

MINUTES OF MAYOR BRAUN AND BOARD OF TRUSTEES FOR THE REGULAR MEETING OF THE  
VILLAGE OF FLOSSMOOR, ILLINOIS HELD ON MAY 18, 2020

VILLAGE HALL

MAY 18, 2020

7:30PM

*Mayor Braun called the meeting to order at 7:34pm.*

*Mayor Braun took roll.*

*PRESENT: Mayor Braun, Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, Mitros, and Village Clerk Ananda Billings*

*ALSO PRESENT: Village Manager Bridget Wachtel, Assistant Village Manager Allison Matson; Finance Director Scott Bordui, Chief of Police Tod Kamleiter, Interim Fire Chief Greg Berk; Assistant Fire Chief Keith Damm, Assistant Public Works Director, Dan Milovanovic, Village Attorney Kathi Orr, 20 citizens*

*ABSENT: Trustee Williams*

*Introductory Comments*

*Mayor Braun stated that in order to mitigate the transmission of the virus and reduce risk of COVID-19 illness, the Village has been advised and directed by the State to suspend public gatherings, and as such, the Governor's Order suspends the requirement of the Open Meeting Act that members of the public body be physically present. Further, all members of public bodies are allowed and encouraged to participate remotely. Citizens were informed of this decision in advance and invited to submit comments and questions ahead of the Board meeting.*

*This meeting along with all subsequent remotely held Board meetings will be recorded. He then noted that public comment will be only available during the portion of the meeting during which the public is invited to address the Board. As communicated to the public earlier, those questions that were submitted to staff in advance of the meeting would also be addressed during this time.*

*Approval of the Minutes of the Regular Meeting Held on May 4, 2020*

*Mayor Braun asked the Board if they had any further changes or comments. He called for a motion to approve the minutes of May 4, 2020. Trustee Driscoll so moved, seconded by Trustee Mitros, and passed by a roll call vote.*

*AYES: Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros*

*ABSENT: Trustee Williams*

*ABSTAIN: None*

*NAYS: None*

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Citizens wishing to address the Board

Multiple citizens from various areas of Flossmoor attended the meeting to voice their concerns surrounding the recent storm and flooding. Mayor Braun asked Assistant Village Manager Allison Matson if the Village received any comment or questions prior to the board. There were three emails received.

Mayor Braun asked Allison read the email from Warren Engelberg:

About 2013 water from B Creek (sic) was diverted under Vollmer Road and a new culvert was installed, a culvert I feel has unfairly harmed my property and, very possibly. the properties of my B lane (sic) neighbors.

The diverted water greatly increases the flow into Butterfield creek, widening and deepening the creek and causing significant erosion.

I don't believe the project was adequately engineered to prevent the damage occurring down stream from the Olympia Fields catch basin which diverts rushing water into the creek through our properties. My property and my neighbor's property, the Burns,'(sic) being so close to the culvert suffers the brunt of what's turned out to be poor design and poor engineering.

The creek needs attention to prevent further damaging to the flood plain. It's already very worrisome. We're all aware Illinois climatologists predict hotter and wetter climate and the situation requires immediate attention.

I hope I speak for all my neighbors and myself.

Warren Engelberg"

Mayor Braun asked Assistant Public Works Director Dan Milovanovic if the Village would reach out to the resident directly. Dan answered that staff would.

