

**CITY OF OAKBROOK TERRACE
MINUTES OF THE REGULAR CITY COUNCIL AND
COMMITTEE OF THE WHOLE MEETING
TUESDAY, OCTOBER 11, 2022**

I. CALL TO ORDER

Mayor Esposito called the October 2022, Regular and Committee of the Whole Meeting of the City Council to order at 7:00 P.M.

II. ROLL CALL

Roll call indicated the following City Council members were in attendance:

Present: Barbari, Beckwith, Greco, Rada, Vlach, and Mayor Esposito

Absent: Fitzgerald

Also in attendance were Assistant to City Administrator A. Raffel, Community Director M. Headley, and City Attorney R. Ramello.

III. PLEDGE OF ALLEGIANCE

Mayor Esposito led everyone in the Pledge of Allegiance.

IV. ADDITIONS OR DELETIONS TO THE AGENDA

None

V. APPROVAL OF MINUTES – CHANGES OR CORRECTIONS

1. Regular Meeting Minutes of September 27, 2022
2. Minutes of The Special Council Meeting Saturday, August 20, 2022

Motion to approve the minutes of the September 27, 2022, Regular City Council and minutes of The Special Council Meeting was made by Alderman Vlach and seconded by Alderman Beckwith.

Ayes: Barbari, Beckwith, Greco, Rada, and Vlach

Nays: None

Absent: Fitzgerald

Motion passed.

VI. SWEARING IN CEREMONY – Sergeant Nicole DeMario and Pickles

Mayor Esposito explained that Nicole DeMario obtained an associate degree in Criminal Justice from the College of DuPage. She was hired as a police officer at the Oakbrook Terrace Police Department on March 22, 2005. Ms. DeMario has held many positions, which include Patrol Officer, Field Training Officer, Officer in Charge, Juvenile Officer, Evidence

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Technician, Evidence and Property Custodian, and Special Events Planner. During her many assignments, Ms. DeMario has shown patients, compassion, the desire to constantly learn, and the willingness to teach. These are all excellent traits we look for in a leader. Ms. DeMario has been assigned to the Investigations Division since 2016. We are confident she will continue exceeding our expectations and provide the highest quality service to the City of Oakbrook Terrace. Please raise your right hand and repeat after me. I, Nicole DeMario, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Illinois, and I will faithfully discharge the duties of the office of Sergeant According to the best of my ability. Congratulations Sgt. Nicole DeMario.

Mayor Esposito explained that Pickles was donated by the therapeutic facility to the City of Oakbrook Terrace Police Department on February 25, 2022. Since that day, he has been assigned to Detective Sergeant Nicole DeMario and Deputy Chief David Clark. Canines for conquered is a charitable organization that provides trained dogs to support mental health treatment and Wellness, among other things. They train comfort dogs and therapeutic facility dogs for schools and 1st responders' teams, and startup communities, these specially trained dogs work to defuse highly emotional situations and provide a hall and nurturing environment. The first responder teams bring goodwill to the neighborhoods, provide relief and decompression to staff when dealing with serious situations, and assist with witness and victim interviews and debriefing Pickles. Detective Sergeant DeMario and Duty Chief Dave Clark have attended training with canines for comfort twice a week. Since February 25th, after many hours of hard work and a few extra treats, Pickles passed the Good Citizen course through the American Kennel Club in August of this year. The canine Good Citizen test ensures good manners and dogs and responsible dog ownership with their owners while employed by the Oakbrook Terrace Police Department Pickles. Has attended many events, some of which include Oakbrook Terrace Easter egg hunts and the July 4th event, National Night Out, and the Summer Concert Series. We hope he continues to serve our community with compassion and love for many years to come. Pickles, are you ready? Please raise your right paw. Pickles, do you support the Constitution of the United States and the Constriction of the State of Illinois and will faithfully discharge the duties of the office, a therapeutic facility dog, and not jump on the Chief or the Mayor according to the best of his ability? Congratulations, Pickels.

