

**CITY OF OAKBROOK TERRACE  
MINUTES OF THE REGULAR CITY COUNCIL AND  
COMMITTEE OF THE WHOLE MEETING  
TUESDAY, JULY 26, 2016**

**I. CALL TO ORDER**

The Mayor called the July 26, 2016, 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 Aldermen were in attendance:

Present: Alderman Esposito, Alderman Greco, Alderman Przychodni, Alderman Swartz, Alderman Thomas, Alderman Vlach, and Mayor Ragucci

Absent: None

Also in attendance were City Clerk M. Shadley, City Administrator A. Marrero, Assistant to the Mayor and Administrator M. Sarallo, Building and Zoning Administrator M. Dragan, Acting Police Chief C. Calvello, and City Attorney R. Ramello.

**III. PLEDGE OF ALLEGIANCE**

The Mayor 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 July 12, 2016.

**Motion to approve the minutes of the July 12, 2016 Regular City Council and Committee of the Whole as presented was made by Alderman Przychodni and seconded by Alderman Swartz.**

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach**

**Aldermen Nays: None**

**Motion passed.**

**VI. PUBLIC PARTICIPATION**

Steve Schneider of 1S581 Halsey Road addressed the Council and stated the driveway ordinance is a great idea and suggested that driveways in need of repairs be included in the ordinance as well.

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**VII. ACTION ITEMS/CONSENT AGENDA**

1. Payment of City Bills: July 26, 2016 In The Amount Of \$246,847.60
2. Treasurer's Report June 2016.
3. Personnel & Payroll Report June 2016.
4. Ordinance No. 16-24: An Ordinance Approving A Site Plan, Granting A Special Use For A Restaurant With A Drive-Through Window, And Granting Variations From The Requirements Of The Zoning Ordinance For The Property Located At 1S722 Midwest Road/Summit Avenue In The City Of Oakbrook Terrace, Illinois.
5. Ordinance No. 16-25: An Ordinance Amending The Final Planned Unit Development Plan, Granting Exceptions From The Zoning Ordinance, And Granting Special Uses For A Restaurant With A Drive-Through Window And Locating An Above-Ground Service Facility In A Buildable Area For Property Located At 17W400-460 22<sup>nd</sup> Street In The City Of Oakbrook Terrace, DuPage County, Illinois.
6. Ordinance No. 16-26: An Ordinance Prohibiting The Use Of Groundwater As A Potable Water Supply By The Installation Or Use Of Potable Water Supply Wells Or By Any Other Method Within A Certain Area Of The City Of Oakbrook Terrace.
7. Ordinance No. 16-27: An Ordinance To Approve And Authorize The Execution Of A Contract Between The City Of Oakbrook Terrace, Illinois And Orange Crush, LLC For The Spring Road Culvert Repair Project.
8. Appointment Of Deputy Chief Casey Calvello To Acting Police Chief Effective Immediately.
9. Ordinance No. 16-28: An Ordinance Amending The Provisions Of Section 32.004 Entitled "Salaries" Of Chapter 32 Entitled "Officers And Employees" Of Title III Entitled "Administration" Of The Code Of The City Of Oakbrook Terrace, Illinois.
10. Resolution No. 16-14: A Resolution To Approve And Authorize The Execution Of An Economic Incentive Agreement Between The City Of Oakbrook Terrace And Hawthorne Race Course, Inc.
11. Approval Of Payout Number Three (3) FBG Corporation In The Amount Of \$100,000.

**Motion to approve all the items contained on the Consent Agenda for July 26, 2016 as presented was made by Alderman Greco and seconded by Alderman Esposito.**

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach  
Aldermen Nays: None**

**Motion passed.**

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**VIII. ITEMS REMOVED FROM THE CONSENT AGENDA**

1. Ordinance No. 16-29: An Ordinance Amending The Provisions Of Title XI (Business Regulations); Chapter 124 (Video Gaming); Subchapter 124.22 (Number Of Licenses) Of The Code Of Oakbrook Terrace To Increase The Maximum Number Of Video Gaming Location Licenses And The Maximum Number Of Video Gaming Terminal Licenses (Jay Ambe Liquors Inc d/b/a Garden Arcade 17W731 Roosevelt Road).

