

**MINUTES OF A REGULAR MEETING OF THE PRESIDENT
AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MORTON GROVE
RICHARD T. FLICKINGER MUNICIPAL CENTER
JULY 13, 2020**

CALL TO ORDER

I – Village President Dan DiMaria convened the Regular Meeting of the Village Board at 7:00 p.m. in
V. the Council Chambers of Village Hall. He then led the assemblage in the Pledge of Allegiance.

VI. Village Clerk Eileen Harford called the roll. Present were: Trustees Bill Gear, Rita Minx, Ed Ramos, John Thill, Connie Travis, and Janine Witko.

VII. **APPROVAL OF MINUTES**

Trustee Minx moved to accept the Minutes of the Regular Board Meeting of June 22, 2020 as presented, seconded by Trustee Witko. **Motion passed unanimously via voice vote.**

VIII. **SPECIAL REPORTS**

NONE

IX. **PUBLIC HEARINGS**

NONE

X. **RESIDENTS' COMMENTS (Agenda Items Only)**

NONE

XI. **PRESIDENT'S REPORT**

1. Mayor DiMaria stated that Illinois has moved into Phase 4 of its reopening since the last Board meeting. The Village has provided information on its website and through the e-newsletter, and has been responsive to Phase 4 inquiries.
- a. Phase 4 allows indoor dining in bars and restaurants with seating restrictions; private gatherings of up to 50 people; movie theaters, health clubs, and bowling alleys can reopen and serve a maximum capacity of 50 people; youth and recreational activities can begin, and some water-based activities can commence with restrictions.

XI.

PRESIDENT'S REPORT (continued)

- b. Mayor DiMaria asked residents to continue to patronize Morton Grove retailers and restaurants, particularly those that offer temporary outdoor dining: Afghan Kabob, 6000 Dempster; Bringer Inn; Broast Express, 9400 Waukegan Road; Burt's Place; El Sol Mexican Restaurant; Hal Mae Bo Ssam, 9412 Waukegan Road; Kappy's American Grill; Las Fuentes, Martin's Pancake House, 7947 Golf Road; Mazalae Restaurant, 9216 Waukegan Road; Moretti's; Pequods; and Tava, 7172 Dempster. Also Catered By Design at 9204 Waukegan Road offers a mini-market from 9:00 a.m. to 2:00 p.m. on Saturdays.
2. Mayor DiMaria said that, just prior to the State implementing its Phase 4 status, the Village officially reopened Village Hall. Hours are Monday through Friday, 9:00–10:00 a.m. for seniors and disabled people; 10:00 a.m. – 4:00 p.m. for all others. Village Hall is closed on weekends. He thanked Village staff and residents for their cooperation in following social distancing requirements, and said that things seem to be going well.
 3. Mayor DiMaria said the Village wants to support its businesses. Businesses need assistance should call 847-470-5220 to get information from the Village Administrator on how the Village can help your business through this time. Business owners can also visit the Village's website COVID page and look at the Information and Resources for Local Businesses page. He added that all Illinois small businesses are currently eligible to apply for loans for up to \$2 million from the Small Business Administration through the Economic Injury Disaster Loan program. Also, the U.S. Small Business Administration is providing information on their website regarding their Paycheck Protection Program (PPP).
 4. Mayor DiMaria encouraged residents to check out Morton Grove's new French Market, on Saturdays from 8:00 a.m. to 1:00 p.m. in the Civic Center parking lot.
 5. Mayor DiMaria said he wanted to follow up on some inquiries from the last Board Meeting. He said the ordinance creating the new Environment and Natural Resource Commission is on tonight's agenda for its first reading. Assuming the Board approves this ordinance at the July 27, 2020 Board meeting, he plans to appoint members to this Commission at the August 10, 2020 meeting. Mayor DiMaria added that he already has some great resumes in hand. He invited and encouraged all interested parties to apply through the Village's website. There's a place to apply on the Commissions and Committees page.
 6. Mayor DiMaria said there's too much negativity going on in the world right now and it's causing too much stress, so he wanted to read a letter he had received from a former resident that says a lot about Morton Grove.
 - a. The letter reads: "Dear Mayor DiMaria, I wish to note, as a recently departed resident of Morton Grove (we moved after Christmas), I wanted to compliment the Village, Parkview School District 70, the Police, Fire, Public Works and the Park District. I cannot say how much immense praise I have and will genuinely miss Morton Grove for years to come. Wishing Morton Grove always the best! Sincerely, a former resident of the Woodlands."
 - b. Mayor DiMaria said it says a lot that this person took the time to send a letter thanking the Village after they moved, adding "We all know how great Morton Grove is, but when you hear things like this, it proves that when people leave her, things may be a little different." He said that we'll continue to do our best, but he wanted to read that and acknowledge this person's thanks, observing that part of the job is taking criticism and part of the job is getting thanked.