VII. PUBLIC PARTICIPATION

Resident Ms. Susan Stephens stated that an email was sent out by Resident Lisa Pesce, and she was not sure if Mayor Esposito had a chance to read it. She said that they are looking for additional follow up information regarding the phase plan for the Streambank project. She wants to ensure they have clarity on the next steps and know when the following walkthrough and tree tagging will be. Ms. Stephens wants to ensure everyone receives the information and is provided enough time to make arrangements to attend. She also questioned having an outside consultant attend the walkthrough as well. Mayor Esposito stated he had received the email, but received it so late in the day; he did not have adequate time to prepare answers. He noted that the City would reach out to outside consultants to attend the walkthrough and Town

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Hall meeting. Mayor Esposito stated that as the community comes together, we can say what trees stay and what trees need to be removed with the advice of an arborist. Mayor Esposito stated he is also considering reaching out to the Morton Arboretum doctor discussed at the last meeting. Mayor Esposito also explained that he is aware of the timing and that residents will need advance information on the meeting to attend. He stated that his biggest concern is the changing of the weather. Mayor Esposito said the crews are making good progress on removing buckthorn and non-native species and hopes they will have that wrapped up within the next week. He feels having the meeting on November 5th will be a suitable date, but he needs to find out timelines from Semper Fi. Ms. Stephens asked if flyers could be sent instead of stuffing paper boxes, hoping they would be mailed in time. She also noted that she understands the project will not be completed in 2022. Mayor Esposito said he hears what the residents want and hopes to present a visual mockup of the landscaping in the near future for viewing. He also hopes having a landscape architect will provide recommendations on where trees and shrubs should be planted.

Resident Ms. Jessica Kopka stated she is all about saving the trees and wanted to know when the tree tagging will happen. She also wanted to know how the event would be organized. Ms. Kopka noted that she sees some of the trees being tagged, but what do the dots mean? Mayor Esposito stated that Semper Fi has been tagging some of the trees, but they are not to remove any until after the town hall meeting. Ms. Kopka said she would not worry then and noted they have a whole neighborhood watch going on, and they keep each other informed. Ms. Kopka wanted to make sure Council is confident in the plan as we advance and that no other trees are being removed. Mayor Esposito relied that staff is reaching out to outside consultants to advise us on which trees need to be removed and what trees to plant during the walkthrough. Ms. Kopka also asked if the City's effort to remove the buckthorn was worth all the effort. Mayor Esposito explained that the point was brought up in the meetings and that everyone is trying to remove it because it is so invasive. He also explained that there is a maintenance plan for the next several years to maintain the creek to prevent that from happening again. Ms. Kopka stated that as long as we are saving the trees and having the town hall meeting, everybody should be okay. Mayor Esposito added that once 2023 comes, there will probably be another change order to purchase more trees and shrubs to satisfy everyone and complete the project correctly.

VIII. ACTION ITEMS/CONSENT AGENDA

1. Payment of City Bills: October 11, 2022, In the Amount Of \$402,932.91.
2. Approval of Payout #1 in the Amount of \$139,073.37 to Semper Fi Landscaping Inc. for the Spring Road Tributary Stabilization Project.

Motion to approve all the items contained on the Consent Agenda as presented for October 11, 2022, was made by Alderman Beckwith and seconded by Alderman Rada. Roll call was taken.

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**Ayes: Barbari, Beckwith, Greco, Rada, and Vlach
Nays: None
Absent: Fitzgerald**

Motion passed.

IX. ITEMS REMOVED FROM THE CONSENT AGENDA

None

X. RECESS TO THE COMMITTEE OF THE WHOLE

Motion to recess to the Committee of the Whole portion of this meeting was made by Alderman Rada and seconded by Alderman Vlach. An acclamation vote was taken.

**Ayes: Barbari, Beckwith, Greco, Rada, and Vlach
Nays: None
Absent: Fitzgerald**

Motion passed.

XI. MAYOR ESPOSITO

Mayor Esposito reminded everyone the Pumpkins In The Park Event would be held on Saturday, October 22nd, at 12:00 p.m. Due to the Streambank Restoration project, the City needed to move the event from Kreml Park to Dorothy Drennon Park. Mayor Esposito stated that flyers were going out in the mail to communicate the changes.