Mayor Braun asked Allison to read the email from Larry Kane:

"Our house on Evans Rd becomes an island because no water gets near it during these major storms. The 6-8 homes on either side get high water up to the front doors and no water, we stay dry and get gallons of raw sewage. This has happened more than 5 times to the tune of over \$20,000.00 and an interruption of insurance because the problem has not been taken care of. If the Village cannot or has not taken care of the infrastructure of the sewer lines why should we the homeowners have to spend \$15,000.00 so that the village sewage doesn't come into our home. We alerted the village in Sept that our plumber said there is a main break in the area, one company came out and said the water is just rushing in the lines do they couldn't find exactly where it is, In the last month we have had our yard dug up for the 2nd time and they still can't find it. They have had a company come out again that has said there is a break somewhere but still haven't been able to pin point it. If the Village can't or won't fix the infrastructure then they should put the overhead sewers in the handful of residence homes that are going to bankrupt themselves with all of the cleanup and damage with every rain. With the taxes we pay the attitude of the mayor and trustees, every time we address this, is deplorable. I guarantee if this happened over and over again to any of

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*their houses things would be different.  
Kathy And Larry Kane”*

*Mayor Braun asked Allison to read the emails from Ms. Lillie Lacey.*

*“Two Sewer & drainage systems supported by maps, discussion & walk through with Public Works Dir. Brunke, were committed to Berry Lane residents on Wed., 10/22/19 at noon, to be in the 5/1/20 Flossmoor Village Budget. Commitment was confirmed with Mayor Braun, in Village Trustees meetings. We need installation, now. See pictures of the intersection of Berry Lane and MacFarlane Crescent, Sun., 5/17/20 attached. Others pictures to follow.  
Please respond. Thank you.  
Lillie Lacey”*

*“Second set of 4 photos showing street flooding. Basements did flood! Public Works Dir. Brunke, on Wed., 10/2/19, at noon, met with Berry Lane & Oakmont residents, walked through back yards, distributed maps, and pointed out two locations for new sewer systems, from the 5/1/20 Flossmoor Village Budget. Confirmation of the plan was discussed at Village Trustees meetings, with Mayor Braun. We need the sewer systems now. Please inform us of date(s) work is to be done. Thank you.  
Lillie Lacey”*

*Mayor Braun asked if any other attendees wished to comment on items not on the agenda.*

*Resident Stan Harris of Berry Lane commented that he sees the same issues of sewers not draining on Berry Lane. This is a public health emergency because you cannot drive on Berry Lane if someone needs to go to the hospital. He is looking for the plan to rectify the issue.*

*Resident Ahmad Scales is also Berry Lane. This is the second year in a row that the street has been hit with heavy floods. He received a ticket from the Village because it can't be cut anymore because of the water running onto his lawn. He is tired of the same issue of the water backing up.*

*Resident Tom Giminski of Marston Lane has been dealing with heavy rains. The neighbors try to clean the sewers but every year there is a storm that can't be held by the sewers. Hopefully, the Village can upgrade the sewer lines and he is also willing to sell his house if the Village needs a retention pond.*

*Joan Donahue on Berry Lane commented there is also a problem with the flooding in backyards especially this year. She was hoping to hear if the project was in the budget this year.*

*Pastor Derrick Roberts of Bob-o-Link Road said that his backyard is a low point and looks like a lake every time it rains. Landscapers said that the Village's recommendation for plantings would not grow in the amount of water that accumulates.*

*Lillie Lacey asked if the project that was promised last year was included in the budget.*

*Mayor Braun said that the Village is taking this water issue very seriously. Assistant Public Works Director Dan Milovanovic commented that urban flooding is being experienced more and more outside of normal flooding areas. The damage is severe and the Village is documenting it. There are a number of areas that are being evaluated for potential areas of improvements. Public Works Director John Brunke*

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*did topography work in the back yards of several citizens and identified low areas. The only viable options would be to install drainage from back yards to sewers at a cost of \$26,000.*

*Mayor Braun inquired about viability of overhead sewers in relation to fixing Mr. Kane's issue. Mr. Milovanovic said it would depend on the circumstance. He said the Village has spoken to Mr. Kane several times and has recommended overhead sewers to address the issue. Mayor Braun noted that the Village is not allowed to spend public funds on an individual which is why they have not funded overhead sewers in individual homes.*

