Legislative Summary

Ordinance 20-04
AMENDING TITLE 6, CHAPTER 7; TITLE 4, CHAPTER 3, SECTION 5; TITLE 1, CHAPTER 4, SECTION 2; AND TITLE 5, CHAPTER 1, SECTION 3 OF THE VILLAGE OF MORTON GROVE MUNICIPAL CODE RELATIVE TO THE USE AND DISTRIBUTION OF CANNABIS AND CANNABIS PRODUCTS

Introduced: January 27, 2020

Purpose: To update Village Code Sections to comply with the Illinois Cannabis Regulation and Tax Act

Background: On January 1, 2020, the Illinois Cannabis Regulation and Tax Act (the “Act”) took effect which allows individuals over the age of 21 to lawfully possess and consume cannabis subject to limitations. In order to comply with the Act, the Police Department has reviewed the Village Code and has recommended the amendments set forth in this ordinance. These changes include deleting broad prohibitions relating to the possession of cannabis and cannabis paraphernalia by persons over the age of 21; incorporating by reference the Illinois Cannabis Control Act, the Illinois Compassionate Use of Medical Cannabis Program Act, and the Illinois Cannabis Regulation and Tax Act; establishing fees in the event the Village allows Cannabis Business Establishments in the future; establishing fines for cannabis related violations; and amending Village Code provisions for administrative towing and impounding of vehicles to include felony possession of cannabis.

Departments Affected: Administration, Legal, and Police Department

Fiscal Impact: N/A

Source of Funds: N/A

Workload Impact: The ordinance will be implemented by the Village Administrator and his designees

Administrator’s Recommendation: Approval as presented.

Second Reading: Required – February 10, 2020

Special Consideration or Requirements: None

Respectfully submitted: Ralph E. Czerwinski, Village Administrator

Reviewed by: Teresa Hoffman Liston, Corporation Counsel

Reviewed by: Mike Simo, Police Chief
ORDINANCE 20-04

AMENDING TITLE 6, CHAPTER 7; TITLE 4, CHAPTER 3, SECTION 5; TITLE 1, CHAPTER 4, SECTION 2; AND TITLE 5, CHAPTER 1, SECTION 3 OF THE VILLAGE OF MORTON GROVE MUNICIPAL CODE RELATIVE TO THE USE AND DISTRIBUTION OF CANNABIS AND CANNABIS PRODUCTS

WHEREAS, the Village of Morton Grove (the “Village”), located in Cook County, Illinois is a home rule unit of government under the provisions of Article 7 of the Constitution of the state of Illinois, and can exercise any power and perform any function pertaining to its government affairs, including but not limited to the power to tax and incur debt; and

WHEREAS, the Village President and Board of Trustees are committed to protecting the health, safety, and welfare of the Village and its residents; and

WHEREAS, pursuant to the Illinois Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.) (“Act”), which took effect on January 1, 2020, individuals over the age of 21 will be allowed, subject to limitations, to lawfully possess and consume cannabis; and

WHEREAS, pursuant to the Act, there are specific limitations upon the consumption of cannabis, and the Village may regulate the consumption of cannabis in public places; and

WHEREAS, the Village Board desires to carefully review and consider the impact recreational cannabis will have and currently has on the public health, safety, comfort, morals, and welfare of its citizens, and as such enacted Ordinance 19-25 which placed a temporary moratorium on the sale of cannabis within the Village’s corporate limits; and

WHEREAS, to ensure the orderly development and operation of any future cannabis business establishments, as well as the health, safety, and welfare of its citizens, the Corporate Authorities have been analyzing various regulations governing the development, operation, public policy and regulations within the Village; and

WHEREAS, the amendments to the Village Code provided for by this Ordinance are necessary to clarify what activity shall remain unlawful.

NOW, THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON GROVE, COOK COUNTY, ILLINOIS AS FOLLOWS:
SECTION 1: The Corporate Authorities do hereby incorporate the foregoing
WHEREAS clauses into this Ordinance as though fully set forth herein thereby making the
findings as hereinafter set forth.

SECTION 2: Title 6, Chapter 7 entitled Cannabis and Drug Paraphernalia of the
Municipal Code of the Village of Morton Grove is hereby amended to to read as follows:

Chapter 7

CANNABIS AND DRUG PARAPHERNALIA

6-7-1: ADOPTION OF CANNABIS CONTROL ACT:

A. Pursuant to 720 Illinois Compiled Statutes 550, the Village hereby adopts in its entirety, the
Illinois Cannabis Control Act, 720 Illinois Compiled Statutes 550 et seq., as amended from
time-to-time, as ordinance provisions of the Village. Any violation of said provisions of the
Cannabis Control Act shall hereinafter be considered a violation of this Code, and each such
violation shall subject the violator, upon conviction, to a penalty as set forth in the Village
Code or the Cannabis Control Act.

B. Violations of the Cannabis Control Act may be cited as follows: “6-7-1” followed by the
section number of the specific violation of the Cannabis Control Act. For example, a local
ordinance violation of 720 ILCS 550/4(a) shall be cited as 6-7-1-720 ILCS 550/4(a).