XI. **PRESIDENT'S REPORT** (continued)

- c. Mayor DiMaria closed his remarks by encouraging everyone to continue to follow social distancing guidelines and to wear a mask. He asked again that residents try to do business at local restaurants and retailers. By so doing, he said, we'll get through this, and hopefully have some normalcy in our lives in the coming months.

XII. **CLERK'S REPORT**

Clerk Harford had no report this evening.

XIII. **STAFF REPORTS**

A. Village Administrator:

1. Mr. Czerwinski invited Zoe Heidorn, the Village's Land Use Planner, to the podium to present Plan Commission Case PC20-05 (8840 Waukegan Road): Request for approval of a Special Use Permit for a restaurant with a drive-through facility (Taco Bell), pursuant to Section 12-4-3:D of the Morton Grove Unified Development Code for the property commonly known as 8840 Waukegan Road.
 - a. Ms. Heidorn said she was pleased to present Ordinance 20-14, which approves a restaurant with a drive-through facility at 8840 Waukegan Road. It will be owned and developed by Ampler Development and operated by Taco Bell. She pointed out that the applicant and a representative from the developer are present this evening to respond to questions.
 - b. Ms. Heidorn said the 1,778 square foot restaurant will provide 15 off-street parking spaces, meeting the minimum requirement by 4 spaces, as established by the independent traffic and parking study. On June 1, the Appearance Commission approved an Appearance Certificate for the development and recommended approval of the project. On June 4, the Traffic Safety Commission also recommended approval, with comments. On June 15, the Plan Commission reviewed the application and unanimously recommended approval of the Special Use Permit, with conditions related to restaurant operations.
 - c. Mayor DiMaria asked if the Board had any questions; there were none. He said everyone's excited to have Taco Bell in Morton Grove, calling it a great "value add" for the Village.

Mr. Czerwinski thanked Ms. Heidorn for the presentation.

2. Next, Mr. Czerwinski noted that the 2020 Annual Consumer Confidence Water Report is now available. This report is required by the Safe Drinking Water Act, and Mr. Czerwinski said he was pleased to say that the Village's water is compliant in all aspects. The Public Works Water Department tests the water using sophisticated equipment and advanced procedures, and the Village's water exceeds both State and Federal standards. Mr. Czerwinski said this Water Report is available on the Village's website, through his office, or by contacting Public Works. He offered kudos to the Public Works Water Department for maintaining this high level of service to the community, especially during the transition from City of Chicago as the Village's water supplier to the City of Evanston as Morton Grove's water supplier.