**Motion to Adopt Ordinance No. 16-29: An Ordinance Amending The Provisions Of Title XI (Business Regulations); Chapter 124 (Video Gaming); Subchapter 124.22 (Number Of Licenses) Of The Code Of Oakbrook Terrace To Increase The Maximum Number Of Video Gaming Location Licenses And The Maximum Number Of Video Gaming Terminal Licenses (Jay Ambe Liquors Inc d/b/a Garden Arcade 17W731 Roosevelt Road) was made by Alderman Vlach and seconded by Alderman Swartz.**

Mayor Ragucci stated liquor and gaming check was performed on Monday, July 25, 2016 at the Garden Arcade and the employee did their job by requesting identification from the underage person.

**Aldermen Ayes: Swartz and Vlach  
Aldermen Nays: Esposito, Greco, Przychodni, and Thomas**

**Motion failed.**

**IX. RECESS TO THE COMMITTEE OF THE WHOLE**

**Motion to recess to the Committee of the Whole portion of this meeting was made by Alderman Esposito and seconded by Alderman Przychodni.**

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach  
Aldermen Nays: None**

**Motion passed.**

**X. MAYOR RAGUCCI**

Mayor Ragucci congratulated Calvello on becoming the Acting Police Chief for the City.

**XI. COMMITTEE OF THE WHOLE CONSIDERATIONS**

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1. Letter Of Recommendation – Proposed Modifications To Chapter 156: Driveways.

Building and Zoning Administrator Dragan stated a public hearing concerning driveways was held before the Planning and Zoning Commission. Building and Zoning Administrator Dragan stated the proposed text amendment would require all driveways to be concrete, asphalt, or brick pavers by August 1, 2017. Building and Zoning Administrator Dragan stated the proposed text amendment requires residents with brick pavers in the apron to sign a waiver releasing the City from any liability for any damage caused to the bricks. Building and Zoning Administrator Dragan stated the Planning and Zoning Commission recommended approval of the text amendments. Mayor Ragucci said this needs to be done. Alderman Greco said he was glad to see the waiver was included for the brick pavers. Alderman Esposito said the Council has spent a lot of time improving the aesthetics of the City. Mayor Ragucci asked how many driveways will need to comply with this new requirement. Building and Zoning Administrator Dragan replied 12.

The Council concurred to place this on the next consent agenda.

2. Oakbrook Terrace Park District – 1S325 Ardmore Avenue.

Building and Zoning Administrator Dragan said the Council recently approved the annexation of the Oakbrook Terrace Park District (OBTPD). Building and Zoning Administrator Dragan noted the proposed changes are in general conformance with the previously approved plan and therefore a public hearing is not required. Building and Zoning Administrator Dragan noted the new plan includes an improvement to the right-of-way to create 11 new parking spaces. Building and Zoning Administrator Dragan explained the parking spaces are on the City's property.

Cathy Fallon, OBTPD Executive Director, stated there are currently only five (5) parking spaces along Ardmore Avenue. Fallon explained the request is to make this parking perpendicular for a total of 16 spots.

The Council concurred to place this on the next consent agenda.

3. Oakbrook Terrace Park District Request To Waive Fees

Building and Zoning Administrator Dragan stated the OBTPD is requesting to waive the building permit fee for the Heritage Park improvement project. Building and Zoning Administrator Dragan noted the OBTPD is aware the City cannot waive consultant fees and the City Engineer's services will be necessary

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on this project. Fallon said the total cost of the project is not to exceed \$750,000. Building and Zoning Administrator Dragan said the waiver request is for \$7,500. Fallon explained the park improvements including: a new sand volleyball court, a new playground, new basketball courts, redoing the tennis courts, walking path, and landscaping.

Alderman Esposito asked about the status of the grant money for the project. Fallon said the State is still holding the grant money and the improvements are being funded by the OBTPD. Alderman Esposito expressed some concerns he has heard from residents. Alderman Esposito said some residents are concerned about when Terrace View Park will be improved. Alderman Esposito expressed concern over the maintenance at Terrace View Park.

