

**City Council Meeting** August 7, 2017  
City Hall, 209 N. York St.  
Elmhurst, IL 60126  
Council Chambers, 7:30 p.m.  
Steven M. Morley, Mayor

Attendance: 3 press, ~25 residents remaining  
after presentations, City Mgr. Grabowski,  
Atty. Storino, Clerk Spencer, Treasurer Libovicz; Police Chief  
Ruth, Fire Chief Freeman, ~5 City staff members  
LWV Observer: B. Lipton

PLEASE NOTE: Related documents can be accessed online at: <http://www.boarddocs.com/il/coe/Board.nsf/Public>  
and video recording of this meeting can be found at [www.Youtube.com](http://www.Youtube.com)

### **1. Call to order**

- Pledge of Allegiance
- Roll Call – Ald. Park and Kennedy absent

### **2. Presentations**

- 2.1 Recognition - Timothy Christian Scholastic Bowl State Champion Team; their first time winning at the state level. This year there were 250 schools competing.
- 2.2 Recognition - Sgt. Nick Waldenmeyer - The Enrique "Kiki" Camarena Award from the Elks Lodge for his efforts at promoting drug awareness.
- 2.3 Recognition - Elmhurst Memorial Hospital Presentation of "Run of the Month" For the EMS Team that completed a life-saving ambulance run on 2/13/17 when a patient experienced chest pain at Elmhurst YMCA. The gentleman who was the patient expressed his thanks to the first responders who were involved and who saved his life.
- 2.4 Recognition - American Heart Association presentation of STEMI Award to Elmhurst Fire Department. This award recognizes EMS organizations that meet or exceed AHA standards for emergency response in heart attack situations. Elmhurst FD paramedics have exceeded the highest standards and received the gold award for the 3<sup>rd</sup> year in a row.

### **3. Receipt of Written Communication from the Public**

None

### **4. Public Forum**

- Bianca Parisi, long-term Elmhurst resident, states her frustration with O'Hare noise, specifically ONCC's 'Fly Quiet' runway rotation program. She feels the City is not sharing information with residents and should do more to represent Elmhurst residents at ONCC.
- Barbara Lonergan speaks to the 'Fly Quiet' program as well. She feels that the City is not publicizing the issues enough to mobilize residents to oppose it. There are only 10 weeks remaining before a decision is made whether to allow bi-weekly night-time flights over Elmhurst through 2020.
- Rob Kolkowski, resides on Highland Ave, also speaks to the O'Hare noise issue.
- Claude Pagasz objects to general obligation bond issues and related expenditures for several projects including sewage treatment upgrades.
- Shelly LeGere is checking the status of the Annie LeGere law that was enacted at the state level a year ago, allowing first responders, teachers and teachers aides to carry Epi-pens. Elmhurst still has not implemented the law despite the LeGeres are City residents.
- Megan Cronin, a York H. S. junior, was best friends with Annie L. who died at age 13 from an allergic reaction because no one was able to administer epinephrine. She explains the need for this law to be implemented.
- Gabrielle Sinoni, an ICCP student, expresses support of the distribution and use of epinephrine auto-injectors also.
- Katherine Hanson, another Elmhurst student, was at the scene of Annie's death. She supports the immediate implementation of the law.
- Chris White, a long-term teacher in Elmhurst, also expresses her support for distributing epinephrine to first responders.
- Pete DiCianni, DuPage County Board member, also supports the implementation of the law, but the bill did not include a legal 'hold harmless' clause. He is working with our state legislators to amend the law to add this clause so that the City of Elmhurst can allow the law to be implemented. DuPage County has been able to deploy the epi-pens based on a doctor's prescription but so far the City has not.

### **5. Announcements**

- Ald. York announces a golf outing 8/15 to benefit Elmhurst Childrens Assistance Foundation.

