



AGENDA

REGULAR VILLAGE BOARD MEETING

October 27, 2020
7:00 PM

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE INVOCATION

3. APPROVAL OF MINUTES OF OCTOBER 13, 2020

4. MAYOR & BOARD OF TRUSTEES' REPORT

5. ACCOUNTS PAYABLE WARRANT: OCTOBER 27, 2020 \$ 1,612,105.28

6. CONSENT AGENDA

- a. Consideration of a request from Brentwood Baptist Manor, 231 Shadywood Lane, to waive permit fees for the removal and replacement of concrete sidewalk in the amount of \$165.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- b. Consideration of a request from the Elk Grove Village Public Library, 1000 Wellington Avenue, to waive permit fees for updating the paging system in the amount of \$243.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- c. Consideration to award a sole source purchase contract to Dinges Fire Company of Amboy, IL for the purchase of forty-two (42) sets of custom turnout gear in the amount of \$118,000 from the General Fund.

(The Fire Department budgets annually to purchase custom turnout gear.

(Funds were carried over from FY20 due to a reduction in the distribution chain for our previous gear manufacturer.

(After review and testing of new manufacturer options, Fire Department personnel recommended Lions Group, Inc.

(Lion Group, Inc. is a leader in the protective clothing industry and offers a wide variety of custom options.

(Dinges Fire Company of Amboy, IL is a local Lion distributor and holds a joint purchasing contract through National Purchasing Partners (NPP); however, due to the quantity of gear being ordered, is extending more advantageous pricing to the Village.

(Adequate funds are available in the Fire Department General Fund budget.

(The Fire Chief recommends approval.)

- d. Consideration to award a purchase contract through the Illinois Department of Central Management Services to Cargill Incorporated, of North Olmsted, OH for the delivery of 3,200 tons of bulk rock salt in the amount of \$150,776.

(The Village Board on June 16, 2020 approved a joint purchasing requisition through the Illinois Department of Central Management Services (CMS) to procure 3,200 tons of bulk rock salt with the option to increase or decrease the order by 20 percent, or 640 tons, if necessary.

(On September 29, 2020, the Village was notified by CMS that bulk rock salt had been secured for all joint purchasing participants.

(The Village recently received notification of the bid prices for our requisition proposed by Cargill Incorporated Salt Division, of North Olmsted, OH at a unit price of \$46.68 per ton for the 1,200 tons being delivered to 1635 Bieterfield Road and \$47.38 per ton for the 2,000 tons being delivered to 450 E Devon Avenue.

(Adequate funds are available in the General Fund to purchase 3,200 tons of bulk rock salt through the CMS contract with Cargill Incorporated.

(The Director of Public Works recommends approval.)

- e. Consideration to hold the regular Village Board Meetings at 7:00 p.m. in 2021 on the second and fourth Tuesday of the month with the following exceptions:

- March - add March 16, 2021 Budget Meeting for budget purposes at 6:00 p.m.;
- June - hold one regular Village Board Meeting to convene on June 15, 2021 at 7:00 p.m.;
- July - hold one regular Village Board Meeting to convene on July 20, 2021 at 5:00 p.m.;
- August - hold one regular Village Board Meeting to convene on August 17, 2021 at 7:00 p.m.;
- November - hold one regular Village Board Meeting to convene on November 16, 2021 at 7:00 p.m.; and
- December - hold one regular Village Board Meeting to convene on December 14, 2021 at 7:00 p.m.

(Start times may be adjusted due to elections or special events, such as the Mid-Summer

Classics Concert Series.

(This schedule follows the past practice of the Village Board to hold only one meeting during the months of June, July, August, November and December.)

- f. Consideration to award an emergency contract to the lowest quote, Albrecht Enterprises, Inc. of Des Plaines, IL for demolition and site restoration at the former Elk Grove Hotel, 1600 Oakton Street, in an amount not to exceed \$174,888 from the Busse-Elmhurst TIF.

(On June 18, 2019, the Village Board authorized a construction contract for demolition and site restoration at the former Elk Grove Hotel.

