital bond funds will decrease by about \$44,000 or 2.0% from last year. **The total proposed Village property tax levy for all uses combined is projected to increase by about \$67,000 or 1.2% over taxes extended in 2008.**

Library Property Taxes – In the past, the Library levied property taxes only for operating purposes and to retire previously issued voter approved bonds from the construction of the Library building.

For 2009, the Library Board unanimously decided to add an additional line to the levy for the purpose of repairing and replacing the Library's building, systems, furniture, fixtures, appurtenances, and contents other than the Library's collection of books and materials, when they reach the expected end of their useful life. A line has been added to the Library budget entitled "Operating – Capital" to serve this purpose. This change is in addition to a proposed bond issue to repair known defects in the building and is intended to ensure that no further borrowings will be necessary to maintain the Library's facilities after those defects are repaired.

Total operating funds for 2009 are proposed to increase by about \$479,000 or 17.8% over operating property taxes extended in 2008, \$445,000 of which is for the new budget line for Operating – Capital. The amount of the additional budget line for Operating – Capital of \$445,000 is the best estimate of the average amount necessary annually to maintain the library facility. This estimate was provided by a consultant hired by the Library for that purpose, was unanimously adopted as correct by the Library Board, and is intended to substantially maintain the Library facility in its current state. The Library Board unanimously determined that this change in its budget in this amount is necessary to operate the Library in a fiscally conservative manner after detailed deliberations spanning nearly two years. **Excluding the increase for Operating – Capital, the Library's budget for 2009 is an increase of 2.5% over its budget in 2008.**

- B. First reading of Ordinance No. _____, an Ordinance for the Levy and Assessment of Taxes in the Amount of \$9,774,225 for the Fiscal Year Beginning May 1, 2009, and Ending April 30, 2010, of the Village of Glen Ellyn, DuPage County, Illinois.

This first reading of the proposed property tax levy is a non-binding “straw vote” of the Village Board for the purpose of providing additional opportunity for the public to raise additional questions or comments about the Village and Library proposed property taxes for 2009. Final approval of the proposed 2009 property tax levy is scheduled for Monday, November 23, 2009.

8. Resolution No. 09-29, a Resolution of the Village of Glen Ellyn, DuPage County, Illinois, authorizing proceeding with a plan for the issuance of not to exceed \$3,000,000 General Obligation Library Bonds for the purpose of repairing and improving the existing Glen Ellyn Public Library.

Finance Director Jon Batek will present information concerning this Village Board resolution which authorizes the Library and Village teams to begin the steps needed to issue \$3 million in General Obligation Library Bonds to provide necessary repairs to the Library facility. This proposal comes following a series of public information meetings conducted by the Library in October and years of discussions concerning building construction and design issues which have lead to advanced deterioration of the facility. This action further assembles the financing team including financial advisor and bond counsel which will assist the Village in bringing this issue to market prior to March 1, 2010. Pending approval of this resolution, a bond sale, is tentatively scheduled for early December.

9. Resolution No. 09-30, a Resolution Amending the 1988 Recreation Department Policy Statement.

Recreation Director Matt Pekarek will present information on this revision of the Policy Statement, which outlines the philosophy that guides the management of the Village Links and other recreational facilities. The Policy Statement establishes general quality standards for facilities and services, outlines methods whereby the golf course is made available to the public, and provides a basis for setting golf course user fees. On October 21, 2009, the Recreation Commission recommended (5-1) the adoption of these policy changes. This Policy Statement was last updated by the Village Board of Trustees on November 24, 2003.

10. Ordinance No. 5815, an Ordinance Granting Approval of Sign Code Variations for the Glen Oak Restaurant Located on Property Commonly Known as 479 Pennsylvania Avenue, Glen Ellyn, Illinois.

Planning and Development Director Staci Hulseberg will present information on the request of DKL Investments, LLC, owners of property located at 479 Pennsylvania Avenue, represented by Ken and Pam Little, for approval of sign variations to allow three primary signs to be on the property in lieu of the maximum number of two primary signs permitted, and to allow an 18.5 foot tall free-standing sign in lieu of the maximum height of 8 feet permitted. The requests are being made to accommodate the installation of a new sign face on the existing free-standing sign on the property. The subject property is located at the southwest corner of Glenwood Avenue and Pennsylvania Avenue in the C5B Central Business District, Central Service Sub-District. The Architectural Review Commission reviewed the requests at a public hearing on October 14, 2009. By a vote of 8-0, the Commission recommended approval of the requests.

11. Planning and Development Director Staci Hulseberg will present information on the request of Dr. Daniel O'Carroll, trustee of property located at 22W654 Butterfield Road, for approval of an annexation agreement for the property. The petitioner is also requesting approval of a zoning map amendment to zone the property C2 Community Commercial District zoning upon annexation to Glen Ellyn. The subject property is located on the north side of Butterfield Road between Lambert Road and Park Boulevard in unincorporated DuPage County. The site is zoned DuPage County O-Office District and is not currently contiguous to the Village limits. A medical office building is presently under construction on the site. The Plan Commission reviewed the requested zoning map amendment at a public hearing on October 22, 2009. By a vote of 5-2, the Plan Commission recommended future C4 zoning of the property as opposed to the C2 zoning requested by the petitioner. Among other things, the proposed annexation agreement designates the property for future C4 zoning, requires annexation of the property upon it becoming contiguous to the Village limits and allows the petitioner to connect to the Village's water and sanitary sewer systems.
 - A. Public hearing regarding a proposed annexation agreement for property located at 22W654 Butterfield Road.
 - B. Ordinance No. 5816, an Ordinance Approving a Zoning Map Amendment to Zone Property Located on the North Side of Butterfield Road between Lambert Road and Park Boulevard and Commonly Known as 22W654 Butterfield Road to the C4 Office District upon Annexation to the Village of Glen Ellyn, Illinois.
 - C. Ordinance No. 5817, an Ordinance Approving an Annexation Agreement for Property Located on the North Side of Butterfield Road between Lambert Road and Park Boulevard Commonly Known as 22W654 Butterfield Road Glen Ellyn, Illinois.
12. Reminders:
 - The next regular Village Board Workshop is scheduled for Monday, November 16, beginning at 7:00 p.m. in the Galligan Board Room of the Glen Ellyn Civic Center.
 - The next Pre-Board Meeting of the Glen Ellyn Village Board is scheduled for Monday, November 23, beginning at 7:30 p.m. in Room 301 of the Glen Ellyn Civic Center.
 - The next Regular Village Board Meeting is scheduled for Monday, November 23, beginning at 8:00 p.m. in the Galligan Board Room of the Glen Ellyn Civic Center.
13. Other Business?
14. Motion to recess into Executive Session for purposes of discussing potential or pending litigation and the appointment, employment, compensation, discipline, performance, or dismissal of specific employees, adjourning thereafter without reconvening into open session.