

**League of Women Voters
Observers Report**

Board meeting attended: Downers Grove Village Council

Date and Location of meeting: January 8, 2019, Council Chambers, 801 Burlington Ave.

Meeting started: 7:00 p.m.

Meeting adjourned: 8:58 p.m.

League Observer: Lisa Reed

Trustees present (P) not present (NP) tardy (T), (Term expires)

Mayor Martin Tully	P	(2019)
Bob Barnett	P	(2021)
Margaret Earl	P	(2021)
Greg Hose	P	(2021)
Nicole Walus	P	(2019)
William Waldack	P	(2019)
Bill White	P	(2019)

Est. Number Attending (excluding Board and Staff): approx. 30

Meetings are Streamed and Archived at:

<https://www.youtube.com/user/VillageDownersGrove>

Agenda can be found on Village website:

<https://www.downers.us>

Minutes of Council Meetings

<http://www.downers.us/agendas/current>

Commissioner White motioned to approve minutes which was seconded by Commissioner Earl & was approved unanimously.

Proclamations:

Public Comments:

1. DG resident at 1100 Norfolk Street reported concerns with her property related to recently completed construction of new home next to her property. She has experienced repeated flooding issues. She feels it is due to drainage issues. She has spoken to Commissioner Walus but does not think anything has been done. He home had no previous flooding concerns. Mayor Tully reported he was aware of the issue & plans to address concern.

Consent Agenda

COR 2019-8042 — A. Claims Ordinance: No. 6295, Payroll, December 21, 2018

BIL 2019-8043 — B. Bills Payable: No. 6432, January 8, 2019 Motion:

Commissioner White moved to approve the Consent Agenda. Commissioner Earl seconded the motion. Motion approved unanimously. Mayor Tully declared motion carried.

Active Agenda

RES 2018-8032 — A. Resolution: Authorize an Amended Employment Agreement with David B. Fieldman, Village Manager

Summary: This authorizes execution of an amended employment agreement for Village Manager David B. Fieldman.

RES 2018-8033 — B. Resolution: Authorize an Amended Employment Agreement with Enza I. Petrarca, Village Attorney

Summary: This authorizes execution of an amended employment agreement for Village Attorney Enza Petrarca.

Commissioner White motioned for approval; Commissioner Waldack was the only Commissioner in opposition of the resolutions for the salary increases of the two appointed Village employees. He stated his opposition is based on the procedure, not the employees' performance. He believes the process warrants an Executive Session instead of solicitation of feedback individually of the Commissioners by Mayor Tully.

Mayor Tully declared the motion carried.

First Reading

ORD 2019-8040 — A. Ordinance: Annex 5614 Katrine Avenue to the Village of Downers Grove

The property will maintain an R-1 zoning upon annexation. The Comprehensive Plan shows the land use as estate residential which increases the residential diversity of the Village property. This request meets the standards of the annexation policy

REP 2019-8039 — B. Report: Options for Regulating the Sale of Dogs, Cats and Rabbits presented by Dan Carlsen, Management Analyst for the Village. Animal sales are regulated by the Animal Welfare Act, which was amended in 2014 & 2017. The Village has three options:

Option 1 would have no new regulations at this time with no impact to the Village operations or pet sale practices.

Option 2 supports Senate Bill 2280 which includes the regulations for the sale of dogs, cats and rabbits only if the pet shop operator has obtained the animal under certain conditions, including obtaining the animals from a recognized rescue facility.

Option 3 would establish Downers Grove regulations to A) prohibit retail sales of dogs, cats and rabbits; B) restrict the retail sale of dogs, cats and rabbits; C) establish mandatory warranty periods after purchase. Option B requires a higher administrative burden. Option C would entitle consumers to be reimbursed if the animal is determined to be ill or diseased by a recognized veterinarian.

Mayor Tully reported that the Village has received numerous communications from various individuals & organizations related to this issue.

Commissioner Waldack expressed concerns related to those who have pets & females who have litters. He wondered if the decision made by the Village who affect how these families dispose of pets.

Commissioner White prefers prohibiting the retail sales.

Mayor Tully reported that the Council does not have a proposed ordinance before them at this time. An ordinance would be voted upon later.

Commissioner Earl said she supports Option 3A & mentioned the examples set forth by other communities. She requests that the Village support the Senate Bill being proposed at this time.

Commissioner Barnett commented that the Senate Bill would have the effect of prohibiting the sale of anything that didn't come through a rescue facility. The prohibition seems like an overreach.

Commissioner Walus said she also supports Option 3A now but realizes that this is a concern to many people. She looks forward to hearing more from the public.

Commissioner José said that he is also inclined toward supporting Option 3A, although it might be a bit too broad. He doesn't like the administrative burden that comes along with Option 3B. He would like to see them move this forward expeditiously.

Commissioner Waldack added that he sees nothing wrong in Option 2 that puts pressure on the State to act. He would support Option 3B and proposed that the Village outsource inspections to

the Humane Society or AntiCruelty Society. The money could come from fees on boarding facilities.

There were multiple comments from the public, most in favor of the regulations regarding pet sales. Full minutes on commentary of those supporting & opposing the report are available online at the Village website.

Mayor Tully thanked everyone for their comments.

Commissioner Waldack said he changed his preference to Option 3A. He would like feedback on options to defray administrative costs.

Mayor Tully commented that he would like to better understand the administrative burden. He would not want to generate a tax without better understanding the costs involved.

Commissioner Earl agreed with the Mayor's comments, saying they need to better understand the costs.

Commissioner White expressed his agreement with Option 3A. He likes the wording of the Humane Society in facilitating adoptions. It is in the public interest to educate people on the responsibilities of pet ownership.

Commissioner Barnett said he would also like to understand administrative costs. Mr. Fieldman said staff will prepare an ordinance and administrative costs and procedures for Council's review. He said they should expect a draft ordinance by mid-February.

Mayor's Report

Mayor Tully said that he has served as the County District 3 Representative to the Stormwater Management Committee for the last eight years, and today was his last meeting. Steve Nero of Westmont was chosen as his replacement. The Countywide flood plain mapping letters of determination are on track and new maps are expected for August 2019. He added that the County did an assessment of stormwater needs and they came up with services and levels of service.

Council Reports

No reports

Manager's Report

No Report

Attorney's Report

Pursuant to Section 2.5 of the Downers Grove Municipal Code, the following are presented for Village Council consideration: 1. An ordinance annexing 5614 Katrine Avenue to the Village of Downers Grove

Date Submitted: January 13, 2019

By: Lisa Reed