### **6. Consent Agenda** All items below approved unanimously 12-0.

6.1 Minutes of the Regular Meeting of the Elmhurst City Council on July 17, 2017

- 6.2 Minutes of the Executive Session of the City Council on July 17, 2017
- 6.3 Accounts Payable August 3, 2017 - Total \$ 2,745,314.81
- 6.4 Reappointment to the Zoning & Planning Commission - Callaway (Mayor Morley)
- 6.5 Report - Arlington Storm Water Reservoir - Pump #1 Repair (PWB)
- 6.6 Report - Engineering Proposal for Water Reclamation Facility (WRF) Electrical Distribution and Design (PWB)
- 6.7 Report - Engineering Proposal for Water Reclamation Facility (WRF) NPDES Permit Assistance (PWB)
- 6.8 Report - Engineering Proposal for Water Reclamation Facility (WRF) and Sanitary Sewer System Facilities Planning Report and Emergency Sewer Outfall (ESO) Elimination (PWB)
- 6.9 Report - 2017 Leak Detection Survey Proposal Rejection (PWB)
- 6.10 Report - Water Pollution Control Revolving Loan Fund Authorized Representative (PWB)
- 6.11 Report - 2017 Additional Fire Hydrant Materials Purchase (PWB)
- 6.12 Report - 2017 Sanitary Manhole Rehabilitation Project, Project #17-55 (PWB)
- 6.13 Report - North Elmhurst Sanitary Lift Station - Pump Replacement (PWB)
- 6.14 Report - Stormwater Management Policy (PWB)
- 6.15 Report - Robert Palmer Drive Underpass Improvements Project - Construction Bids (PWB)
- 6.16 Report - Southwest Elmhurst Stormwater Mitigation Project - Phase II - Professional Engineering Services (PWB)
- 6.17 Report - 2017 Elmhurst Jaycees Carnival (PAS)
- 6.18 Report - Liquor License True North Energy LLC (PAS)
- 6.19 Report - Police Station Space Needs Analysis - Proposal (PAS)
- 6.20 Report - Clinton Avenue Parking Restrictions (PAS)
- 6.21 O-53-2017 - An Ordinance Approving and Authorizing the Execution of an Amendment to the Lease Agreement By and Between T-Mobile Central, LLC and the City of Elmhurst, DuPage and Cook Counties, Illinois
- 6.22 O-54-2017 - An Ordinance Waiving Bid and Authorizing the Execution of a Contract for the 2017 Crack Sealing and Seal Coating Program
- 6.23 O-55-2017 - An Ordinance Approving and Authorizing the Execution of the First Amendment to Redevelopment Agreement for the Fitness Formula Redevelopment Project to be Located at 138-144 North Addison Avenue in the Downtown Redevelopment Project Area of the City of Elmhurst, Illinois (P.I.N.s 06-02-220-010/-026)
- 6.24 O-56-2017 - An Ordinance Waiving Bid and Authorizing the Purchase and Installation of Four Additional Automated License Plate Reader Units for the Police Department's use Within the City of Elmhurst
- 6.25 MCO-11-2017 - An Ordinance Amending Section 36.09 Entitled "Classification of License" of Article II Entitled "Retail License" of Chapter 36 Entitled "Liquor" of the Municipal Code of Ordinances of the City of Elmhurst, Illinois
- 6.26 MCO-12-2017 - An Ordinance to Amend Section 36.10(b) Entitled "Terms-Fees," of Article II, Entitled "Retail License" of Chapter 36, Entitled "Liquor," of the Municipal Code of Ordinances of the City of Elmhurst, Illinois
- 6.27 MCO-13-2017 - An Ordinance to Amend Section 36.11, Entitled "Limitation on Number of Licenses," of Chapter 36, Entitled "Liquor," of the Municipal Code of Ordinances of the City of Elmhurst, Illinois
- 6.28 MCO-14-2017 - An Ordinance Amending Section 36.29 Entitled "Hours During Which Sales May Be Made, Closing Hours" of Article III Entitled "Restrictions and Requirements for Conduct on Licensed Premises" of Chapter 36 Entitled "Liquor" of the Municipal Code of Ordinances of the City of Elmhurst, Illinois
- 6.29 R-68-2017 - A Resolution Expressing Official Intent Regarding Certain Capital Expenditures to be Reimbursed From Proceeds of an Obligation to be Issued by the City of Elmhurst, DuPage and Cook Counties, Illinois
- 6.30 R-69-2017 - A Resolution Authorizing the Purchase of One Replacement Vehicle and Authorizing the Disposal of One Existing Vehicle
- 6.31 R-71-2017 - A Resolution Authorizing the Purchase of Rock Salt for Use Within the City of Elmhurst
- 6.32 R-72-2017- A Resolution Approving and Authorizing the Execution of an Agreement By and Between the City of Elmhurst and the Illinois Department of Transportation Regarding the Resurfacing of Poplar Avenue from Park Avenue to Vallette Street in the City of Elmhurst, Illinois
- 6.33 R-73-2017 - A Resolution Approving and Authorizing the Execution of an Agreement By and Between the City of Elmhurst and the Illinois Department of Transportation Regarding the Resurfacing of York Street from First Street to North Avenue in the City of Elmhurst, Illinois
- 6.34 R-74-2017 - A Resolution Approving Certain Presentations and Personal Appearance Agreements for the Elmhurst Commission on Youth Program
- 6.35 R-75-2017 - A Resolution Authorizing the Purchase of One Replacement Vehicle and Authorizing the Disposal of One Existing Vehicle for the City of Elmhurst's Police Department