*Village Manager Wachtel noted that the Village is pursuing multiple avenues to address the water issues in Flossmoor, including seeking Federal Funds and assistance through the army corps of engineers. The storms have been increasing and intensifying over the years. Berry Lane and Heather Hill are of particular focus as they are upstream from the viaduct. Public Works Director John Brunke is a certified water management engineer and he is also working with our consultant engineers. Mayor Braun inquired whether the flooding would be present if the proposed work in 2005 at a cost of \$2 million for the viaduct had been completed and the answer is likely yes. The scope of work given in 2005 did not account for climate change or the construction to adjacent areas. We would still need to do these improvements to address the flooding.*

*Trustee Driscoll commented that perhaps we could roll in the water fixes into the streets and sidewalks bond that we are discussing this year. He also wanted to point out that in Flossmoor Park area, these issues persist. There is also flooding at Dixie Highway and Vardon Lane which IDOT was supposed to address, but as it hasn't he would like Flossmoor to take the lead and address this. Ms. Wachtel answered that they would be working with the state about the issue of Vardon and Dixie.*

*Trustee Bradley-Scott appreciated the detailed feedback and thought that what would help residents would be to provide a timeline and scope of work for residents so that they can stay informed. Recognizing that there is much outside of our control, such as global warming, but perhaps we could take the lead and work with surrounding areas on a solution.*

*Trustee Hoag commented that he respects the comments from citizens but also referenced that we are now facing an aging system and will need to consider the substantial financial burden we will be taking on with streets and sidewalks. He does believe that some people need to install overhead sewers. His home flooded often until he installed this in his own home and believes that this process falls to the responsibility of the homeowner but supports what we can do to help the people who live on Berry Lane.*

*Trustee Kimmons noted that he sympathizes with everyone and believes we have to be upfront and honest with the citizens on the amount of resources and cost that will be involved in rectifying these issues. It will be costly but we do need to figure something out.*

*Trustee Mitros believes that the overland flooding requires gigantic infrastructure solutions and we need to solve them. He believes we need to address the viaduct issue but the sewer back up at individual homes is not the Village's responsibility. It might be \$7,000 to \$15,000 which is costly but this is within the individual's ability to prevent this going forward.*

*Mayor Braun commented that water is the Achilles heel of the Village and for as long as he has lived here he has witnessed this issue. He and staff have been working very hard to secure funds to secure the*

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*longevity of Flossmoor's infrastructure. If they cannot secure grant money, they will need to put it up for a referendum to get the work done.*

*Pastor Roberts asked about what will be done regarding trees that need to be taken down near his home for safety reasons. Mr. Milovanovic said he will follow up.*

*The Mayor referred to Agenda #1 - Appointment of New Member to the Green Commission*

*Mayor Braun introduced Mr. Phil DeSantis whom the Mayor is recommending for appointment to the Green Commission. He has been attending meetings for the past year and has been involved in various Green events. He and his wife live on Braeburn Avenue. Mr. DeSantis said that he is looking forward to creating actionable initiatives.*

*Mayor Braun asked the Board if they had any further questions and as they did not, he asked the Board to approve the appointment of Phil DeSantis to the Green Commission. Trustee Mitros so moved, seconded by Trustee Driscoll, and passed by a roll call vote.*

|          |                                                             |
|----------|-------------------------------------------------------------|
| AYES:    | Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros |
| ABSENT:  | Trustee Williams                                            |
| ABSTAIN: | None                                                        |
| NAYS:    | None                                                        |

*Mayor Braun referred to Agenda Item #2:– Discussion of a Class 8 Tax Abatement Renewal for Alliance Real Estate Properties*

*Mayor Braun asked Manager Wachtel to present this item.*

*At the February 17, 2020 Village Board meeting, the Village Board agreed to hear a petition from Alliance Real Estate Properties LLC for a Class 8 tax abatement extension. While the initial Class 8 granted to the property did not include a make whole provision for the Village share of the property taxes, the petitioner has proposed reimbursement to the Village for those property taxes in the same fashion that Ingalls has done. The petitioner has stated that without a renewal, the increase in real estate tax liability will make the future of the facility questionable.*