(The Village subsequently entered into a redevelopment agreement that would allow for a portion of the existing Elk Grove Hotel property to be refurbished into a County Inn & Suites.

(Due to the pandemic and its effect on the hospitality industry, financing for hotel projects has been cut off, and the developer has pulled back on all new construction for the foreseeable future.

(As a result, the remaining portion of the Elk Grove Hotel has fallen into disrepair and is in need of being taken down immediately.

(Albrecht Enterprises, Inc. has previously undertaken demolition work on the former Elk Grove Hotel site for the Village.

(The Deputy Village Manager recommends approval.)

- g. Consideration to adopt Ordinance No. 3684 authorizing certain advances from the Village revenue funds to the Higgins Corridor TIF Allocation Fund to pay for eligible tax increment costs.

(While the Oakton/Higgins Corridor TIF is active, increment from the Redevelopment Project Area is deposited into the TIF Allocation Fund. Revenues from this fund are used to pay for eligible improvements and other obligations in the Project Area.

(It may be necessary to pay for eligible improvements and obligations prior to the accrual of sufficient revenues in the TIF Allocation Fund.

(This ordinance authorizes the Village to make advances to the TIF Allocation Fund as may be deemed necessary to pay for such improvement and obligations.

(Interest on any outstanding advance shall accrue at an annual rate of six (6%) percent.)

- h. Consideration to adopt Ordinance No. 3685 amending Section 7A-1-F(1) Fence and Landscaping requirements and restrictions of the Zoning Ordinance to permit the installation of eight (8') foot fences along street side property lines for single family residential properties abutting certain major arterial streets.

(This item was discussed at the October 13, 2020 Village Board Meeting and currently appears under Unfinished Business.)

- i. Consideration to adopt Ordinance No. 3686 granting a variation of Section 3-7:E(3)(b) of the Zoning Ordinance to 1900 Busse LLC to permit twelve (12) car parking spaces within the 25 foot front yard setback along Pratt Boulevard for property located at 1900 Busse Road.

(This item was discussed at the October 13, 2020 Village Board Meeting and currently appears under Unfinished Business.)

- j. Consideration to adopt Resolution No. 73-20 authorizing the Village of Elk Grove to apply for funding assistance through the Illinois Transportation Enhancement Program administered by the Illinois Department of Transportation providing local assurance for the Clearmont Pedestrian Bridge Project.

(The Village will be applying to the Illinois Department of Transportation (IDOT) for funding assistance through the Illinois Transportation Enhancement Program (ITEP) for the Clearmont Pedestrian Bridge project.

(The project consist of the replacement of a functionally obsolete pedestrian bridge over Salt Creek with a steel truss, two-span, 14-foot wide shared use pedestrian/bicycle bridge spanning the Salt Creek floodplain.

(The Director of Public Works has recommended approval.)

7. REGULAR AGENDA

8. PLAN COMMISSION - Village Manager Rummel

- a. PC Docket 20-9 - A request for a Public Hearing to consider a petition submitted by the Elk Grove Park District for a Special Use Permit to permit the development of a public dog park and associated parking lot in an A-2 Multiple-Family Residence District for property located at 614 Perrie Drive. (Continued - Date to be determined.)