XIII. STAFF REPORTS (continued)A. Village Administrator: (continued)

3. Mr. Czerwinski said that room rentals and limited customer services have resumed at the Civic Center as of July 6, under Phase 4 of the State's reopening plan. Rooms rented for meetings or other activities will be configured to accommodate no more than 50 people at a time. People must wear masks. Daytime staffing at the front desk will be limited to times when rooms are rented or other activities are occurring. Additionally, in order to protect the health of seniors, all on-site senior programming at the Civic Center remains suspended. Seniors can visit the Village's website and under Senior Programming, they can check out Mather Telephone Topics. Mr. Czerwinski also noted that the Medical Lending Closet and Drug/Sharps drop-off have resumed, but are by appointment only.
4. Mr. Czerwinski said he's received inquiries about garage sales. Garage sales are permitted under Phase 4, with some modified rules, including that no more than 10 people (buyers and sellers) can be at the sale at any one time, and that all participants must wear face coverings and maintain social distancing requirements. Anyone interested in having a garage sale must apply for a permit. You can find the application online, and payments and applications can be mailed to Village Hall or deposited in the drop-box located in the south parking lot of Village Hall. You will then be contacted on how to obtain your permit and signage, but basically, the signage you're given shows that you've applied for and received a permit.
5. Lastly, Mr. Czerwinski encouraged everyone to check out the updates to the Village's waste and recycling programs. The latest information on waste pick-up and recycling is on the Village's website (see the Garbage and Recycling page), as well as information regarding the new yard waste and food scrap subscription program. People may also contact Public Works or the Village Administrator's office.

B. Corporation Counsel:

Corporation Counsel Liston had no report this evening.

XIV. TRUSTEES' REPORTSA. Trustee Grear:

1. Trustee Grear presented for a first reading **Ordinance 20-14, Approving a Special Use Permit to Allow a Restaurant with a Drive-Through Facility at 8840 Waukegan Road, Morton Grove, Illinois.**

He explained that this is pursuant to Plan Commission Case 20-05, which Zoe Heidorn had just presented. As this is a first read, no further action will be taken this evening.

2. Next, Trustee Grear introduced for a first reading **Ordinance 20-15, Amending Title 6, Chapter 4 and Title 1, Chapter 11 of the Municipal Code to Establish a Pilot Program to Allow for the Keeping of Hen Chickens Within the Village.**

XIV. TRUSTEES' REPORTS (continued)A. Trustee Grear: (continued)

- a. He explained that this will update the Village's municipal code to establish a two-year pilot program (from September 2020 to August 31, 2022) to allow for up to 25 households to keep hen chickens on their property, subject to certain conditions and restrictions. This is in response to requests from residents in recent years asking to be allowed to keep hen chickens on their residential property. Staff conducted research on this issue and found that the keeping of chickens could actually attract rats, create odors, noise, attract predators, and resultant abandonment of chickens in local parks or forest preserves. Data was also recently published by the Centers for Disease Control whereby the largest recorded number of people becoming sick from salmonella in 2019 was after contact with backyard poultry. Staff also found several surrounding communities have recently amended their Codes to allow for the keeping of chickens wherein they believe the public health and nuisance concerns can be managed and mitigated through regulations governing setback requirements, enclosure specifications, and the sanitation of chicken enclosures. Instituting this two-year pilot program would allow for up to 25 households to keep no more than four (4) hen chickens only—no roosters—on their property, and at the conclusion of the pilot program, evaluation of these restrictions or other regulations will continue for the humane keeping of hen chickens on private residential property. Evaluations will also be done regarding health risks, nuisances, and/or general hazards which may impact the community at large.

Trustee Grear said that, as this is a first reading, no further action will be taken this evening.

B. Trustee Minx:

Trustee Minx presented for a first reading **Ordinance 20-16, Amending Title 2 of the Municipal Code Entitled "Boards and Commissions" to Delete Chapter 11 and Replace Chapter 2 to Create the Environment and Natural Resources Commission.**

- a. She explained that this Ordinance will approve the amendment of the Village of Morton Grove Code to replace the Board of Environmental Health and the Natural Resource Commission to establish a new Environment and Natural Resources Commission. The intent and purpose of this new commission is to improve, preserve, protect, and promote the public's health, safety, and welfare as it relates to the conservation, preservation improvement, and protect of the environment and natural resources of the Village.

Trustee Minx said that, as this is a first reading, no further action will be taken this evening.

C. Trustee Ramos:

Trustee Ramos had no formal report this evening.

D. Trustee Thill:

Trustee Thill had no formal report this evening.

XIV. **TRUSTEES' REPORTS** (continued)

E. Trustee Travis:

Trustee Travis had no formal report this evening.