XII. COMMITTEE OF THE WHOLE CONSIDERATIONS

1. Discussion Of Traffic Signs On MacArthur

Mayor Esposito stated that the issue presented tonight is for discussion only and has a few options to look at regarding traffic signs on MacArthur. He said as the Oakbrook Overlook is developed and business traffic increases, there could be a potential for increased non-resident traffic on MacArthur. Mayor Esposito stated that on September 13th, residents came to the City Council meeting with photos showing how other municipalities have addressed the issue. He explained that the first and easiest step is to place a “No Thru Traffic” sign in the area, according to what City Attorney Ramello has presented. The issue is that we really cannot enforce the signs. Mayor Esposito also stated that if we did add the signs, we would have to complete a traffic study of the area. City Attorney Ramello explained that the vehicle code authorized the City to place traffic control signs and devices on the streets and highways, but they must conform to the Manual Uniform Traffic Control Devices (MUTCD) supplemented by the Illinois Manual on Uniform Traffic Control

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Devices. He stated the suggested signs are “Road Closed to Thru Traffic” or “Road Closed, Local Traffic Only.” City Attorney Ramello explained that the issue of prohibiting traffic is whom you would not allow. This is the mailman, Amazon, or resident visitors. He explained that to enforce the sign, the police department would have to observe a car turn off of 22nd Street and follow them to a specified intersection before he could pull the vehicle over. City Attorney Ramello reiterated that resident signs bring up many problems. Mayor Esposito stated he was not in favor of the verbiage and was not sure of the unintended consequence of this decision. He noted that the issue needs to be addressed, but is unsure how to proceed with the correct signage and not make it a more significant issue for the community. Alderman Rada stated it would not be easy for the residents and law enforcement, but we should take the time to find the best solution. Alderman Beckwith agrees with the signage, but if there is no enforcement, we need to devise another solution. Alderman Beckwith suggested working with the Illinois Department of Transportation (IDOT) to change the turn lane coming out of the Costco area, so it prohibits vehicles from entering the community. City Attorney Ramello stated that we would have to have an engineering study completed to merit that opinion. Alderman Beckwith asked about the “No Thru Traffic” sign and the enforcement. City Attorney Ramello stated that it is not an enforceable sign because it does not give a direction of where traffic cannot go. He explained that if the ticket went to court, the offender could say they were not traveling through, just up to Butterfield Road. He stated that you have to be specific about the enforcement of the sign. Alderman Greco stated he favors placing a portable speed bump in the area. Mayor Esposito brought up the issue that the vehicle’s GPS systems route traffic through MacArthur and are unsure how to change that. He stated he sees that all the time with cars turning into the City Hall parking lot because of the routing of the GPS. Alderman Beckwith said that in other communities, they are looking to have roads closed on Google Maps due to the same issue Oakbrook Terrace is experiencing. Alderman Greco stated that we need to address the issue but are not sure what the best course of action is. He said he does not want to discourage the sign but knows that may cause other problems. Alderman Greco stated he is in favor of the traffic study to provide guidance. He said he favors the speed signs or cameras if they are suggested. Alderman Greco also asked if the “No Thru Traffic” sign could have a recommended time frame, or maybe the City could install a gate or possibly block the entrance to the street and not allow anyone into the community. Mayor Esposito stated he is not sure if those are viable solutions, and if someone wanted to get through the gate, they might drive through it instead of turning around. Alderman Greco asked about the speed bumps and felt that might be the best solution. He suggested getting removable ones so they can be pulled for the winter months for snow plowing, but he is not sure of the liability. City Attorney Ramello stated there is no liability to the City if a car is damaged due to the speed bumps. Mayor Esposito also suggested having resident stickers to assist the police department to know who should be in the community and who may be using MacArthur as a through street. He also stated that we were going in a million directions and added that he liked the time restriction idea, but should move forward with the traffic study if the council concurs.

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2. Draft Resolution Authorizing A Protest By The City Of Oakbrook Terrace, Illinois, To A Map Amendment Rezoning 1S410 Summit Avenue And Objecting To The Granting Of A Conditional Use And Variations