Fallon stated the OBTPD has done two (2) master plans and Terrace View is the next park to be improved. Fallon explained the priority of the improvements was Dorothy Drennon first, Heritage Park second, and Terrace View third. Alderman Esposito asked when Terrace View will be improved. Fallon stated in the next three (3) to four (4) years and grant money would speed up the process.

Alderman Esposito said many residents approached him about their concerns regarding the Nature Center closing. Alderman Esposito said there needs to be better communication between the Council and the OBTPD. Fallon said she is happy to have that dialogue with the City.

Alderman Greco said the OBTPD announced the closing of the Nature Center and canceling of all programming at Terrace View. Alderman Greco was surprised by this decision because now the neighborhood has more kids than ever. Alderman Greco said neighborhood residents informed him about the closing of the nature center. Alderman Greco said the sharing of basic information with the City should be priority of the OBTPD. Alderman Greco is disappointed that many of the Heritage Park information still states Villa Park as its location. Alderman Greco said it appears the OBTPD focus is Heritage Park with a disregard for the other parks. Alderman Greco asked why the OBTPD is pursuing this \$750,000 project when other facilities are closing. Alderman Greco said he heard some rumors about the residents going to referendum to remove the OBTPD from the City. Alderman Greco expressed concern about the OBTPD etiquette when it comes to flying the American flag at several parks. Alderman Greco said he has always supported the OBTPD.

Fallon stated the \$750,000 for the Heritage Park improvement cannot be used for daily operations and is earmarked for capital projects. Fallon said the Nature Center is still hosting special events and field trips. Fallon added the Nature Center is only closing for daily visits due to staffing. Fallon said the Nature Center is not closed, but reorganized. Fallon said the OBTPD is still looking for

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solutions to address the erosion around Terrace View Park. Alderman Greco said he would be thrilled if the OBTPD reaches out to the City. Fallon said she will do this.

Alderman Thomas said the OBTPD created some ill will two (2) years ago when some of the teachers were let go. Alderman Vlach said he does not support the waiver of the fee because with the Heritage Park annexation the City had nothing to gain and the City is in no position to waive the fees with the Planning and Zoning budget at \$467,000 and outstanding bonds.

Mayor Ragucci said a referendum could be coming where the residents do not want to keep the OBTPD anymore. Mayor Ragucci said we should work this out before it comes to that. Mayor Ragucci said the Council and OBTPD need better dialogue. Alderman Esposito said it is hard for him to say no to the OBTPD because he wants them to succeed. Fallon offered to meet with each Alderman and residents and build upon that and use that information to make changes. Fallon said her board will be supportive of her meeting with the City. Alderman Esposito said this is a good starting point.

Alderman Greco suggested giving the decision on the fee waiver request a little more time. Fallon said there is a timeline and a deadline for the project and the building permit will be forthcoming. Mayor Ragucci suggested the Council wait until the second meeting in August to determine the fee waiver request and see how the dialogue goes over the next month. Fallon suggested the OBTPD would pay the building permit fee as a show of good faith and then possibly the Council could refund the fee at a later time. Mayor Ragucci thanked the OBTPD for attending the meeting and listening to the Council's concerns.

The Council concurred to discuss this matter in a month.

4. Amendments To Section 32.011 Duties.

The Council concurred to place this matter on the next consent agenda.

5. Replacing The Emergency Telephone System Board (ETSB) Computer System.

Acting Police Chief Calvello stated there is a fairly large increase in the DuPage Justice Information System. Calvello said the City pays \$4,285 for the current system, which will be obsolete in 2018. Acting Police Chief Calvello explained the new system will be a centralized system including court house, fire, and all DuPage police departments' data. Acting Police Chief Calvello reported in 2017 the cost for the new system will be \$11,000 more than what the City currently pays. Calvello explained the total cost over eight (8) years to the City will be \$213,000.

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Acting Police Chief Calvello said the City does not have an option and this was forced upon us by DuPage County. Calvello said high estimates were used for calculating the fees, but possibly lower amounts will be realized. Acting Police Chief Calvello said the City must notify DuPage County if we plan to participate.