C. Responsibility of Owner or Occupant: It shall be a violation of this section if any person who
has ownership or control of any motor vehicle, watercraft, room, dwelling, shed, garage, yard,
or other area to knowingly permit one or more persons under twenty-one years of age (21) to
assemble or be assembled in these defined areas while said persons are in possession of any
cannabis or cannabis infused products. (Ord.16-24, 11-14-16)

6-7-2: ADOPTION OF COMPASSIONATE USE OF MEDICAL CANNABIS
PROGRAM ACT:

A. Pursuant to 410 Illinois Compiled Statutes 130, the Village hereby adopts in its entirety, the
Illinois Compassionate Use of Medical Cannabis Program Act, 410 Illinois Compiled Statutes
130 et seq., as amended from time-to-time, as ordinance provisions of the Village. Any
violation of said provisions of the Compassionate Use of Medical Cannabis Program Act shall
hereinafter be considered a violation of this Code, and each such violation shall subject the
violer, upon conviction, to a penalty as set forth in the Village Code or the Compassionate
Use of Medical Cannabis Program Act.

B. Violations of the Compassionate Use of Medical Cannabis Program Act may be cited as
follows: “6-7-2” followed by the section number of the specific violation of the Compassionate
Use of Medical Cannabis Program Act. For example, a local ordinance violation of 410 ILCS
130/(a1) shall be cited as 6-7-2-410 ILCS 130/(a).
6-7-3: ADOPTION OF THE CANNABIS REGULATION AND TAX ACT:

A. Pursuant to 410 Illinois Compiled Statutes 705, the Village hereby adopts in its entirety, the Illinois Cannabis Regulation and Tax Act, 410 Illinois Compiled Statutes 705 et seq., as amended from time-to-time, as ordinance provisions of the Village. Any violation of said provisions of the Cannabis Regulation and Tax Act shall hereinafter be considered a violation of this Code, and each such violation shall subject the violator, upon conviction, to a penalty as set forth in the Village Code or the Cannabis Regulation and Tax Act.

B. Violations of the Cannabis Regulation and Tax Act may be cited as follows: “6-7-3” followed by the section number of the specific violation of the Cannabis Regulation and Tax Act. For example, a local ordinance violation of 410 ILCS 705/10-5(b) shall be cited as 6-7-3-410 ILCS 705/10-5(b).

SECTION 3: Fees for Cannabis Business Establishments shall be set forth in Title 1, Chapter 11 and shall include the following:

<table>
<thead>
<tr>
<th>Business License Class for Cannabis Consumption</th>
<th>Maximum Number of Licenses Issued</th>
<th>Application Fee</th>
<th>Annual Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cannabis Consumption atLicensed Dispensary</td>
<td>0</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>Cannabis Consumption at Retail Tobacco Store</td>
<td>0</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>BYO Cannabis</td>
<td>0</td>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

SECTION 4: Title 1, Chapter 4, Section 2 entitled Monetary Penalties and Fines for Specific Violations and Offenses of the Municipal Code is hereby amended to add the following penalties:

<table>
<thead>
<tr>
<th>Code Section</th>
<th>Description of Violation</th>
<th>Penalty</th>
</tr>
</thead>
<tbody>
<tr>
<td>6-4-6</td>
<td>Cruelty to Animals</td>
<td>$250.00 - $25,000.00</td>
</tr>
<tr>
<td>6-7-1B</td>
<td>Possession of Cannabis Under 21 .1 grams - 30.0 grams or &lt; 500.1mg Cannabis infused products or &lt; 5.1g Cannabis Concentrate</td>
<td>$100.00 - $200.00</td>
</tr>
<tr>
<td>6-7-1B</td>
<td>Possession of Cannabis Under 21 30.1 grams - 100 grams or &gt; 500.1mg Cannabis infused Products or &gt; 5.1g Cannabis Concentrate</td>
<td>$200.00 - $750.00</td>
</tr>
<tr>
<td>6-7-1B*</td>
<td>Possession of Cannabis Under 21</td>
<td>In addition or as an alternative to any monetary penalty, a violator of this section may be required to perform community service or attend drug education training.</td>
</tr>
</tbody>
</table>
SECTION 5: Title 5, Chapter 1, Section 3 entitled Violations, Procedures, Penalties of the Municipal Code is hereby amended to read as follows:

5-1-3: VIOLATIONS, PROCEDURES, PENALTIES:

E. Administrative Towing and Impoundment:

1. A motor vehicle, operated with the permission, express or implied, of the owner of said vehicle used in connection with any felony or misdemeanor including, but not limited to, the following acts or offenses, is hereby declared an unlawful vehicle pursuant to Chapter 7 of this title and shall be subject to seizure and impoundment by the Village, and the owner of said vehicle shall be liable to the Village for an administrative penalty in accordance with Title 1, Chapter 4 of this Code, in addition to any fines or penalties assessed against the owner or operator of the vehicle, and any towing and storage fees, as hereinafter provided:

   a. Driving while driver's license, permit, or privilege to operate a motor vehicle is suspended or revoked pursuant to any state statute, unless the suspension is due to a failure to comply with emissions testing or a failure to renew an otherwise valid license or permit within one year after the renewal date.

   b. Driving under the influence of alcohol, drugs and/or intoxicating compounds or any combination thereof pursuant to 625 Illinois Compiled Statutes 5/11-501 or a similar local ordinance.

   c. Possession or attempted possession of felony cannabis or a controlled substance pursuant to 720 Illinois Compiled Statutes 550/2 et seq., and 570/101 et seq., or a similar local ordinance. (Ord 20- , 02-10-20)

   d. Fleeing or attempting to elude a peace officer pursuant to 625 Illinois Compiled Statutes 5/11-204, or 5/11-204.1 or a similar local ordinance.

   e. Reckless driving, pursuant to 625 Illinois Compiled Statutes 5/11-503, or a similar local ordinance.
f. Street racing, pursuant to 625 Illinois Compiled Statutes 5/11-506, or a similar local ordinance.

