

# CITY OF WARRENVILLE

## MEMORANDUM

To: Mayor and City Council  
From: Jennifer McMahon, Assistant City Administrator  
Subject: SUMMARY OF AGENDA ITEMS FOR THE MARCH 1, 2010, CITY COUNCIL  
REGULAR MEETING  
Date: February 25, 2010

Please contact the City Administrator by noon on the day of the meeting if you have questions pertaining to agenda items or this summary.

### VI. CONSENT AGENDA

#### A. Ordinance – Open Burning Regulations (Attachment)

On January 18, 2010, the City Council accepted the Community Development Committee's recommendation and approved the Environmental Advisory Commission's educational and enforcement initiative designed to curb open burning violations. The City Attorney has prepared an ordinance to amend the City Code and codify the existing practice of allowing bonfires (5 x 5) with a permit on Fridays and Saturdays only, and to make the entire section more user-friendly and less prone to conflicting interpretation.

Over the last month, Community Development staff has worked closely with the Environmental Advisory Commission to develop a revised set of Open Burning Regulations, which is included in the backup materials. The proposed revised regulations were developed to reduce opportunity for misinterpretation and clarify existing Open Burning accommodations, restrictions, and requirements. A summary of the key provisions of the proposed revised regulations include:

- Small (2'x2'x2') campfires and landscape waste fires are allowed at any time without a permit so long as the fire complies with all applicable setback, supervision, and fuel source requirements.
- Large (5'x5'x5') bonfires and landscape waste fires are allowed for up to 5 hours on Fridays or Saturdays with an Open Burn Permit and so long as the fire complies with all applicable setback, supervision, and fuel source requirements.
- The Community Development Director has the authority to allow (when specifically approved in writing) a bonfire or large landscape waste fire to be longer than 5 hours or on a day other than Friday or Saturday.
- Provides for one bonfire/large landscape waste fire permit to be issued per property per month.
- Clarifies the definition of seasoned firewood and clearly allows individuals to burn dried limbs and branches collected from vegetation on their property.
- Reinforces what type of materials cannot be legally burned.
- Clearly requires all ecological burns to comply with all applicable Illinois EPA requirements.

**Council Action Requested:** Waive second reading and pass an ordinance amending Title 6, Chapter 7, Section 2, of the City Code RE: Open Burning.

**Staff Recommendation:** Staff Liaison Vainisi, Community Development Director Mentzer, and Code Enforcement Officer Shearer recommend approval of the proposed revised Open Burning Regulations.

**Budgetary Impact:** None.

**Other Resources Required:** Staff liaison and volunteer time to launch an educational initiative regarding open burning, as well as Police and Code Enforcement Officer time to follow up on complaints and violations, and provide pro-active enforcement.

B. Resolution – Support of Red Light Cameras (Attachment)

In light of negative publicity being circulated about the red light camera program and proposed legislation opposing their use, the DuPage Mayors and Managers Conference has recommended municipalities with successful programs adopt resolutions in support of keeping the authority to continue enforcing red light and right turn violations through the use of cameras. In Warrenville, the number of red light and right turn violations has been lessening from month to month, giving a positive sign that the program is working in educating the public on road safety. However, current legislation being considered would take away municipal authority to regulate this program.

**Council Action Requested:** Resolution expressing support for protection of municipal authority for red light cameras.

**Staff Recommendation:** Not applicable.

**Budgetary Impact:** Loss of the red light cameras would cause loss of revenue.

**Other Resources Required:** Staff time to forward copies of the approved resolution to legislators and DMMC.

C. Resolution – ESDA Siren at Community Building (Attachment)

For the February 3, 2010, closing, which transferred ownership of the Community Building to the Park District, representatives of the City and the Park District signed a Letter of Intent stating that the Park District will permit the ESDA emergency siren to remain at its present location for a period of 18 months, expiring, July 31, 2011. The siren is currently attached to a pole outside the Community Building, and is powered by an electrical feed from the Community Building. This Letter of Intent may be extended past July 31, 2011, if both parties reach agreement at that time.

**Council Action Requested:** Pass a resolution approving Letter of Intent by and between the City of Warrenville and the Warrenville Park District RE: ESDA siren on Community Building site.

**Staff Recommendation:** Administrator Coakley recommends this action.

**Budgetary Impact:** None.

**Other Resources Required:** None.

D. Batavia Road Resurfacing Phase 2 (Attachment)

As reported to the City Council in the February 19 Weekly Report, the DuPage Mayors and Managers Conference (DMMC) recently notified City staff via e-mail that Congress is currently discussing a potential "Federal Jobs for Main Street Act" (HR 2847) which includes a second round of stimulus funding for transportation projects. This funding package could be similar in size and scope to the American Recovery and Reinvestment Act of 2009 (ARRA) program. However, the current House proposal has a much shorter time frame for starting project construction.

In order to put the City in the best position to access this second round of stimulus funding, staff has requested approval of the attached professional services agreement from Engineering Enterprises, Inc. (EEI) dated February 24, 2010, to prepare final plans, specifications, and estimates for the resurfacing of Batavia Road between IL Route 56 and Warrenville Road. This project will include the removal and replacement of all curb and gutter, repair of deteriorated sidewalk, removal of the existing asphalt surface, installation of new asphalt surface, striping of wider shoulders, replacement of storm sewer inlet structures for improved bicycle use, and all necessary restoration work. EEI is the engineering firm that prepared the plans and assisted the City in the acquisition of stimulus funding for the resurfacing of the section of Batavia Road north of Route 56 in 2009.

The time for submitting pre-final plans, specifications, and cost estimates to IDOT is short, and there is no guarantee of federal funding for this project. However, Senior Civil Engineer Kuchler spoke with a representative of DMMC and learned that fast-tracking a project gives the best opportunity to receive federal funding, should it become available. Furthermore, staff believes proceeding with the engineering at this time is a worthwhile investment because the proposed work on this section of Batavia Road is necessary in the near future, whether or not additional stimulus funding is received.

**Council Action Requested:** Accept Public Works Superintendent Smith recommendation and approve a professional services agreement for consulting services from Engineering Enterprises, Inc. (EEI) to prepare final plans, specifications and cost estimates for the section of Batavia Road located between Route 56 and Warrenville Road.

**Staff Recommendation:** Administrator Coakley, Public Works Superintendent Smith, and Senior Civil Engineer Kuchler recommend this action.

**Budgetary Impact:** According to the attached proposed agreement dated February 24, 2010, EEI estimates the total cost to complete the detailed scope of services list to be \$28,047. Services will be provided and billed on an hourly rate plus expenses. There are sufficient funds to cover this expense in the budget for the current fiscal year. This expense is in addition to the approximate \$19,000 worth of survey, pavement coring, and preliminary design work the City has already committed to for this section of roadway. This work would be paid for from the Capital Maintenance and Replacement Fund.

**Other Resources Required:** Some of the Public Works Superintendent's and Senior Civil Engineer's time will be devoted to the oversight of EEI work and to coordinate with the City Council, DMMC, and IDOT on the grant process.

D. Minutes – Plan Commission/ZBA (Attachment)

Receive and File Minutes of the Bicyclist and Pedestrian Advisory Commission Regular Meeting of February 18, 2010.

E. Invoices Due (Attachment)

Included with the agenda backup materials is a report of invoices due on or before March 1, 2010, totaling \$128,382.95 as prepared by the Finance Department.

F. Invoices Paid (Attachment)

Included with the agenda backup materials is a report of invoices paid during the month of February 2010, totaling \$154,203.28 as prepared by the Finance Department.

**VII. REGULAR AGENDA**

**VIII. UNFINISHED BUSINESS**

A. No Parking Signs (Attachment)

This action item was postponed from the February 16 City Council meeting by Alderman Wiesbrock. At that time, Alderman Wiesbrock had requested an opportunity to talk to residents about the placement of the signs, stating that some of the signs would interfere with the residents' ability to park in front of their own homes. Included in the backup materials are copies of the aerial photographs from the February 8 Public Safety Committee meeting, showing staff's suggested placement for the signs.

**Council Action Requested:** Accept Public Safety Committee recommendation and authorize posting of "No Parking from Here to Corner" signs in combination with Speed Limit signs at least 20 feet from Warrenville Road on Lorraine Avenue, Virginia Avenue, and Elizabeth Street. (postponed from 2-16-10)

**Staff Recommendation:** Deputy Chief Schar recommends this action.

**Budgetary Impact:** Cost of three No Parking Signs at \$90 each for a total of \$270.

**Other Resources Required:** Public Works employee time to move three sign posts and install three signs on existing posts. Police Department personnel time to enforce the No Parking Zone as required.

**IX. NEW BUSINESS**

**X. CLOSED SESSION**

**XI. ADJOURN**