The Council concurred to approve this during the reconvened meeting.

6. An Ordinance Amending Chapter 159 Entitled “Subdivision Regulations” Of Title XV Entitled “Land Usage”.

Administrator Marrero said the draft ordinance repeals section 159.22 criteria for requiring the cash contribution in-lieu of land dedication for park, open space, and recreation purposes. Administrator Marrero said this ordinance was discussed at the May 24, 2015 Council meeting with the property owners at Luther Avenue requesting a waiver of this requirement.

Alderman Greco suggested the cash and/or land be donated to the City so the City can determine how to proceed. Alderman Greco said his concern is where the cash goes. Ramello said if the City retains the land, then the City would be responsible for maintaining the park. Ramello suggested tabling this item so that he could modify it with alternate language. The Council concurred to table this item.

7. July 4, 2016 Independence Day Celebration Report

Assistant to the Mayor and Administrator Sarallo referenced the report prepared by Cheryl Downer, Deputy Clerk and Special Events Coordinator. Assistant to the Mayor and Administrator Sarallo said the tickets received this year were comparable to last year. Assistant to the Mayor and Administrator Sarallo said the new additions of chicken, broccoli salad, and ice cream were well received. Assistant to the Mayor and Administrator Sarallo said with the raffle being held during the picnic the majority of the seats were filled for three (3) hours and it was good to see the community come together. Alderman Greco said the raffles were great and the chicken was a hit as well as the train and the inflatables. Alderman Greco suggested next year staff work with Lions Club and provide better concessions. Alderman Greco expressed disappointment that more businesses do not sponsor this event.

Alderman Esposito said the picnic is a great tradition and one of the best things the City does. Alderman Esposito suggested next year involve the children more. Mayor Ragucci thanked staff for their efforts.

**XII. COUNCIL MEMBER COMMENTS**

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Alderman Swartz commended Building and Zoning Administrator Dragan successful effort's at working with DuPage County to remove a home in disrepair that is adjacent to the Berkshire subdivision. Alderman Swartz said homes in his subdivision that have been updated sell quickly. Alderman Swartz added his subdivision is spending millions of dollars this year to replace the roofs, repaint the homes, and install new fencing.

**XIII. CITY ATTORNEY RAMELLO**

None.

**XIV. CITY CLERK SHADLEY**

None.

**XV. CITY ADMINISTRATOR MARRERO**

None.

**XVI. RECONVENE THE CITY COUNCIL MEETING**

**Motion to reconvene the City Council meeting was made by Alderman Swartz and seconded by Alderman Thomas.**

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach  
Aldermen Nays: None**

**Motion passed.**

**XVII. NEW BUSINESS**

1. Ordinance No. 16-30: An Ordinance Amending The Provisions Of Section 32.011 Entitled "Duties" Of Chapter 32 Entitled "Officers And Employees" Of Title III Entitled "Administration" Of The Code Of The City Of Oakbrook Terrace, Illinois.

**Motion To Approve Ordinance No. 16-30: An Ordinance Amending The Provisions Of Section 32.011 Entitled "Duties" Of Chapter 32 Entitled "Officers And Employees" Of Title III Entitled "Administration" Of The Code Of The City Of Oakbrook Terrace, Illinois was made by Alderman Esposito and seconded by Alderman Przychodni.**

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach**

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**Aldermen Nays: None**

**Motion passed.**

2. Resolution No. 16-15: A Resolution Authorizing The Execution Of A Letter Of Intent To Participate In The DuPage Judicial Information System (DUJIS) By The City Of Oakbrook Terrace, Illinois.

**Motion To Approve Resolution No. 16-15: A Resolution Authorizing The Execution Of A Letter Of Intent To Participate In The DuPage Judicial Information System (DUJIS) By The City Of Oakbrook Terrace, Illinois was made by Alderman Thomas and seconded by Alderman Swartz.**

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach  
Aldermen Nays: None**

**Motion passed.**

**ADJOURN**

**Motion to adjourn was made by Alderman Greco and seconded by Alderman Esposito at 8:14P.M.**

**Motion carried unanimously.**

Submitted,

Aileen Haslett  
Recording Secretary