g. The purchase, possession or consumption of alcoholic liquor by a person under the age of twenty-one (21) pursuant to Title 4, Chapter 3 of this Code or a similar state or local ordinance.

h. Disorderly conduct, including the commission of any act in such unreasonable manner as to provoke, make, or aid in making a breach of peace, any unreasonable or offensive act, utterance, gesture or display which, under the circumstances, creates a clear and present danger of a breach of peace or imminent threat of violence pursuant to Section 6-1-4 of this Code or a similar state or local ordinance.

i. Falsely representing oneself as a police officer.

j. Prostitution, soliciting for a prostitute, solicitation of a sexual act, or patronizing prostitution as provided in the criminal code of 1961, 720 Illinois Compiled Statutes 5/11-14, 5/11-14.1, 5/11-15.1, 5/11-18, and 5/11-18.1 or similar state statutes or local ordinances.

k. Indecent exposure pursuant to section 6-1-5 of this Code or a similar state or local ordinance.

l. Operating a motor vehicle not covered by a liability insurance policy in accordance with sections 5/7-601 and/or 5/7-602 of the Illinois Vehicle Code, or a similar local ordinance.

m. Leaving the scene of a motor vehicle accident involving personal injury or death.

n. Reckless homicide or vehicular homicide.

o. When a motor vehicle is operated by a person against whom a warrant has been issued by a circuit court in Illinois for failing to answer any charge set forth in this subsection.

p. Driving without a valid license issued in this, or any other state.

SECTION 6: The terms and conditions of this ordinance shall be severable and if any section, term, provision, or condition is found to be invalid or unenforceable for any reason by a court of competent jurisdiction, the remaining sections, terms, provisions, and conditions, shall remain in full force and effect.

SECTION 7: In the event this ordinance or any Code amendment herein is in conflict with any statute, ordinance, or resolution or part thereof, the amendments in this ordinance shall be controlling and shall supersede all other statutes, ordinances, or resolutions but only to the extent of such conflict. Except as amended in this ordinance, all chapters and sections of
the Village of Morton Grove Village Code are hereby restated, readopted and shall remain in full force and effect.

SECTION 8: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form according to law.

PASSED this 10th day of February 2020.

Trustee Grear

Trustee Minx

Trustee Ramos

Trustee Thill

Trustee Travis

Trustee Witko

APPROVED by me this 10th day of February 2020.

Daniel P. DiMaria, Village President
Village of Morton Grove
Cook County, Illinois

ATTESTED and FILED in my office
This 11th day of February 2020.

Eileen Scanlon Harford, Village Clerk
Village of Morton Grove
Cook County, Illinois
Legislative Summary
Ordinance 20-03

AMENDING TITLE 8, CHAPTER 3 OF THE MUNICIPAL CODE FORMERLY ENTITLED “PLANTS AND WEEDS”

Introduced: January 13, 2020

Purpose: This Ordinance will update the Village’s Municipal Code to provide relevant regulations regarding weeds and grasses.

Background: In recent years, the milkweed plant has gained attention from the public due to its exclusive relationship with and ability to attract the imperiled monarch butterfly. In 2017, the milkweed plant was designated as the official state wildflower of the state of Illinois. The Village’s definition of weeds which was written over 50 years ago still includes the milkweed plant (although the Village has no records of citations issued to residents for growing milkweed plants).

This ordinance will update Title 8 Chapter 3 of the Village Code to define weeds as plants defined as weeds by the Illinois Noxious Weed Law, 505 ILCS 100/1 et seq., and the Illinois Exotic Weed Law, 525 ILCS 10/1 et seq, poison ivy, wild parsnips, and unmowed or uncultivated grasses. It also updates Village Code sections requiring owners and occupants of property to remove weeds and cut grass on their property as well as abutting public rights of way.

Programs, Departments or Groups Affected
Administration and Finance Departments

Fiscal Impact: N/A

Source of Funds: N/A

Workload Impact: The Building and Inspectional Services Department and Public Works Department will institute and instruct their employees regarding ground maintenance as part of their normal work day.

Administrator Recommendation: Approval as presented.

Second Reading: Required, January 27, 2020

Special Considerations: None

Respectfully submitted: Ralph E. Czerwinski, Village Administrator

Prepared by: Teresa Hoffman Lison, Corporation Counsel
ORDINANCE 20-03
AMENDING TITLE 8, CHAPTER 3
OF THE MUNICIPAL CODE FORMERLY ENTITLED
“PLANTS AND WEEDS”

WHEREAS, the Village of Morton Grove (Village), located in Cook County, Illinois is a home rule unit of government under the provisions of Article 7 of the Constitution of the State of Illinois, and can exercise any power and perform any function pertaining to its government affairs, including but not limited to the power to tax and incur debt; and

WHEREAS, the Village has the policy of regularly reviewing and revising the Municipal Code as necessary to assure all provisions remain compliant with contemporary statutes relevant to current operations; and

WHEREAS, at the request of a group of residents, the Village President directed the Village Administrator to review Title 8, Chapter 3 regarding the classification of the milkweed plant as a weed; and

WHEREAS, in recent years, the milkweed plant has gained attention from the public due to its exclusive relationship with and ability to attract the imperiled monarch butterfly; and

WHEREAS, pursuant to Public Act P.A. 100-371 which became effective on August 25, 2017, the milkweed plant was designated as the official state wildflower of the state of Illinois; and

WHEREAS, while the Village’s definition of “weeds” has included the milkweed plant for over fifty years, the Village has no records of prohibiting a property owner from cultivating and growing milkweed plants; and

WHEREAS, the Village Administrator has recommended Title 8, Chapter 3 be amended in accordance with this Ordinance to bring the definition of weeds in conformance with state law and modern standards and to remove the milkweed plant from the definition of weeds and therefore update the Village’s ordinances requiring property owners and occupants to maintain their property.