9. ZONING BOARD OF APPEALS - Village Manager Rummel

10. YOUTH COMMITTEE - Trustee Franke

11. BUSINESS LEADERS FORUMS - Trustee Lissner

12. CABLE TELEVISION COMMITTEE - Trustee Lissner

13. HEALTH & COMMUNITY SERVICES - Trustee Czarnik

14. INFORMATION COMMITTEE - Trustee Lissner

15. RECYCLING & WASTE COMMITTEE - Trustee Feichter

16. PARADE COMMITTEE - Trustee Czarnik

17. PERSONNEL COMMITTEE - Trustee Franke

18. JUDICIARY, PLANNING AND ZONING COMMITTEE - Trustee Prochno

- a. Airbnb Short Term Rental
- b. Telecommunication Facilities

19. CAPITAL IMPROVEMENTS COMMITTEE - Trustee Czarnik

20. AIRPORT UPDATE

21. MID-SUMMER CLASSICS CONCERT SERIES UPDATE - Mayor Johnson

22. SPECIAL EVENTS COMMITTEE - Mayor Johnson

23. LIQUOR COMMISSION - Mayor Johnson

24. REPORT FROM VILLAGE MANAGER

25. REPORT FROM VILLAGE CLERK

26. UNFINISHED BUSINESS

- a. Village Attorney - Direct the Village Attorney to prepare the necessary documents for the Text Amendment of the Zoning Ordinance regarding Fence and Landscaping Requirements and Restrictions for single family residences which abut major arterial streets.
- b. Village Attorney - Direct the Village Attorney to prepare the necessary documents to modify an approved site plan for the variation for Love's Travel Stops & Country Stores, Inc., 1900 Busse Road.

27. NEW BUSINESS

28. PUBLIC COMMENT

29. ADJOURNMENT

In compliance with the Americans with Disabilities Act and other applicable Federal and State laws, the meeting will be accessible to individuals with disabilities. Persons requiring auxiliary aids and/or services should contact the Village Clerk, preferably no later than five days before the meeting.

ORDINANCE NO. _____

**AN ORDINANCE OF THE VILLAGE OF ELK GROVE VILLAGE, ILLINOIS
AUTHORIZING CERTAIN ADVANCES FROM THE VILLAGE REVENUE FUNDS
TO THE OAKTON/HIGGINS CORRIDOR TIF ALLOCATION FUND TO PAY FOR
ELIGIBLE TAX INCREMENT COSTS**

WHEREAS, the Village of Elk Grove Village, Cook and DuPage Counties, Illinois (the "*Village*") is a home rule municipality as described in Section § 6(a) Article VII of the 1970 Constitution of the State of Illinois and as such may exercise any power and function pertaining to its government and affairs; and

WHEREAS, pursuant to the Tax Increment Allocation Redevelopment Act, 65 ILCS § 5/11-74.4-1, *et seq.* ("*Act*"), the Village adopted Ordinance No. 3580 designating the Village of Elk Grove Village Oakton/Higgins Corridor TIF Redevelopment Project Area "*Area*") and Ordinance No. 3259 approving the Village of Elk Grove Village Oakton/Higgins Corridor Tax Increment Financing Redevelopment Plan and Project. The Plan and Project will be valid for not more than a period of twenty-three years ("*Term*") as permitted by the Act; and

WHEREAS, Section 11-74.4-8 of the Act provides for the creation of a Special Tax Allocation Fund ("*Allocation Fund*") for each TIF Area and for the County Treasurer to deposit all increment, as that term is defined in the Act, into said Allocation Fund; the Village has the authority to pledge the Allocation Fund to repay obligations issued pursuant to the Act; and

WHEREAS, the Village adopted Ordinance No 3532 approving a redevelopment agreement ("*Agreement*") by and between the Village and Big Acquisitions, LLC ("*Developer*") in which the Village agreed to issue notes ("*Developer Notes*") to reimburse the Developer for certain eligible costs as set permitted by the Act and to create a sub-account ("*Subaccount*") within the Allocation Fund. Funds in the Subaccount shall be pledged to repay the Developer Notes; and

WHEREAS, the Village has previously agreed to authorize the advance funds ("*Advances*") from its General Fund ("*General Fund*"), Business Leaders Forum ("*BLF*") Fund, Capital Projects Funds ("*Capital Projects Fund*") and/or Water & Sewer fund ("*Water & Sewer Fund*") to the Allocation Fund to finance the obligations incurred in the Agreement and other necessary TIF eligible improvements as permitted by the Act and to use funds from the Allocation Fund to repay said Advances as increment becomes available. The Village is

now making Advances to the Subaccount to redeem certain Developer Notes; and

WHEREAS, the Village desires to adopt this ordinance in order to authorize the Mayor and Village staff to make such Advances as may be deemed necessary by the Mayor or his designee.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois, in the exercise of its home rule powers, as follows:

Section 1: The above recitals are incorporated herein and made a part hereof.