Mayor Esposito explained there was communication on September 30th from DuPage County that the owner of the property submitted a request for variation to build a self-storage facility on the property. He asked Council to view the proposed resolution to protest the zoning petition on the basis that it does not promote the public health, safety, morals, comfort, and general welfare of the people of DuPage County. Community Director Headley added that the public hearing is scheduled for Thursday night, and the resolution needed to be passed tonight and executed in order to submit to DuPage County within the set timeline. Mayor Esposito explained the parcel right now is an empty lot and is not in favor of the self-storage units. He explained that there had been a discussion of annexing in the property, but he needed the property across the street to annex in before we could force annexation on this property as well. City Attorney Ramello explained that the applicant is seeking a map amendment to the county zoning map, which would change the zoning of this property. This would allow them to apply for a special use permit to build the facility. He further explained that the facility needs a series of variations to the setback of the lot size and the width and floor areas ratio they would need in order to comply with DuPage County zoning ordinance. If the resolution passed, we could serve it to the County, letting them know we are not in favor of the rezoning and conditional use. City Attorney Ramello stated that if the resolution is passed, it will be filed with the County Clerk tomorrow, serve the applicant, and then an attorney from the office will attend the hearing and express to the DuPage Zoning Board of Appeals that the City objects to this. Mayor Esposito stated he does concur and feels that it is in our best interest. Alderman Greco asked what is the other parcel that would need to be annexed. Mayor Esposito said Salvation Army. Alderman Greco expressed his belief that the Salvation Army would not annex into the City. Mayor Esposito stated that they had been approached, and they had agreed to the annexation. Alderman Greco asked if the meeting would be zoomed or if the meeting was in person. City Attorney Ramello explained they do have a telephone conference option, but the meeting is at the Court House. Alderman Beckwith stated he is strongly against the storage unit, in favor of the resolution and trying to annex the Salvation Army into the City. Mayor Esposito stated if all concur, we will vote on the resolution at the Reconvene Meeting.

3. Draft Ordinance Decreasing The Number Of Class "A" Liquor Licenses By One (1), Pursuant To The Provisions Of Title Xi (Business Regulations); Chapter 111 (Food And Beverages); Subchapter *Alcoholic Liquor Control*, Section 111.012 (Number Of Licenses In Each License Classification), Of The Code Of Ordinances Of The City Of Oakbrook Terrace, Illinois, As Amended (Winnies Café, Inc., d/b/a Winnies Cafe)

Mayor Esposito explained that Winnie's Café, which was located on Summit Avenue by Pete's Fresh Market, did not renew their Class "A" liquor licenses, so it needs to be removed. Alderman Rada asked if they were going out of business. Mayor Esposito

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stated he was not sure. Alderman Barbari asked for clarification that no liquor is being served. Mayor Esposito said they should not be serving liquor and will decrease the licenses by one and will be on the next consent agenda for approval.

4. Draft Ordinance Decreasing The Number Of Class “A” Liquor Licenses By One (1), Pursuant To The Provisions Of Title Xi (Business Regulations); Chapter 111 (Food And Beverages); Subchapter *Alcoholic Liquor Control*, Section 111.012 (Number Of Licenses In Each License Classification), Of The Code Of Ordinances Of The City Of Oakbrook Terrace, Illinois, As Amended (Butterfield’s Oak Brook, LLC., d/b/a Butterfield’s Pancake House And Restaurant)

Mayor Esposito said we are decreasing the liquor license at this location as well. The approval of this ordinance would decrease the liquor license down to 22 Class “A” liquor licenses. Mayor Esposito stated it is a breakfast place and pancake house along with new ownership. He stated if everyone agrees, it will be moved to the next consent agenda for approval.

XIII. COUNCIL MEMBER COMMENTS

Alderman Barbari congratulated Sgt. Nicole DeMario on her promotion and that Pickles attended the Summer Concert Series as well. Alderman Greco asked everyone attending the meeting to stay calm and know that the City Council is standing firm on its promise to the residents. Alderman Greco appreciates the diligent watching and to call him if there are any concerns. Alderman Greco asked Resident Lisa Pesce to gather information on what neighbors feel the landscaping could look like once the vegetation is removed from the creek. Alderman Greco feels we should use the winter to plan what the landscape can become. Alderman Beckwith asked for the link for the Chicago Metropolitan Agency to be placed on the City’s website in order to complete a study for the pedestrian walkway and different traffic things. Alderman Beckwith stated that they are looking for stakeholder input. Alderman Beckwith stated that Oakbrook is planning on adding some type of pedestrian walkway to our town so that people can walk and shop with connecting towns. Alderman Beckwith also stated he is happy to see the Food and Beverage tax picking up and bringing revenue into the budget. Alderman Rada wanted to thank the City for installing the speed sign in the Berkshire neighborhood; that is really helping to control vehicle speed. Alderman Rada also thanked Public Service Director Ward for installing proper stop signs within Berkshire and asked Community Director Headly what is Go Boba. Community Director Headley explained it is boba tea. Alderman Rada thanked Community Director Headley for the executive summary, and explained that the DCVB is going through some changes with the membership. Alderman Rada explained the Symphony Tourism Economics, and the reports of the program are terrific. Alderman Rada explained how they reported the woman’s bowling tournament and how many rooms were booked because of it. Alderman Rada reported that Oakbrook Terrace Hotel room occupancy for August was at 67% versus 57% for the county and close to pre-COVID numbers of 75%. Alderman Rada stated that we are starting to recover, and the hotel revenues are

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coming back to normal numbers. Mayor Esposito said that was all good news and would continue to support the DCVB.