NOW, THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON GROVE, COOK COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1: The Corporate Authorities do hereby incorporate the foregoing WHEREAS clauses into this Ordinance as though fully set forth herein thereby making the findings as hereinabove set forth.
SECTION 2: Title 8, Chapter 3 of the Municipal Code of the Village of Morton Grove is hereby amended to read as follows:

CHAPTER 3

WEEDS AND GRASS

8-3-1: DEFINITIONS:

TURF GRASS As used in this Chapter, means grasses that are narrow-leaved grass species that form a uniform, long-lived ground cover that can tolerate traffic and low mowing heights (usually two (2) inches or below). This section shall not apply to ornamental grasses.

WEEDS As used in this Chapter, shall mean:
1. Those plants defined as weeds by the Illinois Noxious Weed Law, 505 ILCS 100/1 et seq., and the Illinois Exotic Weed Law, 525 ILCS 10/1 et seq;
2. Poison ivy (toxicodendron radicans);
3. Wild parsnip (pastinaca sativa); and
4. Unmowed or uncultivated grasses (all varieties).

8-3-2: DUTY TO REMOVE WEEDS AND CUT GRASS:

A. It shall be the duty of every owner and occupant, agent or person in possession or control of real estate within the Village to remove weeds or cut the turf grass on his/her property and on any parkway or right-of-way immediately adjacent to the front, rear, or side yard of such property as may be necessary so that such weeds shall not persist and turf grass shall not exceed six inches (6") in height. In a situation where the unimproved right-of-way is adjacent to more than one property with no improved portion of the right-of-way between properties, such as an unimproved alley, each property owner shall be responsible for the portion abutting their property up to the center line of the unimproved portion of the right-of-way.

B. Weeds, when cut down, must be removed from the property or disposed of in such a manner as not to create a nuisance or hazard.

C. Turf grass or weeds allowed to grow contrary to this section, or not properly removed are hereby declared to be a nuisance.

8-3-3: WEEDS AND GRASS ABATEMENT; VILLAGE ACTION:

A. The Village Administrator or his/her designee may authorize the removal of weeds and cutting of turf grass if such weeds or grass exceed the height limitations set forth in Section 8-3-2 of this chapter after five (5) days' advanced notice has been personally given or sent by regular U.S. mail to the owner, occupant, agent or person in possession or control of the property at the last known address on file with the Village or upon posting of said notice at the property.

B. Upon removal or cutting of such weeds or grass, the Village shall charge the owner, occupant, agent or person in possession or control of the property a fee for said cutting or removal pursuant to Title 1, Chapter 11 for each time the Village has cut or removed said grass or weeds, and the owner, occupant, agent or person in possession or control of the property shall be jointly and
severally liable to pay such fee. Said fee shall be paid to the Village within fourteen (14) days after notice of such fee is given to such person in any of the methods previously described in this section.

C. Failure to pay such fee within the time specified above shall thereafter subject the violator to a penalty as set forth in Title, Chapter 11, which shall be collected as part of said delinquent charge.

8-3-4: LIEN FOR DELINQUENT COSTS:

A. In the event said weed removal or grass cutting fee remains unpaid for more than fourteen (14) days, said unpaid fee shall constitute a lien upon the real estate. Corporation Counsel is hereby authorized in accordance with law to file a notice of lien in the office of the Recorder of Deeds in Cook County, Illinois; to foreclose this lien; and/or to sue the owner, occupant, agent or person in possession or control of the property in a civil suit to recover all money due to the Village pursuant to this chapter, plus all costs of suit and reasonable attorney fees. Any judgment obtained pursuant to this section may be enforced in accordance with Illinois law.

B. The notice of lien shall consist of a sworn statement setting out:
   1. A description of the real estate sufficient for the identification thereof.
   2. An amount of money representing the cost and expense incurred or payable to the Village pursuant to this chapter.
   3. The date or dates when such costs or expenses were incurred by the Village.

C. The lien of the Village shall be superior to all other liens and encumbrances except tax liens to the extent allowed by law.

D. Upon payment of costs, expenses, charges, and penalties including the cost to prepare and record said release, the lien created under this section shall be released by the Village.

SECTION 3: The terms and conditions of this ordinance shall be severable and if any section, term, provision, or condition is found to be invalid or unenforceable for any reason by a court of competent jurisdiction, the remaining sections, terms, provisions, and conditions shall remain in full force and effect.

SECTION 4: Except as to code amendments set forth in this ordinance, all chapters and sections of the Morton Grove Village Code shall remain in full force and effect.

SECTION 5: This ordinance shall be effective from and after its adoption, approval, and publication as provided by law.

PASSED THIS 27th day of January 2020.
Trustee Grear
Trustee Minx
Trustee Ramos
Trustee Thill
Trustee Travis
Trustee Witko

APPROVED BY ME THIS 27th day of January 2020.

________________________________________
Daniel P. DiMaria, Village President
Village of Morton Grove
Cook County, Illinois

ATTESTED and FILED in my office
This 28th day of January 2020.