Section 2: In the event the Village determines that improvements approved in the Plan need to be made in the Area prior to there being monies on account in the Allocation Fund, the Village is hereby authorized to make Advances from time to time from the *Village's General, BLF, Capital Projects Fund and Water & Sewer Funds* to the Allocation Fund. In addition, the Village hereby authorized the Advance of Five Million Dollars (\$5,000,000) to the Subaccount to redeem Five Million Dollars of Developer Notes.

Section 3: The Director of Finance or her designee shall note the date and amount of each Advance, the due date, and create a reasonable schedule for repayment and term with payment due on May 1 and November 1 of each calendar year. No Advance shall have a repayment date greater than the expiration of the Term.

Section 4: In the event revenues on account in the Allocation Fund are insufficient to make scheduled payments on the Advances or are otherwise pledged, interest shall accrue on the balance of any outstanding Advance at an annual rate of six (6%) percent. Outstanding Advances to the Allocation Fund shall become obligations as that term is defined in Section 11-74.4-7 of the Act and the total of outstanding Advances shall be reported as obligations to the State Comptroller when the Village submits the required Annual Reports.

Section 5: The Village hereby pledges the revenue on account in the Subaccount to repay the Developer Notes and the Advances. In the event the funds in the Subaccount are insufficient to repay the Advances, the Village shall have the right to repay the Advances with any unpledged funds in the Allocation Fund. The Village reserves the right to issue other obligations ("*Additional Obligations*") secured by unpledged monies in the Allocation Fund. At the sole discretion of the Village Manager, the repayment of any Additional Obligations may be

subordinate to or have priority over the repayment of the Advances.

Section 6: In the event the funds in the subaccount and Allocation Fund are insufficient to repay the Advances, the Village hereby authorizes the Village Manager and Finance Director to transfer funds from the Elmhurst/Busse Redevelopment Project Area Tax Allocation Fund to the Allocation Fund as permitted by the Act.

Section 7: If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the other provisions of this ordinance.

Section 8: All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 9: This ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and approval as provided by law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 7A-1-F(1) FENCE AND LANDSCAPING REQUIREMENTS AND RESTRICTIONS OF THE ZONING ORDINANCE TO PERMIT THE INSTALLATION OF EIGHT (8') FOOT FENCES ALONG STREET SIDE PROPERTY LINES FOR SINGLE FAMILY RESIDENTIAL PROPERTIES ABUTTING CERTAIN MAJOR ARTERIAL STREETS

WHEREAS, the Plan Commission of the Village of Elk Grove Village, at a public meeting, duly called and held according to law, considered the question of amending Section 7A-1-F(1) of the Zoning Ordinance as it pertains to the height of fences along street side property lines for single family residences abutting certain major arterial streets; and

WHEREAS, the Mayor and Board of Trustees of the Village of Elk Grove Village, after having reviewed the findings and recommendations of the Plan Commission, find and believe it is in the best interest of the Village to amend the Zoning Ordinance as recommended.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois as follows:

Section 1: That Section 7A-1-F(1) of the Zoning Ordinance be amended by adding the following sentence to the end of the section:

“An eight (8') foot fence is permitted along the street side property lines abutting one of the following major arterial streets: Arlington Heights Road, Devon Avenue, Higgins Road, Meacham Road, Nerge Road, Rohlwing Road or Plum Grove Road and the following collector streets: Tonne Road and Biesterfield Road.”

Section 2: That this ordinance shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

ORDINANCE NO. _____

AN ORDINANCE GRANTING A VARIATION OF SECTION 3-7:E(3)(b) OF THE ZONING ORDINANCE TO 1900 BUSSE LLC TO PERMIT TWELVE CAR PARKING SPACES WITHIN THE 25 FOOT FRONT YARD SETBACK ALONG PRATT BOULEVARD FOR PROPERTY LOCATED AT 1900 BUSSE ROAD

WHEREAS, the Plan Commission of the Village of Elk Grove Village, at a public meeting, duly called and held according to law, considered the question of granting an additional variation of Section 3-7:E(3)(b) of the Zoning Ordinance to permit twelve (12) car parking spaces in a 25 foot yard setback in conjunction with a previous variation for truck parking in that same front yard setback; and

