

City Council Meeting

Monday, May 20, 2019 7:44 p.m.

Mayor Morley presiding.

Attendance: 2 press; City Mgr. Grabowski; Atty. Storino; Clerk Cyprian; ~3 City staff members; 11 Aldermen; Fire Chief Freeman; Police Chief Ruth; 12 Cub scouts & 2 leaders; ~40 residents

LWV observer: B. Lipton

NOTE: Related documents can be accessed online at:

<http://www.boarddocs.com/il/coe/Board.nsf/Public> and a video recording of this meeting can be found at www.Youtube.com

- 1. Executive Session** - 6:30 p.m. Executive Session for the Purpose of Discussing: Purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired, pursuant to the Open Meetings Act 5 ILCS 120/2(c)(5), Pending and Probable Litigation, pursuant to the Open Meetings Act 5 ILCS 120/2(c)(11) and Deliberations Concerning Salary Schedules for One or More Classes of Employees, pursuant to the Open Meetings Act 5 ILCS 120/2(c)(2)
- 2. Call to Order** Pledge of Allegiance - Led by Cub Scout Pack 23
Roll Call – Talluto, Levin, Mulliner absent
- 3. Receipt of Written Communication from the Public** none
- 4. Public Forum**
 - James Colbert is concerned that the motion to encourage multifamily units to offer recycling is too mild – just sending a letter will have little effect. He urges Council to support the minority report on the agenda tonight and require recycling bins to be provided.
 - Kevin Ryan a resident of Country Club Highlands objects to the >70% increase in sewage rates for his locality. He asks that the motion be tabled tonight and reconsidered with a concern for transparency; need to hold public forums. There are numerous questions, none of which have been answered.
 - Edgar Pal is also concerned to encourage multifamily recycling. This affects ~950 Elmhurst families who are currently unable to recycle. He outlines the specific situations of 4 residents who want to recycle but cannot because recycling is not provided by landlords.
 - Kim Messina also supports efforts to provide recycling totes to multifamily residents. It is the right thing to do.
 - Konstantino Noe lives in unincorporated Elmhurst and received a notice of water/sewage rate increase to which he objects.

5. Announcements

- Ald. York gives an update on real estate taxes: the EAV in York Twp. went up 4% but the City of Elmhurst bill went down. There are 11 taxing bodies so this may have resulted in an overall increase.
- Mayor Morley announces that Audrey Carlton, an 11-year-old Bryan student, has set up a program in collaboration with the USO, to collect toiletries, snacks, treats, etc. to send to our troops. Collection bins are at many locations around town. Applause. Approx. 8 residents and Cub Scouts leave.

6. Consent Agenda – All items below approved except items 6.5, 6.12, 6.13, 6.19

6.1 Minutes of the Regular Meeting of the Elmhurst City Council on May 6, 2019

6.2 Accounts Payable May 16, 2019 - Total \$ 3,109,142.15

6.3 Referral - Hillside and Crescent Avenues Intersection Evaluation (Aldermen Park and Levin) (City Manager Grabowski)

6.4 Appointment to the Elmhurst Economic Development Commission - Mladenoff (Mayor Morley)

*6.5 Committee Assignments - 2019 (Mayor Morley)

- Ald. Bram pulled this item. The Mayor recommends committee appointments every 2 years, but his preferences were not considered this time. Mayor Morley replies after handing over the gavel to Ald. York. He assigned committee responsibilities based on his belief about how best to serve the residents of Elmhurst.