________________________________________
Eileen Scanlon Harford, Village Clerk
Village of Morton Grove
Cook County, Illinois
AUTHORIZING THE EXECUTION OF A CONTRACT
WITH G&L CONTRACTORS, INC. FOR THE 2020 MATERIAL HAULING PROGRAM

Introduced: January 27, 2020

 Synopsis: To authorize the Village President to execute a contract with G&L Contractors, Inc. for the 2020 Material Hauling Program.

 Purpose: The material hauling program is necessary to haul and dispose of construction/demolition debris, street sweepings, tree stump grindings as well as to transport and furnish sand and stone material for the Village.

 Background: The Village annually contracts with a material hauling contractor to assist in the hauling of materials to and from the Public Works Facility. This contract was bid through a public process in accordance with village requirements. The contract was advertised and three sealed bids were received. The low bidder is G&L Contractors, Inc. G&L has successfully provided services for this program several times in the past and have expressed their full commitment to this contract.

 Programs, Departments or Groups Affected: Public Works.

 Fiscal Impact: The estimated contract value is $271,700.00. Since this is a unit price contract, the final contract amount will be based on the actual quantity of work performed.

 Source of Funds: Adopted 2020 Budget Account Numbers: 025017-552260; 405033-552260; 405033-562110; 405034-552260; 405034-563110 in the amount of $282,000

 Workload Impact: The Public Works Department as part of their normal work activities will perform the management and implementation of the program.

 Administrator Recommendation: Approval as presented.

 Second Reading: Not Required

 Special Considerations or Requirements: None

Respectfully submitted: Ralph E. Czerwinski, Village Administrator

Reviewed By: Joseph J. Dahm, Director of Public Works

Prepared by: Chris Tomich, Village Engineer

Reviewed by: Teresa Hoffman Lison, Corporation Counsel
RESOLUTION 20-02

AUTHORIZING THE EXECUTION OF A CONTRACT WITH
G&L CONTRACTORS, INC.
FOR THE 2020 MATERIAL HAULING PROGRAM

WHEREAS, the Village of Morton Grove (Village), located in Cook County, Illinois, is a home rule unit of government under the provisions of Article 7 of the 1970 Constitution of the State of Illinois, can exercise any power and perform any function pertaining to its government affairs, including but not limited to the power to tax and incur debt; and

WHEREAS, the material hauling program is necessary to haul and dispose of construction and demolition debris, street sweepings, tree stump grindings and to transport and furnish granular material for the Village; and

WHEREAS, the Public Works Department advertised on the Village’s website beginning January 3, 2020, inviting bids on the “2020 Material Hauling Program”; and

WHEREAS, twelve entities obtained the bidding materials; and

WHEREAS, three bids were received, publicly opened and read at the Public Works Facility at 10:00 a.m. on Friday, January 17, 2020, with the tabulation of bids included in Exhibit “A”; and

WHEREAS, this contract must conform to the requirements of the Prevailing Wage Act; and

WHEREAS, G&L Contractors, Inc. is the low bidder with a bid amount of $271,700.00; and

WHEREAS, G&L Contractors, Inc. satisfactorily performed the work in this program for many of the past years; and

WHEREAS, the qualifications and availability of the low bidder has been verified; and

WHEREAS, funding for the above work is included in the Village of Morton Grove Adopted 2020 Budget as Account Numbers 025017-552260; 405033-552260; 405033-562110; 405034-552260; and 405034-563110 in the amount of $282,000.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON GROVE, COOK COUNTY, ILLINOIS AS FOLLOWS:

Section 1. The Corporate Authorities do hereby incorporate the foregoing WHEREAS clauses into this Resolution as though fully set forth therein thereby making the findings as hereinabove set forth.

Section 2. The Village President of the Village of Morton Grove is hereby authorized to execute and the Village Clerk to attest to a contract with G&L Contractors, Inc., 7401 N. St. Louis Avenue,
Skokie, Illinois, based upon their bid for the “2020 Material Hauling Program” in the amount of $271,700.00.

Section 3. The Village Administrator, Director of Public Works, Village Engineer and/or their designees are authorized to take all steps necessary to implement, supervise, and manage this contract.

Section 4. This Resolution shall be in full force and effect upon its passage and approval.

PASSED THIS 27th DAY OF JANUARY 2020

Trustee Grear
Trustee Minx
Trustee Ramos
Trustee Thill
Trustee Travis
Trustee Witko

APPROVED BY ME THIS 27th DAY OF JANUARY 2020

______________________________
Daniel P. DiMaria, Village President
Village of Morton Grove
Cook County, Illinois

ATTESTED and FILED in my office
This 28th DAY OF JANUARY 2020

______________________________
Eileen Scanlon Harford, Village Clerk
Village of Morton Grove
Cook County, Illinois
## EXHIBIT "A"