F. Trustee Witko:

1. Trustee Witko presented **Resolution 20-30, Authorizing the Execution of an Agreement With Crown Castle Fiber LLC for the Non-Exclusive Rights to Install Telecommunications Facilities Within Village Rights-of-Way.**

- a. She explained that telecommunications companies are experiencing growing demand to serve customers located within Morton Grove. They need to use the public right-of-way to install their networks. Crown Castle Fiber LLC is a telecommunications provider that has requested to install telecommunications facilities in the Village's rights-of-way. The Village's Municipal Code establishes policies and procedures for constructing facilities on rights-of-way within the Village's jurisdiction. It is lawful and practical for the Village to require an agreement with Crown Castle for their telecommunications facilities. The Village has developed a standard agreement intended to be used with certain telecommunications providers and attached to this Ordinance is the Telecommunications Use Agreement with Crown Castle for use of the rights-of-way within the Village. The agreement establishes broad terms and conditions to allow Crown Castle to install facilities in the Village's rights-of-way. The Village will review and approve each installation of the telecommunications facility through its permitting process. Establishing an agreement with Crown Castle is in the best interest of the Village to fulfill its responsibility to regulate the use of public right-of-ways.

Trustee Witko moved to approve Resolution 20-30, seconded by Trustee Minx.

- b. Trustee Thill's question was inaudible but was restated by the Village Administrator, who clarified that Trustee Thill was asking if the Village has contacted other communities about these types of requests. Mr. Czerwinski responded saying the Village works with other members of the Northwest Municipal Conference, with other communities' engineers and managers, and Corporation Counsel collaborates with special counsel having expertise in telecommunications. He assured Trustee Thill that Morton Grove is consistent with other communities and that there is a bond the company must post, and they must obtain permits.

There being no further discussion, Mayor DiMaria called for the vote on Resolution 20-30.

Motion passes: 6 ayes, 0 nays.

| | | | | | |
|-----------|------------|------------|------------|-----------|------------|
| Tr. Grear | <u>aye</u> | Tr. Minx | <u>aye</u> | Tr. Ramos | <u>aye</u> |
| Tr. Thill | <u>aye</u> | Tr. Travis | <u>aye</u> | Tr. Witko | <u>aye</u> |

2. Next, Trustee Witko presented **Resolution 20-31, Authorizing the Execution of an Agreement with Level 3 Communications LLC for the Non-Exclusive Rights to Install Telecommunications Facilities Within Village Rights-of-Way.**

- a. She commented that this is identical to Resolution 20-30, except for the company requesting the agreement.

XIV. **TRUSTEES' REPORTS** (continued)

F. Trustee Witko: (continued)

- b. Telecommunications companies are experiencing growing demand to serve customers located within Morton Grove. They need to use the public right-of-way to install their networks. Level 3 Communications LLC is a telecommunications provider that has requested to install telecommunications facilities in the Village's rights-of-way. The Village's Municipal Code establishes policies and procedures for constructing facilities on rights-of-way within the Village's jurisdiction. It is lawful and practical for the Village to require an agreement with Level 3 Communications for their telecommunications facilities. The Village has developed a standard agreement intended to be used with certain telecommunications providers and attached to this Ordinance is the Telecommunications Use Agreement with Level 3 Communications for use of the rights-of-way within the Village. The agreement establishes broad terms and conditions to allow Level 3 Communications to install facilities in the Village's rights-of-way. The Village will review and approve each installation of the telecommunications facility through its permitting process. Establishing an agreement with Level 3 Communications is in the best interest of the Village to fulfill its responsibility to regulate the use of public right-of-ways.

Trustee Witko moved, seconded by Trustee Thill, to approve Resolution 20-31.