*If the Board is inclined to approve, the Village Attorney should be directed to draft the appropriate Resolution for your next meeting.*

*Dr. Labana of Alliance Real Estate Properties addressed the Board. They offer a unique service and are trying to keep the practice open and thanked the Board and community for this consideration. The Village will remain whole with taxes if this consideration were to pass.*

*Trustee Kimmons asked them to identify the dollar amount that would be the difference between the taxes received with and without Class 8 over the lifetime of the extension. Attorney John Branigan said it is very difficult to predict because it is tied to the increase in the assessment and market value of the property as well as the changing of the tax rates. There are other taxpayers in Flossmoor that participate in a make whole provision. Trustee Hoag said he is in favor of it but has some reservations with the timeline of the duration. Trustee Driscoll stated that he wanted to disclose that in his practice, he does*

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*interact with one of the tenants of the building. It is not a conflict however. Mayor Braun is in favor for this as well. This is a similar abatement to the one given to Ingalls.*

*Mayor Braun asked the Board if they had any further questions and as they did not, he called for a motion to direct the Village Attorney to draft the resolution supporting the extension of the Class 8 Renewal for Alliance Real Estate Properties LLC. Trustee Mitros so moved, seconded by Trustee Bradley-Scott, and passed by a roll call vote.*

AYES: Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros  
ABSENT: Trustee Williams  
ABSTAIN: None  
NAYS: None

Mayor Braun referred to Agenda #3: Presentation of Strategic Plan Update (Fourth Quarter FY 2020)

*Village Manager Wachtel did a presentation of the Strategic Plan Update for the Fourth Quarter of Fiscal Year 2020 for the Board. The report will be posted online.*

*At the time of the formation of the strategic plan, the Board identified five key areas beginning with providing top notch services within a balanced budget. This has been quite a quarter with two thirds of the quarter in a pandemic response. We've been delivering services a little bit differently and some things that government hasn't traditionally had to do. In addition, we have continued to work with our lobbyist and push for funding for priority projects with some promising verbal commitments to date. We are pursuing grant opportunities for some of these larger capital projects. As we look into the next quarter, we'll be looking with an eye at reopening, including bringing our staff back to a more traditional schedule and reopening to the public with appropriate precautions. We will be doing a lot of monitoring of our finances over the next year, with respect to COVID and also our biannual five-year analysis. We are also rolling out our new financial software and that project is still on track.*

*Under the topic of infrastructure, we have a hearty update. Depending upon the Board's decision, we'll be looking to pass an ordinance this summer and move forward with education regarding a referendum for the street resurfacing GO bonds. We have submitted grant applications to MWRD and the Cook County Department of Homeland Security for stormwater mitigation projects. We received some feedback from the Board on the downtown business district street improvements and we are working with the engineers to incorporate that feedback. The water supply project is a huge decision with financial implications and service and reliability implications. We continue to move that project forward and will have an update for the Board in the near future. We received a verbal notification that we have been awarded a local technical assistance grant for a roadway safety study. As we look to the next quarter, there will be grant opportunities through COVID relief funds and the state capital bill, and we'll be busy making application for reimbursement for Village expenses related to COVID.*

*In the area of business development, a lot of our work has been to support local businesses. We have been trying to work closely with the business association and businesses in general to make sure they have the information they need. In the next quarter, we will continue to market our open properties.*

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*In the area of diversity and inclusion, this quarter was a busy one. We worked with our consultant to develop a Diverse Business Utilization Plan, celebrated Black History Month by featuring resident achievements in the arts on social media, and held the Underground Railroad presentation at Village Hall which was very well received. We're also identifying bidders for public works projects and sending bid documents to them directly.*

*In the area of housing, we have pulled together the marketing campaign and we are ready to launch and make sure we're taking advantage of this real estate season. We began the first phase of the historic building survey. We're looking to install the new sculptures that the Board recently approved.*

*During the past quarter, staff has also been working to promote Census response and responded to Metra's proposed schedule to persuade Metra to make changes that will go into effect once Metra is back a more normal schedule.*

*The Board thanked staff for the efforts during the past quarter. Trustee Driscoll said that he is concerned that the unemployment numbers will lead to a potential increase in the number of foreclosures and it's good to know that ProChamps is on it.*

*No vote was required.*

*Mayor Braun referred to Agenda Item #4: Consideration of an Ordinance Amending Article 6, Chapter 5 of the Flossmoor Municipal Code*

*Bridget noted that this item is a cleanup because Section N-4 of the Flossmoor Municipal Code appears to have been deleted when the code was amended in 2018. The code allows the Village Manager to dispose of property when it is deemed to no longer have monetary value that justifies its sale.*

*Mayor Braun asked the Board if they had any further questions and as they did not, he called for a motion to approve an Ordinance Amending Article 6, Chapter 5 of the Flossmoor Municipal Code as presented. Trustee Mitros so moved, seconded by Trustee Hoag, and passed by a roll call vote.*

AYES: Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros  
ABSENT: Trustee Williams  
ABSTAIN: None  
NAYS: None

*Mayor Braun referred to Agenda Item #5: Consideration of an Ordinance Authorizing Renewal of the Aggregation Program for Electrical Load for Residential and Small Commercial Retail Customers within the Village of Flossmoor*

*Assistant Village Manager Matson presented the ordinance renewing the Village's electric aggregation program. Since 2012, the Village has participated in a Municipal Electric Aggregation Program. In this program, the Village bids the purchase of the electric supply provider for residential and small commercial users. At the beginning of the program, the Village was able to procure significant savings for*

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residents, as ComEd's rate was higher than what was available in the marketplace through alternative energy suppliers.

David Hoover of NIMEC has presented us with an alternative solution that matches ComEd's rate for residents while generating a civic contribution and potentially incorporating renewable energy into the program. Several municipalities, including Tinley Park locally, have signed onto this type of program, titled Green Aggregation with Civic Contribution. Two suppliers are offering this program. The program is profitable to them because they can analyze each electric account individually to aggregate only the accounts that will be profitable, while leaving the others with ComEd. The civic contribution varies based on the percentage of renewable energy the Village selects; the lower the percentage of renewable energy, the higher the civic contribution. Selecting renewable energy does not mean that Flossmoor residents are guaranteed to receive their energy from renewable sources such as wind or solar; rather, it means that the supplier will purchase Renewable Energy Certificates that subsidize the production of renewable energy. Illinois electric customers receive about 10% of energy from renewable sources; the State of Illinois sets a renewable energy portfolio goal that increases over time.

NIMEC sought bids for traditional aggregation and green aggregation with a civic contribution on the Village's behalf. As expected, the suppliers who bid the traditional aggregation program could not beat the ComEd rate of 6.84 cents per kilowatt hour. Two suppliers submitted bids for the Green Aggregation Program. In this Green Aggregation program, the supplier guarantees it will match the ComEd rate for customers for the length of the contract. The winning supplier is determined by the amount of the civic contribution. Eligo Energy bid a civic contribution that varies from \$25,083 with 100% renewable energy (in the form of renewable energy certificates) to \$52,656 with 0% certificates. Staff's recommendation is a three-year term with 25% renewable certificates.

Staff recommends that the Village Board direct the Village Manager to execute an agreement with Eligo Energy at the percentage of renewable energy that the Board deems appropriate and pass the ordinance authorizing the renewal of the aggregation program. Trustee Kimmons asked why staff recommends the three-year term. Allison responded that there is an administrative burden of running the program and it is more efficient to go through the process once instead of each year for three years. Trustee Mitros inquired if the gas option was considered renewable energy. Ms. Matson responded that 90% of electricity we use in Illinois is non-renewable. Coal and gas is nonrenewable.

Mayor Braun asked the Board if they had any further questions and as they did not, he called for a motion to approve an Ordinance Authorizing Renewal of the Aggregation Program for Electrical Load for Residential and Small Commercial Retail Customers as presented. Trustee Mitros so moved, seconded by Trustee Bradley-Scott, and passed by a roll call vote.

AYES: Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros  
ABSENT: Trustee Williams  
ABSTAIN: None  
NAYS: None

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Mayor Braun referred to Agenda Item # 6: Street Sweeping – Dan presented Agenda Item #6 – Consideration of an Award of Contract with Homewood Disposal for Street Sweeping Services for Fiscal Year 2021

Assistant Public Works Director Dan Milovanovic addressed the Board. On Wednesday, May 6, 2020, bids were opened for the FY21 Street Sweeping contract. Services included in this contract are for street sweeping of curbed roadways including collector streets, secondary streets, cul-de-sacs, dead-end streets, and municipal owned lots. Three sets of bid documents were sent to selected firms with four formal bids submitted. All bids were reviewed and found to comply with the requirements of the bid documents and specifications. Homewood Disposal has the lowest bid at \$37,050.00.

Trustee Driscoll commented that we have been using Homewood Disposal for years. He inquired as to what would happen if Homewood was not the lowest bidder, would we still recommend Homewood Disposal? Dan answered that we would review the bidders and contact references to ensure the lowest bidder was qualified.

Mayor Braun asked the Board if they had any further questions and as they did not, he called for a motion to award the contract with Homewood Disposal for Street Sweeping Services for Fiscal Year 2021 as presented. Trustee Bradley-Scott so moved, seconded by Trustee Mitros, and passed by a roll call vote.

AYES: Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros  
ABSENT: Trustee Williams  
ABSTAIN: None  
NAYS: None

Mayor Braun referred to the Finance Committee – Presentation of Bills for Approval and Payment (May 18, 2020)

Trustee Bradley- Scott made a motion to approve hand checks in the amount of \$10,300 and invoices in the amount of \$254,473.78 for a total of \$264,773.78. The motion was seconded by Trustee Driscoll and passed by a voice vote.

AYES: Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros  
ABSENT: Trustee Williams  
ABSTAIN: None  
NAYS: None

Other Business:

Mayor Braun noted that we will be having virtual and not so virtual events over the summer and will be rolling out information about these events so that we can have an enjoyable summer. He understands that given the restrictions times are tough but he and Staff are supportive of doing what they can to make the summer better for everyone in Flossmoor.

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*He also commended the Police Department for moving forward with the Ring neighbor application which will allow people with the Ring doorbell to link to the Police Department which will allow the police to access videos residents choose to upload.*

*Regarding the Strategic Plan, he and Village staff have been working very hard to obtain grants in response to the COVID-19 crisis and the effect that it has had on our community.*

*Mayor Braun referred to Agenda Item #7 on the Agenda: A Motion to go into Executive Session to Discuss the Employment of Specific Individuals, Property Acquisition, and Litigation.*

*There was no need for Executive Session.*

*As there were no other items to discuss, Mayor Braun called for a motion to adjourn the meeting. Trustee Driscoll so moved, seconded by Trustee Bradley-Scott and passed by a roll call vote.*

|          |                                                             |
|----------|-------------------------------------------------------------|
| AYES:    | Trustees Bradley-Scott, Driscoll, Hoag, Kimmons, and Mitros |
| ABSENT:  | Trustee Williams                                            |
| ABSTAIN: | None                                                        |
| NAYS:    | None                                                        |

*The Regular Meeting ended at 9:25PM*

*Respectfully Submitted,*

*Ananda Billings*

Ananda Billings  
Village Clerk