**Village of Morton Grove, Cook County, IL**  
2020 Material Hauling Program

**Bid Tabulation**  
Bid Opening: January 17, 2020, 10:00 a.m.

<table>
<thead>
<tr>
<th>PAY ITEM</th>
<th>PAY ITEM DESCRIPTION</th>
<th>UNIT</th>
<th>QUANTITY</th>
<th>UNIT COST</th>
<th>ITEM COST</th>
<th>UNIT COST</th>
<th>ITEM COST</th>
<th>UNIT COST</th>
<th>ITEM COST</th>
<th>UNIT COST</th>
<th>ITEM COST</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Transport &amp; Furnish CA 6 Material</td>
<td>Ton</td>
<td>1600</td>
<td>$17.00</td>
<td>$27,200.00</td>
<td>$16.75</td>
<td>$26,800.00</td>
<td>$16.75</td>
<td>$26,800.00</td>
<td>$20.75</td>
<td>$33,200.00</td>
</tr>
<tr>
<td>2</td>
<td>Transport &amp; Furnish CA 7 Material</td>
<td>Ton</td>
<td>2300</td>
<td>$22.00</td>
<td>$50,600.00</td>
<td>$22.00</td>
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<td>$50,600.00</td>
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<td>$60,375.00</td>
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<tr>
<td>3</td>
<td>Transport &amp; Furnish FA 2 Material</td>
<td>Ton</td>
<td>1400</td>
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<td>$25,200.00</td>
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<td>$21.25</td>
<td>$33,550.00</td>
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<tr>
<td>4</td>
<td>Hauling &amp; Disposing of Excavated Material</td>
<td>Each Load</td>
<td>500</td>
<td>$280.00</td>
<td>$140,000.00</td>
<td>$250.00</td>
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<td>$280.00</td>
<td>$140,000.00</td>
<td>$440.00</td>
<td>$220,000.00</td>
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<td>5</td>
<td>Hauling &amp; Disposing of Excavated Material /Round Robin</td>
<td>Each Load</td>
<td>150</td>
<td>$220.00</td>
<td>$33,000.00</td>
<td>$200.00</td>
<td>$30,000.00</td>
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<td>$280.00</td>
<td>$42,000.00</td>
</tr>
<tr>
<td>6</td>
<td>Hauling &amp; Disposing of Stamp Grindings</td>
<td>Each Load</td>
<td>50</td>
<td>$300.00</td>
<td>$15,000.00</td>
<td>$300.00</td>
<td>$15,000.00</td>
<td>$200.00</td>
<td>$10,000.00</td>
<td>$390.00</td>
<td>$19,500.00</td>
</tr>
</tbody>
</table>

**Corrected Total Proposal Amount:** $291,000.00  
**As-Read Proposal Amount:** $274,070.00  
**Apparent Low Bidder:** G & L Contractors, Inc.  
**Apparent Low Bid Amount:** $271,700.00  
**Minfit Construction Company**  
233 South Wacker Drive, Suite 400  
Chicago, Illinois 60606
AMENDING TITLE 5, CHAPTER 13, ARTICLE A, SECTION 2 ENTITLED "TWO-WAY STOP INTERSECTIONS" OF THE MUNICIPAL CODE OF THE VILLAGE OF MORTON GROVE

Introduced: January 27, 2020

Purpose: To post two-way traffic control stop signs on Sayre Avenue at Beckwith Road to help with safety concerns.

Background: A resident contacted the Village requesting two-way stop signs be erected on Sayre Avenue at Beckwith Road. Village staff supports this request. The Traffic Safety Commission reviewed the request initiated from Village staff at its meeting held on January 9, 2020. The Traffic Safety Commission recommended to accept staff’s recommendation to erect two way stop signs on Sayre Avenue at Beckwith Road.

Programs, Departments or Groups Affected: Public Works

Fiscal Impact: Approximately $100

Source of Funds: General Fund Account Number 025017-563130

Workload Impact: The Public Works Department will add the signs as part of their normal work day.

Administrator Recommendation: Approval as presented.

Second Reading: Required, February 10, 2020

Special Considerations or Requirements: Requires second reading to amend Municipal Code

Respectfully submitted: Ralph E. Czerny, Village Administrator

Reviewed by: Joseph J. Dahm, Director of Public Works

Prepared by: Chris Tomich, Village Engineer

Reviewed by: Teresa Hoffman Lison, Corporation Counsel
ORDINANCE 20-05

AMENDING TITLE 5, CHAPTER 13, ARTICLE A, SECTION 2 ENTITLED “TWO-WAY STOP INTERSECTIONS” OF THE MUNICIPAL CODE OF THE VILLAGE OF MORTON GROVE

WHEREAS, the Village of Morton Grove (Village), located in Cook County, Illinois, is a home rule unit of government under the provisions of Article 7 of the 1970 Constitution of the State of Illinois, can exercise any power and perform any function pertaining to its government affairs, including but not limited to the power to tax and incur debt; and

WHEREAS, as part of a review of traffic concerns by area residents, Village staff determined it would be acceptable to add posted traffic control signs on Sayre Avenue at Beckwith Road to two-way stop signs; and

WHEREAS, the Village established the Traffic Safety Commission to receive, review, and present recommendations to the President and Board of Trustees regarding requests or inquiries on matters involving traffic safety, including requests for installation of traffic control devices; and

WHEREAS, Village staff submitted to the Traffic Safety Commission a request to review a request to add stop signs; and

WHEREAS, the Traffic Safety Commission, at its meeting held at 7:00 pm on January 9, 2020, in the Richard T. Flickinger Municipal Center, considered the above referenced request; and

WHEREAS, notification of the meeting was sent to residents in the area; and

WHEREAS, the Traffic Safety Commission recommended to accept staff's recommendation to add stop signs at the intersection of Sayre Avenue and Beckwith Road.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON GROVE, COOK COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1: The Corporate Authorities do hereby incorporate the foregoing WHEREAS clauses into this Ordinance as though fully set forth therein thereby making the findings as hereinabove set forth.