- Approved 10 – 1 (Bram)

6.6 Report - Central Business District - Streetscape Planter Purchase (PWB)

6.7 Report - 2019 Concrete Pavement Patching Program (PWB)

6.8 Report - 2019 Pavement Striping Program (PWB)

6.9 Report - 2019 DuPage River Salt Creek Workgroup Annual Fee and Project Fee (PWB)

6.10 Report - Elmhurst City Centre 2019 Events (PAS)

6.11 Report - Immaculate Conception Parish Block Party 2019 (PAS)

*6.12 Report - Illinois American Water Wheeling Rate (FCAAS)

- Ald. York explains that this is the first of 2 reports that he will address. First, residents in unincorporated Elmhurst were asked years ago whether they wanted to be hooked up to the City water and sewer system and they declined. To do it now would be cost-prohibitive. Second, the sewage charges for unincorporated residences are the same as for Elmhurst residents, but the water flowing in includes runoff and rainwater whereas in the city limits they are based only on household usage. The subdivisions affected do not have their own sewage systems so the City has to bear the cost of treating their sewage.

- Ald. Honquest, Bram, Polomsky, Mayor Morley discuss this and related issues. Bram is particularly concerned about the 6-8 City residents who are also subject to these charges, and he asks that the report be reconsidered.

- Ald. York reminds us that everyone is a customer of Illinois American; most residents pay into the municipal utility fund through their taxes; reducing rates just for unincorporated households would not be fair. The overall goal is to reduce all the wastewater that goes into the system. Ald. Bram comments.

- Approved 10 – 1 (Bram). Following the vote all but 6 residents leave.

*6.13 Report - Sewerage Treatment Rate of Illinois American Water Company (FCAAS) – see above.

6.14 Report - Illinois Municipal Retirement Fund Preliminary Employer Rate and Funding Rate Alternative (FCAAS)

6.15 O-33-2019 - An Ordinance Authorizing the Execution of a Contract Between the City of Elmhurst and Utility Dynamics Corporation for the Installation of Fiber Optic Cable Between Stormwater Pump Stations

6.16 O-34-2019 - An Ordinance Authorizing the Execution of a Contract Between the City of Elmhurst and Earthwerks Land Improvements & Development for Additional Work Related to the Southwest Elmhurst Stormwater Mitigation Project

6.17 MCO-09-2019 - An Ordinance to Amend Section 36.11, Entitled "Limitation on Number of Licenses," of Article II Entitled "Retail Licenses" of Chapter 36, Entitled "Liquor," of the Municipal Code of Ordinances of the City of Elmhurst, Illinois

6.18 ZO-18-2019 - An Ordinance Approving Certain Text Amendments to the City of Elmhurst Zoning Ordinance to Provide for the Definitions of Assembly and Religious Assembly and to Add or Amend Religious Assembly as Conditional or Permitted Uses

*6.19 ZO-19-2019 - An Ordinance Granting a Conditional Use Permit and Associated Variations for the Redevelopment, Construction and Operation of a Multi-Family Apartment Project at the Property Commonly Known as 183 -191 Addison Street, Elmhurst, Illinois (P.I.N.s 06-02-214-005/-006/-026) (Lennar)
-Ald. Dunn explains that he pulled this item because the design guidelines for the downtown have not been followed by the developers. They applied for a height waiver to allow 8 stories rather than the 6 story limit now in place. Ald. Deuter will support this ordinance tonight but she is concerned that going forward the design guidelines should be followed. Ald. Bram was concerned about sanitary issues last meeting; was assured that there are no concerns. He now has obtained the engineering consultant's sanitary review and finds that there ARE sewage issues. They can be resolved in the future by eliminating I+I but that is not the

situation at present. Ald. Polomsky is still not supporting this based on the issues she raised 2 weeks ago, similar to what Ald. Dunn stated today.

- Approved 8 – 3 (Polomsky Bram, Dunn)

