



Legislation Text

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DOWNTOWN ADVISORY COMMISSION AGENDA ITEM

ACTION REQUESTED:

Revisit discussions regarding DAC's structure.

DEPARTMENT: Transportation, Engineering and Development

SUBMITTED BY: Allison Laff, AICP, Deputy Director

BOARD/COMMISSION REVIEW:

DAC discussed this item at their November 8, 2018 and February 7, 2019 meetings. This item was scheduled for additional discussion at the November 14, 2019 and February 13, 2020 DAC meetings; however, this item was not discussed at those meetings due to lack of time and/or quorum.

BACKGROUND:

DAC previously discussed this topic at their February 7, 2019 meeting. At the conclusion of the discussion, DAC recommended forming a subcommittee to further discuss this item; however, this subcommittee has not met to date.

Chairman Rubin has additional information that will be presented to DAC at the October 8, 2020 meeting.

DISCUSSION:

DAC's standing as a City commission is being reviewed for several reasons, including the lack of new actionable agenda items that have been before the Commission since February 2019, as well as Open Meetings Act (OMA) concerns resulting from DAC's current composition.

Specific to agenda items, many of DAC's defined Powers and Duties, per Title 2 of the Naperville Municipal Code, have either been fulfilled or are no longer applicable due to changing staffing resources/available budget. Accordingly, several DAC meetings between 2017 - 2020 were cancelled due to lack of applicable agenda items. The topics that DAC would like to discuss are not necessarily related to these Powers and Duties and may be more appropriate for a less formal meeting setting.

Specific to OMA, many DAC members attend Downtown Naperville Alliance meetings where Downtown issues are discussed. If a majority of a quorum of DAC members, (i.e. 4 DAC members), are present at a DNA meeting and engage in deliberative discussions that pertain to DAC business, DAC members will likely violate the OMA. To avoid that, if DAC remains a commission, DAC members will need to coordinate to ensure that 3 or less DAC members attend and participate in such meetings.

DAC Structure

As a City commission, DAC is subject to certain powers and duties; compliance with the Open Meetings Act, including meeting quorum requirements and publishing an agenda/minutes for each meeting; and appointment by the Mayor and City Council subject to applicable term limits.

Based on the above, DAC may consider exploring options to hold downtown discussions in a non-City commission format.