SECTION 2: Title 5, Chapter 13, Article A, Section 2 entitled “Two-Way Stop Intersections” of the Municipal Code is hereby amended to add the following restriction:

5-13A-2: TWO WAY STOP INTERSECTIONS: The following intersections are hereby designated as two-way stop intersections:

<table>
<thead>
<tr>
<th>Street</th>
<th>At its Intersection With</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sayre Avenue</td>
<td>Beckwith Road</td>
</tr>
</tbody>
</table>
SECTION 3: The Director of Public Works and/or his designee is hereby authorized and directed to remove any conflicting signs and erect such signs as detailed in this Ordinance.

SECTION 4: This Ordinance shall be in full force and effect upon its approval and publication.

PASSED THIS 10th DAY OF FEBRUARY 2020

Trustee Grear

Trustee Minx

Trustee Ramos

Trustee Thill

Trustee Travis

Trustee Witko

APPROVED BY ME THIS 10th DAY OF FEBRUARY 2020

Daniel P. DiMaria, Village President
Village of Morton Grove
Cook County, Illinois

ATTESTED and FILED in my office
This 11th DAY OF FEBRUARY 2020

Eileen Scanlon Harford, Village Clerk
Village of Morton Grove
Cook County, Illinois
AMENDING TITLE 5, CHAPTER 13, ARTICLE D ENTITLED "NO ENTRY STREETS"; TITLE 5, CHAPTER 13, ARTICLE F ENTITLED "PARKING RESTRICTION STREETS"; TITLE 5, CHAPTER 13, ARTICLE J ENTITLED "TURN RESTRICTION STREETS"; AND TITLE 5, CHAPTER 13, ARTICLE M ENTITLED "TRAFFIC SCHEDULES" OF THE MUNICIPAL CODE OF THE VILLAGE OF MORTON GROVE

Introduced: January 27, 2020

Purpose: To enact regulations to control traffic patterns near Edison School on school days in order to increase the level of safety for its students.

Background: Edison School made significant site improvements in 2018 that eliminates buses staging, standing, and parking on village streets for the pick-up and delivery of students. Village officials worked with school officials about safety concerns they have on public streets with the new site circulation. Experimental regulations were implemented in August 2019 and were evaluated after several months to determine if they should be made permanent. Feedback was solicited from the public through the website, social media, and direct mail. The Traffic Safety Commission reviewed the matter at their January meeting and recommended to make the temporary regulations permanent, making parking restrictions on Central Avenue to eliminate bus parking, and adding time restrictions for parking on Central Avenue. The regulations included in the ordinance are intended to prevent traffic during drop-off and pick-up times from entering Monroe Street westbound from Gross Point Road and Linder Avenue, prohibit left turns from southbound Central Avenue into the Edison School’s northwest entrance, restrict parking near the Edison School Central Avenue entrance, and amend several bus parking zones adjacent to the school.

Programs, Departments or Groups Affected: Public Works.

Fiscal Impact: Approximately $400

Source of Funds: General Fund Account Number 025017-563130

Workload Impact: The Public Works Department will replace and/or maintain existing experimental signage as part of their normal work day.

Admin. Recommendation: Approval as presented.

Second Reading: Required, February 10, 2020

Special Considerations or Requirements: None

Respectfully submitted: Ralph E. Czerwinski, Village Administrator

Reviewed By: Joseph J. Dahm, Director of Public Works

Prepared by: Chris Tomich, Village Engineer

Reviewed by: Teresa Hoffman Liston, Corporation Counsel
ORDINANCE 20-06

AMENDING TITLE 5, CHAPTER 13, ARTICLE D ENTITLED “NO ENTRY STREETS”; TITLE 5, CHAPTER 13, ARTICLE F ENTITLED “PARKING RESTRICTION STREETS”; TITLE 5, CHAPTER 13, ARTICLE J ENTITLED “TURN RESTRICTION STREETS”; AND TITLE 5, CHAPTER 13, ARTICLE M ENTITLED “TRAFFIC SCHEDULES” OF THE MUNICIPAL CODE OF THE VILLAGE OF MORTON GROVE

WHEREAS, the Village of Morton Grove (Village), located in Cook County, Illinois, is a home rule unit of government under the provisions of Article 7 of the 1970 Constitution of the State of Illinois, can exercise any power and perform any function pertaining to its government affairs, including but not limited to the power to tax and incur debt; and

WHEREAS, Edison School made significant site improvements to modify the main entry point of the school, enhanced on-site bus circulation, and reconfigured on-site parking in 2018 in a manner that eliminates buses stopping, standing, and parking on Village streets; and

WHEREAS, Edison School and School District 69 staff contacted the Village in May 2019 about safety concerns stemming mostly from the students arriving and departing the school by car; and

WHEREAS, Village staff observed traffic patterns in the field with Edison School and School District 69 staff, and found those concerns to have merit, and developed countermeasures to be implemented at the beginning of the 2019-20 school year; and

WHEREAS, Municipal Code 5-1-4 empowers the Police Chief, with the approval of the Village Administrator, to make and enforce experimental regulations to cover special conditions; and

WHEREAS, the Police Chief enacted experimental regulations preventing traffic during drop-off and pick-up times from entering Monroe Street westbound from Gross Point Road and Linder Avenue, and prohibiting left turns from southbound Central Avenue into the internal drop-off and pick-up lane from August 26, 2020 through February 26, 2020; and

WHEREAS, the Village, Edison School, and School District 69 officials coordinated closely to observe, evaluate, and refine the effects of the experimental regulations; and

WHEREAS, a notice of the experimental regulation was posted to the Village’s website and mailed to over 40 residents potentially affected by the regulation for the purpose of awareness and requesting feedback from the public about the effects of the experimental change; and

WHEREAS, no written comment was received by the Village about this matter; and

WHEREAS, one verbal comment conveyed an adverse effect from the experimental regulation that was investigated and found to be a tangential issue not correctable by discontinuing or modifying the regulation; and
WHEREAS, one resident made a verbal request to eliminate the bus zone parking on the east side of Central Avenue; and

WHEREAS, Village staff investigated the parking regulations near Edison School and coordinated with Edison School and School District 69 regarding their current and future needs for on-street parking restrictions; and

WHEREAS, Ordinance 13-23, approved December 9, 2013, amended Title 5, Chapter 13, Article M, Section 1 Entitled “PARKING ZONES FOR BUSES” of the Municipal Code to modify or add a parking restriction on the east side of Central Avenue between Reba Street and Monroe Street, on the west side of Gross Point Road in the vicinity of Cleveland Street, and the north side of Reba Street between Central Avenue and Gross Point Road on school days during pick-up and drop-off hours; and

WHEREAS, Edison School and School District 69 officials envision no foreseeable need for bus parking on Central Avenue, Gross Point Road, or Reba Avenue; and

WHEREAS, Edison School and School District 69 officials envision an immediate need for parents to queue along the east side of Central Avenue on school days during drop-off and pick-up times; and

WHEREAS, the Village established the Traffic Safety Commission to receive, review, and present recommendations to the President and Board of Trustees regarding requests or inquiries on matters involving traffic safety, including requests for changes to parking regulations; and

WHEREAS, Village staff submitted to the Traffic Safety Commission a request to make a recommendation to make the temporary regulations permanent and to amend bus parking restrictions near Edison School; and

WHEREAS, the Traffic Safety Commission, at a meeting held at 7:00 pm on January 9, 2020, at the Richard T. Flickinger Municipal Center, considered the above referenced request; and

WHEREAS, notification of the meeting was sent to over 40 residents potentially affected by the proposed changes; and

WHEREAS, Edison School representatives attended the meeting and no other members of the public attended the meeting; and

WHEREAS, Edison School representatives requested the drop-off and pick-up times to be defined between 7:30 am and 8:30 am and between 2:00 pm and 4:30 pm, respectively; and

WHEREAS, the Traffic Safety Commission recommended making the temporary regulations permanent, and further amending parking restrictions on Central Avenue to eliminate bus parking, while adding time restrictions for other allowable parking on Central Avenue.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON GROVE, COOK COUNTY, ILLINOIS AS FOLLOWS:
SECTION 1: The Corporate Authorities do hereby incorporate the foregoing WHEREAS clauses into this Ordinance as though fully set forth therein thereby making the findings as hereinabove set forth.

SECTION 2: Title 5, Chapter 13, Article D entitled “No Entry Streets” of the Municipal Code is hereby amended to add the following restriction:

5-13D-2: **NO ENTRY STREETS DECLARED:** The following streets segments are hereby declared "no entry" streets, between the hours of 7:30 A.M. and 8:30 A.M. and between 2:00 P.M. and 4:30 P.M. on school days:

Monroe Street westbound between Gross Point Road and Central Avenue

SECTION 3: Title 5, Chapter 13, Article F entitled “Parking Restriction Streets” of the Municipal Code is hereby amended to add the following restriction:

5-13F-2: **NO PARKING DURING CERTAIN HOURS:** There shall be no parking at the times listed below on any of the following streets; and the Director of Public Works or his designee shall place "no parking" signs in or at suitable places within the no parking zones herein established which specify the parking restrictions herein established:

<table>
<thead>
<tr>
<th>Street</th>
<th>Between</th>
<th>Side Of Street</th>
<th>Day And Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Central Avenue</td>
<td>170 feet south of the centerline of Monroe Street and Monroe Street</td>
<td>East</td>
<td>On school days 7:30 A.M. to 8:30 A.M. and between 2:00 P.M. to 4:30 P.M.</td>
</tr>
</tbody>
</table>

SECTION 4: Title 5, Chapter 13, Article J entitled “Turn Restriction Streets” of the Municipal Code is hereby amended to add the following restriction:

5-13J-3: **NO LEFT TURN:** The following streets, intersections or lanes, at the times stated and in the direction indicated, are hereby declared no left turn streets, intersections or lanes; and the superintendent of public works shall post appropriate signs to indicate such "no left turn" restrictions:

Central Avenue southbound at its intersection with the right-in driveway entrance to Edison School at all times.

SECTION 5: Title 5, Chapter 13, Article M entitled “Traffic Schedules” of the Municipal Code is hereby amended to revise the following restriction as follows:

5-13M-1: **PARKING ZONES FOR BUSES:** Reserved for Future Use

SECTION 6: The Director of Public Works and/or his designee is hereby authorized and directed to remove any conflicting signs and erect such signs as detailed in this Ordinance.
SECTION 7: This Ordinance shall be communicated to properties within the limits of the repealed restriction via a letter, which shall be received as evidence of the passage and legal publication of this Ordinance.

SECTION 8: This Ordinance shall be in full force and effect upon its approval and publication.

PASSED THIS 10th DAY OF FEBRUARY 2020

Trustee Grear
Trustee Minx
Trustee Ramos
Trustee Thill
Trustee Travis
Trustee Witko

APPROVED BY ME THIS 10th DAY OF FEBRUARY 2020

Daniel P. DiMaria, Village President
Village of Morton Grove
Cook County, Illinois

ATTESTED and FILED in my office
This 11th DAY OF FEBRUARY 2020

Eileen Scanlon Harford, Village Clerk
Village of Morton Grove
Cook County, Illinois