Motion passes: 6 ayes, 0 nays.

| | | | | | |
|-----------|------------|------------|------------|-----------|------------|
| Tr. Grear | <u>aye</u> | Tr. Minx | <u>aye</u> | Tr. Ramos | <u>aye</u> |
| Tr. Thill | <u>aye</u> | Tr. Travis | <u>aye</u> | Tr. Witko | <u>aye</u> |

3. Lastly, Trustee Witko then presented **Resolution 20-32, Authorizing the Execution of a Service Contract Extension with A Plus Quality Service Inc. For Janitorial Cleaning Services.**

- a. She explained that this Resolution will authorize the Village Administrator to approve a one-year extension for the contract with A Plus Quality Service Inc. to provide cleaning services for Village facilities including Public Works, Village Hall, Police Department, and Administrative offices at Fire Station 4.
- b. Resolution 19-28 was approved in June of 2019 to authorize a contract with A Plus Quality Service Inc. for janitorial cleaning services for a three-year term (one-year and two optional renewal periods) beginning June 1, 2019. A Plus Quality Service has performed the work satisfactorily and has agreed to extend the existing terms for these services from June 1, 2020 to May 31, 2021. The estimated value of this work is \$36,580.

Trustee Witko moved to approve Resolution 20-32, seconded by Trustee Minx.

Motion passes: 6 ayes, 0 nays.

| | | | | | |
|-----------|------------|------------|------------|-----------|------------|
| Tr. Grear | <u>aye</u> | Tr. Minx | <u>aye</u> | Tr. Ramos | <u>aye</u> |
| Tr. Thill | <u>aye</u> | Tr. Travis | <u>aye</u> | Tr. Witko | <u>aye</u> |

XV. **OTHER BUSINESS**

NONE

XVI.

WARRANTS

Trustee Minx presented the Warrant Register for July 10, 2020 in the amount of \$1,313,034.16. She moved to approve the Warrant Register as presented, seconded by Trustee Ramos.

Motion passes: 6 ayes, 0 nays.

| | | | | | |
|-----------|------------|------------|------------|-----------|------------|
| Tr. Grear | <u>aye</u> | Tr. Minx | <u>aye</u> | Tr. Ramos | <u>aye</u> |
| Tr. Thill | <u>aye</u> | Tr. Travis | <u>aye</u> | Tr. Witko | <u>aye</u> |

XVII.

RESIDENTS' COMMENTS

1. **Rudolf Vilik** appeared before the Board and wished everyone good health. He said he was giving notice to the Board of a document he's submitted and said he hopes everyone reads it. He said he has a problem with the Village Administrator, because he promised Mr. Vilik he would answer all his letters. He wanted to know why Mr. Czerwinski is only answering "some" of the questions he asked in his letters, not all of his questions.
 - a. Mr. Vilik said he received two letters from Mr. Czerwinski explaining certain fees and outlining certain rules. He said virtually the same thing in both letters, but restated in the second. He pointed out that the Mayor is the "boss" of Mr. Czerwinski and Corporation Counsel Liston, but not over him. Mayor DiMaria agreed, saying, "You're my boss." At that point, however, Mr. Vilik ran over his allotted speaking time.

XVIII.

ADJOURNMENT

There being no further business before the Board, Trustee Grear moved to adjourn the meeting, seconded by Trustee Minx.

Motion passes: 6 ayes, 0 nays.


| | | | | | |
|-----------|------------|------------|------------|-----------|------------|
| Tr. Grear | <u>aye</u> | Tr. Minx | <u>aye</u> | Tr. Ramos | <u>aye</u> |
| Tr. Thill | <u>aye</u> | Tr. Travis | <u>aye</u> | Tr. Witko | <u>aye</u> |

The meeting adjourned at 7:26 p.m.

PASSED this 27th day of July, 2020.

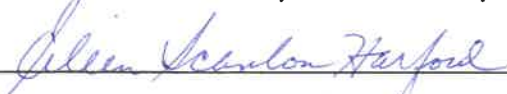
| | |
|----------------|------------|
| Trustee Gear | <u>all</u> |
| Trustee Minx | <u>all</u> |
| Trustee Ramos | <u>all</u> |
| Trustee Thill | <u>all</u> |
| Trustee Travis | <u>all</u> |
| Trustee Witko | <u>all</u> |

APPROVED by me this 27th day of July, 2020.



Daniel P. DiMaria, Village President
Board of Trustees, Morton Grove, Illinois

APPROVED and FILED in my office this 28th day of July, 2020.



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