WHEREAS, the Mayor and Board of Trustees of the Village of Elk Grove Village, after having reviewed the findings and recommendations of the Plan Commission, find and believe it is in the best interest of the Village to grant the variation of the Zoning Ordinance as recommended.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois as follows:

Section 1: That there be granted a variation of Section 3-7:E(3)(b) of the Zoning Ordinance to 1900 Busse LLC to permit twelve (12) car parking spaces within the 25 foot front yard setback along Pratt Boulevard for property located at 1900 Busse Road.

Section 2: That this ordinance shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE VILLAGE OF ELK GROVE TO APPLY FOR FUNDING ASSISTANCE THROUGH THE ILLINOIS TRANSPORTATION ENHANCEMENT PROGRAM ADMINISTERED BY THE ILLINOIS DEPARTMENT OF TRANSPORTATION PROVIDING LOCAL ASSURANCE FOR THE CLEARMONT PEDESTRIAN BRIDGE PROJECT

WHEREAS, the Mayor and Board of Trustees of the Village of Elk Grove Village, Cook County, Illinois desires to improve and enhance transportation corridors within the Village; and

WHEREAS, the Illinois Department of Transportation (IDOT) administers the Illinois Transportation Enhancement Program (ITEP) through funds from the Federal Fixing America's Surface Transportation Act (FAST Act) to assist local communities with pedestrian/bicycle facilities, streetscapes, conversion of Abandoned Railroad Corridors to Trails, historic preservation and rehabilitation of historic transportation facilities, vegetation management in transportation Rights-of-Way, archeological activities relating to impacts from implementation of a transportation project, storm water management, control and water pollution prevention or abatement related to highway construction or due to highway runoff, reduce vehicle-caused wildlife mortality or restore and maintain connectivity among terrestrial or aquatic habitats, and construction of turnouts, overlooks, and viewing areas; and

WHEREAS, the ITEP is a reimbursement program, not a grant program, and will reimburse 50% of the costs for land acquisition and up to 80% of the costs for engineering and construction, and bill local agency 20% of the costs for engineering and construction; and

WHEREAS, a sunset clause will be enforced and sets requirements for the time a sponsor has to begin and complete a project. If preliminary engineering is funded, this work must be completed within 48 months of the date of selection notification letter and construction started within 10 years of selection letter. If only construction is funded, the work must begin within 48 months of the selection notification letter. Failure to meet schedule may result in forfeiture of ITEP funds; and

WHEREAS, one (1) application for ITEP funding is to be submitted online by November 2, 2020, with one (1) hard copy of the application, with the six-digit ITEP number, and the attachments delivered to IDOT by close of business (4:30 PM) November 2, 2020; and

WHEREAS the "Project", consisting of the replacement of a functionally obsolete pedestrian bridge over Salt Creek with a steel truss, two-span, 14-foot wide shared use pedestrian/bicycle bridge spanning the Salt Creek floodplain. Raising the profile of the path, replacing the pedestrian lighting from Essex Road to Cypress, has been identified by Village staff to comply with the Village, desires to improve and enhance the transportation corridors within the Village.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, State of Illinois authorize the

Village staff to apply to the Illinois Department of Transportation (IDOT), Illinois Transportation Enhancement Program (ITEP) to assist in the funding of the above-described project.

BE IT FURTHER RESOLVED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois as follows:

Section 1: Certifies that they are willing and able to manage, maintain and operate the project.

Section 2: Possesses the legal authority to nominate the Transportation Enhancement Project and to finance, acquire, and construct the proposed project; and by this assurance authorizes the nomination of the transportation enhancement project, including all understanding and assurances contained therein, and authorizes representative to act in connection with the nomination and to provide such additional information as may be required.

Section 3: Affirms that, if selected, the Project will commence within the time periods defined by the Sunset Clause and in accordance with Departmental policies.

Section 4: This Resolution shall be in full force and effect immediately from and after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk