

MINUTES OF THE REGULAR MEETING OF THE MUNICIPAL SERVICES
COMMITTEE OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY,
MARCH 13, 2017 AT THE VILLAGE HALL, 835 MIDWAY DRIVE, IN THE
VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS

1. **CALL TO ORDER**

Trustee Paul Oggerino called the meeting to order at 5:30 PM.

2. **ROLL CALL**

Those present at roll call were Trustee Paul Oggerino, and Village Administrator Tim Halik.
Absent: Chairman Michael Mistele.

3. **APPROVAL OF MINUTES**

- a) After review of the draft minutes from the February 13, 2017 regular meeting of the Municipal Services Committee, Trustee Paul Oggerino made a motion to approve the minutes as presented. Motion Carried

4. **DISCUSSION – Small Cell Antennas**

Administrator Halik advised the Committee that as the personal wireless industry continues to try to satisfy consumer demands for improved reliability and faster speeds, there is now a need for wireless carriers to install additional small cell antenna systems in order to obtain the bandwidth required to achieve the advertised 5G service capability. These small cell antennas are designed to serve only a portion of the area served by the original marco-cell sites, in other words, high-power antennas installed on towers, water tanks, tall buildings, etc. As a result, more are needed. Halik advised that some estimate that each of the main wireless carriers may need up to install up to twenty small cell sites in a community. While communities understand the consumer need for faster service and reliability, these small cell antenna sites can be unsightly, can negatively affect the character of a neighborhood which can negatively affect property values, and in some cases, pose a threat to public safety. These small cell antennas, and associated operational equipment, can be mounted on existing utility poles or municipal owned streetlights and other facilities, and can range in height. Halik advised that in some cases, vendors working on behalf of wireless carriers have requested authorization to install new poles on the right-of-way in excess of 60 feet in height in order to install a small cell antenna. Although contrary to some of their claims, these vendors are not a regulated utility in accordance with the Telecommunications Act and cannot claim to have standing under current federal laws or FCC rules. They are not exempt from local authority. Therefore, Halik advised that there is a need to regulate this growing field. Several municipal Councils of Government including the DuPage Mayors and Managers Conference and the Illinois Municipal League are currently working to address this issue. Proposed legislation has also been introduced in the Illinois General Assembly which, if passed, would be severely detrimental to municipalities attempting to regulate and control the proliferation of these antenna facilities within their communities. Halik advised that staff is tracking Senate Bill 1451, sponsored by Illinois Senator Terry Link, which would severely limit municipal authority to regulate small wireless facilities. In addition, the FCC has recently closed a public comment period intended to seek

feedback on the issue. In response to these concerns, Halik advised that the IML has drafted a model Small Cell Antenna/Tower Right-of-Way Sitting Ordinance for municipal use. This model ordinance was forwarded to the Village Attorney to review against the current Village right-of-way ordinance, to determine if changes are needed. However, if several proposed bills relating to this issue, such as SB-1451, are signed into law, our ability to regulate these facilities may be greatly diminished. At the present time, the staff recommendation is to continue to track the proposed legislation and current meetings that are being held between Senator Link, IML attorneys, and the wireless industry. If required, the Village Attorney can finalize a draft ordinance for the Board's consideration relatively quickly. Trustee Oggerino agreed that this is an important topic and that staff should continue to monitor the issue to determine whether the Village Board should consider a local ordinance addressing the installation of small cell antennas within town.

5. DISCUSSION – Cherry Tree Lane: Proposed Sump Pump Drainage Project

Administrator Halik reminded the Committee that on February 8, 2016, several residents of the Village's Farmingdale Subdivision attended the regular Village Board meeting to report areas of pedestrian sidewalk within the subdivision that tend to become hazardous to pedestrians due to the discharge of residential sump pumps. Halik advised that in these areas, active residential sump pumps tend to discharge onto or near the public walks and cause icing hazards during the winter season. The residents provided pictures taken of ten individual locations in which this condition was occurring. In response to these reports, public works crews were dispatched the following morning to inspect the areas and confirm the conditions. At that time, protective barricades were placed at all locations in which a pedestrian hazard due to icing was identified. Public works crews also inspected the remainder of the subdivision and identified additional locations where sidewalk hazards existed due to sump pump discharges. In total, twenty-one locations were identified with two located within the City of Darien, which were reported to the Darien Municipal Services Department. A letter was sent to all affected property owners advising that alterations to the manner in which their sump pumps discharged would be needed in order to eliminate the sidewalk hazards. The letter also offered the services of the Village engineering consultant to inspect the individual areas and make recommendations as to how those sump pump discharges could be re-routed, to eliminate the sidewalk hazard. Throughout 2016, public works and building dept. staff, along with the Village engineer, worked with the property owners to ensure the necessary alterations were made. Of the original twenty-one locations identified, only one remains. Unfortunately, that owner was issued a ticket, and will proceed to court. As part of this exercise, the PW crews also identified several residential sump pumps that are causing icing conditions on Cherry Tree Lane, which could cause a problem for vehicular traffic and is detrimental to pavement maintenance. Halik advised that the conditions were reviewed by the Village consulting engineer and a plan to eliminate the potential hazard was developed. This drainage improvement would be located entirely on Village right-of-way. Halik shared that the total cost of this project would be \$11,330.63 which includes installation labor and equipment, and materials. Halik stated that the current PW budget is largely exhausted as far as funds to complete drainage improvement projects, so he recommends this project be completed after May 1, 2017 in the FY 2017/18 budget. At that time, Halik would bring the proposal to the Village Board for approval. Trustee Oggerino agreed with the recommendation.

6. REPORT – Police Building Expansion/Renovation, Progress Update

Administrator Halik shared with the Committee a two-page progress report on the police station construction that was prepared by Christine Keltner of Integrated Project Management, Burr Ridge. Halik highlighted areas of the report containing key accomplishments, budget tracking, schedule updates, upcoming activities, and current issues/risks for the period in which the particular report covers.

7. REPORT – Municipal Services Department

- a. Administrator Halik reviewed the monthly permit activity reports for the month of February 2017. Halik advised that the Village received about \$25,500 in permit revenue for the month. The total amount collected to date represents about 200% of the total budgeted amount of revenue for fiscal year 2016/17, indicating that it has been a very busy construction year.
- b. Administrator Halik shared the water system pumpage report for January 2017. The report indicates that the Village pumped 26,165,000 gallons of water in the month. The total amount of water pumped so far this fiscal year is slightly below the amount that was pumped in the same time period of FY 2015/16. However, we are still on-track to reach the FY2016/17 pumpage projection of 350,000,000 gallons.
- c. Administrator Halik shared the February 2017 scavenger report, and advised that the report was for informational purposes only.

8. VISITOR'S BUSINESS

(None)

9. COMMUNICATIONS

Administrator Halik reviewed the details of three project change orders pertaining to the police building renovation – change order no.'s 27, 28, and 29 that were on the Village Board agenda this evening for approval. He also advised that a partial payment – payout #5, to the general contractor for the police building project was also on the Board agenda for approval.

10. ADJOURNMENT

Motion to adjourn was made by Trustee Oggerino. The meeting was adjourned at 6:00 PM.

(Minutes transcribed by: Tim Halik, 4/5/17)