- 6.20 R-51-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for May 1, 2011 - April 30, 2012
- 6.21 R-52-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for May 1, 2012 - April 30, 2013
- 6.22 R-53-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for May 1, 2013 to December 31, 2013
- 6.23 R-54-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for January 1, 2014 to December 31, 2014
- 6.24 R-55-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for January 1, 2014 to December 31, 2014
- 6.25 R-56-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for January 1, 2015 to December 31, 2015
- 6.26 R-57-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for January 1, 2016 to December 31, 2016
- 6.27 R-58-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for January 1, 2017 to December 31, 2017
- 6.28 R-59-2019 - IDOT Resolution for Maintenance Under the Illinois Highway Code for January 1, 2018 to December 31, 2018
- 6.29 R-60-2019 - A Resolution Authorizing the Purchase of Two (2) Toyota RAV4 Hybrids to Replace Vehicles E-5 and E-27 for the Engineering Division
- 6.30 R-61-2019 - A Resolution Authorizing the Purchase of One (1) Ford F150 4X4 Pick-up to Replace Vehicle E-26 for the City's Engineering Division
- 6.31 R-62-2019 - A Resolution Authorizing the Purchase of One 2019 Toyota RAV4 to Replace PD-49 for the Police Department
- 6.32 R-63-2019 - A Resolution for Improvement Under the Illinois Highway Code - Bike Racks
- 6.33 R-64-2019 - A Resolution Authorizing the Purchase of Fire Hydrant Materials for the City of Elmhurst, Illinois
- 6.34 R-65-2019 - A Resolution Authorizing the Purchase of Valmont Anodized Aluminum Streetlight Poles for the City of Elmhurst, Illinois
- 6.35 R-66-2019 - A Resolution Authorizing the Issuance of a Notice of Award and Contract to Omega Sign & Lighting, Inc. for the Robert Palmer Underpass Digital Sign Project
- 6.36 R-67-2019 - A Resolution Approving and Authorizing the Execution of an Agreement By and Between the City of Elmhurst and Civiltech Engineering, Inc. for the Elmhurst City Centre Traffic Review Project

6.37 R-68-2019 - A Resolution Approving and Authorizing the Execution of First Amendment to Park Lease (Salt Creek Lands - St. Charles Road to Harrison Street)

7. Committee Reports

7.1 Majority Report - Multifamily Recycling (PWB)

- Ald. Kennedy asks that this be brought back to the committee to resolve some questions

7.3 Majority Report - ROW Vacation Request - Walter Street (PWB)

- Ald. Kennedy explains that this is a small street (50x1100 ft) to the north of the existing College parking lot. ROW vacation request is in order to expand the lot. Walter St. usage is meager at present; Police and Fire Depts. are agreeable because closing the street will not affect their ability to maintain public safety. The cost to the College will be approximately \$120,000 at 25% EAV. Ald. Deuter explains how the price was arrived at. Ald. Dunn, Brennan, Deuter, Kennedy discuss issues of traffic congestion, access for existing homes, stormwater runoff. Ald. Bram moves to substitute Minority report for Majority report; it fails due to lack of second. Ald. York recuses himself from the vote on this report.

- Approved 9 - 1 (Bram); 1 abstention (York)

7.4 Minority Report - ROW Vacation Request - Walter Street (PWB)

8. Reports and Recommendations of Appointed and Elected Officials

- Mayor Morley announces a successful museum day last Sunday; the trolley was running; it starts up on 5/31. Dunkin Donuts held a successful Cops on Top fundraiser for Special Olympics. The applicant for the controversial gas station at Rte. 83 and St. Charles Rd. has pulled his application. The Memorial Day parade will be held on Monday May 25 kickoff at 9:30 am.

- City Manager Grabowski: The Emroy bridge over I-290 will close on June 3 for 45 days. Committee meetings will be on Tuesday next week due to the Memorial Day holiday. Ald. Polomsky asks how residents around the construction zone will be informed. Ald. Grabowski responds. North Ave. re-paving will be done this summer.

- Ald. York reports on plans for a pedestrian-bicycle bridge (flyover) across Rte. 83 between Lake St. and North Ave. This has been supported by DuPage Forest Preserve, the Elmhurst Bicycle Club, and the Park District. The latter committed \$15,000 toward the initial planning phase and the check has already arrived.

- Ald. Bram comments on Museum Day.

9. Ordinances

O-35-2019 - An Ordinance Authorizing the Purchase of Property at 637 Swain Ave.

- Ald. Bram will support this but is concerned that all alternatives be explored.

-Approved 11-0

10. Other Business none

11. Adjournment 9:05 pm