6.36 R-76-2017 - A Resolution Authorizing the Issuance of a Notice of Award for 2017 Asphalt Rejuvenating Treatment Program

6.37 R-77-2017 - A Resolution Approving and Authorizing the Execution of an Agreement Relating to the Relocation of the Driveway for 120 West Adams Street, Elmhurst, Illinois

## **7. Committee Reports**

7.1 Report - Request for Sales Tax Incentive for iMotorSports (DPZ). This is the item discussed at length in July. Ald.

Honquest explains that the committee discussed the issue further, now they have resolved 3 issues that were questionable and they are presenting a letter summarizing their conclusions. First, the existing sales tax incentive agreement will remain in place and the new incentive will run separately for 12 years. They are doing very well with the first agreement and indeed they are paying back the money earlier than required. Second, the City's investment in the form of the sales tax rebate will be guaranteed by a \$100,000 personal loan from the owner, to reimburse the City if the business fails. Third, the City and business will split sales tax 50/50 after the City's investment of \$100,000 is paid back, until the full \$500,000 of the City's investment is paid. So now these questions are settled and all committee members are satisfied that this project should go forward.

- Ald. Bram questions the large amount of the City's tax rebate to the business. He feels that at least a middle ground should be considered. Ald. Polomsky asks for clarification of the amended report's statement regarding the use of City funds for construction only, not for equipment or staff. Ald. Levin also asks for clarification of a few items in the report dealing with the possibility that the business owner would breach the agreement if it lost the franchise to sell Indian vehicles or if they move the business. Ald. Honquest, Atty. Storino, Mayor Morley discuss the question and how to clarify the agreement with the business.

- Approved 11 – 1 (Bram).

7.2 Report - Case Number 17 ZBA 04 / Giacalone Variation (DPZ). Ald. Honquest explains that this is a straightforward request by a homeowner to add a front porch.

## **8. Reports and Recommendations of Appointed and Elected Officials**

8.1 Mayor Morley

- Reports that the 5<sup>th</sup> annual Elmhurst Cycling Classic was held successfully. He wishes to thank all the City staff, Police, Fire personnel, and sponsors.

- Summer is not yet over; there are many events to come and the Trolley will run through mid-September.

- Sr. citizen award nominations can still be submitted.

- Mayor Morley attended the County Stormwater Commission and Elmhurst was recognized for its achievements.

8.2 City Manager Grabowski

- Explains that the EMS provider Good Samaritan Hospital needs to sign off on implementing the Annie L. law which they declined to do based on the legal issues. The City has also asked the County Health Dept., Lurie Childrens Hospital, and Elmhurst Hospital and they also declined until the legal clause is added.

- Bridge on St. Charles Rd. over Salt Creek is in bad condition; it is in Villa Park's jurisdiction. They have part of the funds to repair or replace the bridge but they haven't got the rest of the money. Therefore meanwhile they will be closing one west-bound lane as soon as possible. There is no plan to close an eastbound lane at this time. There will definitely be traffic backups on St. Charles east of Rte. 83. The City will have to revise plans for emergency calls (ambulance and fire) to the Elmhurst subdivision west of Rte. 83; Mgr. Grabowski is consulting with Villa Park to come up with a good plan.

- Mgr. Grabowski asks Fire Chief Freeman to update Council on the new Rescue 1 vehicle that was implemented on June 1; Freeman reports that it has been working exceptionally well. Previously about 3% of calls had delays because the fire trucks do not have full advanced life support equipment which is why it was added. This new vehicle can fill ambulance voids at either fire station if the regular ambulance is out on a call. It serves other uses as well; it is staffed by experienced senior paramedics. The floating capability of this vehicle has greatly improved the overall efficiency of the ambulance services in Elmhurst. Currently the average response time is 4 minutes.

- Ald. Bram addresses the severe impact of the Fly Quiet runway rotation #3 not only on the North side of town but all over. He asks for additional information on timing of the night-time overflights. Mgr. Grabowski responds that regular patterns go back into force at 5:30 am but the actual day-to-day patterns depend on weather conditions. Ald. Bram asks for more clarification on whether this is a temporary solution or if it will be permanent.

- Ald. York comments on the Cycling Classic and thanks all who made it possible. He would like to show a video of the event at a future Council meeting.

## **9. Other Business**

Ald. Talluto asks when the state legislative veto session will begin. Mayor Morley believes that it will not be until the first week in November.

**10. Adjournment** 9:30 pm