XIV. CITY ATTORNEY RAMELLO

None

XV. CITY CLERK SHADLEY

None

XVI. ASSISTANT TO THE CITY ADMINISTRATOR RAFFEL

None

XVII. RECONVENE THE CITY COUNCIL MEETING

Motion to reconvene the City Council meeting was made by Alderman Barbari and seconded by Alderman Greco. An acclamation vote was taken.

Ayes: Barbari, Beckwith, Greco, Rada, and Vlach

Nays: None

Absent: Fitzgerald

Motion passed.

XVIII. OLD BUSINESS

None

XIX. RECESS TO EXECUTIVE SESSION

Motion to recess to the Executive Closed Session Pursuant To Section 2 (c) (21) Discussion Of The Approval Of Closed Session Meeting Minutes And Semi-Annual Review Of The Closed Session Meeting Minutes Mandated By Section 2.06 Of The Open Meetings Act. was made by Alderman Beckwith and seconded by Alderman Greco. An acclamation vote was taken.

Ayes: Barbari, Beckwith, Greco, Rada, and Vlach

Nays: None

Absent: Fitzgerald

Motion passed.

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XX. EXECUTIVE SESSION

1. Closed Session Pursuant To Section 2 (c) (21) Discussion Of The Approval Of Closed Session Meeting Minutes And Semi-Annual Review Of The Closed Session Meeting Minutes Mandated By Section 2.06 Of The Open Meetings Act.

XXI. RECONVENE THE REGULAR MEETING

Motion to reconvene the Regular Meeting was made by Alderman Vlach and seconded by Alderman Beckwith. An acclamation vote was taken.

Ayes: Barbari, Beckwith, Greco, Rada, and Vlach

Nays: None

Absent: Fitzgerald

Motion passed.

XXII. NEW BUSINESS

1. Motion To Approve Certain Closed Session Minutes From February 2022 to April 2022

Motion to approve Certain Closed Session Minutes From February 2022 to April 2022 was made by Alderman Greco and seconded by Alderman Beckwith. Roll call was taken.

Ayes: Barbari, Beckwith, Greco, Rada, and Vlach

Nays: None

Absent: Fitzgerald

Motion passed.

2. Resolution No. 22-13: A Resolution To Authorize The Release Of Certain Executive Session Minutes For Meetings In The Years 1995-2022 Of The City Council Of The City Of Oakbrook Terrace, Illinois

Motion to approve Resolution No. 22-13: A Resolution To Authorize The Release Of Certain Executive Session Minutes For Meetings In The Years 1995-2022 Of The City Council Of The City Of Oakbrook Terrace, Illinois, made by Alderman Barbari and seconded by Alderman Greco. Roll call was taken.

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**Ayes: Barbari, Beckwith, Greco, Rada, and Vlach
Nays: None
Absent: Fitzgerald**

Motion passed.

3. Resolution No. 22-14: A Resolution Authorizing A Protest By The City Of Oakbrook Terrace, Illinois, To A Map Amendment Rezoning 1s410 Summit Avenue And Objecting To The Granting Of A Conditional Use And Variations

Motion to approve Resolution No. 22-14: A Resolution Authorizing A Protest By The City Of Oakbrook Terrace, Illinois, To A Map Amendment Rezoning 1s410 Summit Avenue And Objecting To The Granting Of A Conditional Use And Variations, was made by Alderman Beckwith and seconded by Alderman Rada.

**Ayes: Barbari, Beckwith, Greco, Rada, and Vlach
Nays: None
Absent: Fitzgerald**

Motion passed.

ADJOURN

Motion to adjourn was made by Alderman Greco and seconded by Alderman Barbari at 8:37 pm.

Acclamation vote made with all Ayes.

Motion carried unanimously.

Respectfully submitted,
Amy Raffel, Recording Secretary

Attested:



Michael Shadley
City Clerk