

City Council Meeting

Monday, Oct. 15, 2018 **7:30 p.m.**

Mayor Morley presiding.

Attendance:; 2 press; City Mgr. Grabowski; Atty. Storino; Clerk Spencer; Treasurer Libovicz; ~6 City staff members; 14 Aldermen; Fire Chief Freeman; Police Chief Ruth
LWV observer (from video): B. Lipton

PLEASE 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. Call to Order** Pledge of Allegiance; Roll Call – All Aldermen present
- 2. Presentation** by Mayor Morley recognizing Elmhurst Fire Department for the highest level of protection as determined by the Insurance Services Office Certification (Fire Chief Freeman; Paul Burriss). Chief Freeman explains the basis for Elmhurst’s high rating and related best bond grade (applause; photo op; more applause)
- 3. Receipt of Written Communication from the Public** one submission by Jay McNichols
- 4. Public Forum**
 - Jay McNichols is concerned about item 6.10, a request for an extension of the zoning conditional use waiver by Elmhurst Extended Care. Based on the City code this conditional waiver is null and void since EEC has failed to accomplish any of the proposed construction activities in the original application. They did not even apply for a building permit yet. EEC merely sent a letter requesting the extension and has had a survey. He asks that the waiver be allowed to expire and if EEC wishes to go through with its plans it should re-apply once more from scratch.
 - Claude Pagacz opposes the school district’s bond request. He presents his reasons.
 - Ben Silver of Citizen Advocacy Center reads a statement to follow up on last meeting’s discussion of the developer’s gift to the City Public Arts Commission as part of his request for approval of an easement. He cautions that a gift such as this might be problematic in the future.
 - Christina Morrison, an attorney representing the EEC center, asks that the Council approve their request for an extension.

5. Announcements

- Ald. Polomsky notes that Mr. Tim Ryan will be speaking tomorrow about substance abuse at an event sponsored by the Youth Council.
- Clerk Spencer announces that early voting will begin on October 22 here at City Hall.
- Ald. York announces that this week there will be many activities related to Elmhurst College's Homecoming week which will culminate with a football game against Milliken on Saturday. Also he is wearing a pink necktie to signify the College's support of breast cancer research.
- Ald. Bram announces that the new smaller 35-gallon refuse containers and food scrap recycling totes are now available. Call City Hall or the refuse collector.

6. Consent Agenda All items below approved unanimously except 6.8 (Talluto); 6.10 (Polomsky); 6.18 (Bram) below (see **)

6.1 Minutes of the Regular Meeting of the Elmhurst City Council on October 1, 2018

6.2 Minutes of the Executive Session of the City Council on October 1, 2018

6.3 Accounts Payable - October 11, 2018 - Total \$ 2,928,332.13

6.4 Appointments to the Public Arts Commission - Evans, Miller, Sabatino, Armstrong, McKinnon, Long, Goltermann, Rocca, Stewart (Mayor Morley)

6.5 Appointments to the Commission on Youth - Walsh-Rock and Redmond (Mayor Morley)

6.6 Referral - Adelia/Chandler and Adelia/Kenmore Intersections Traffic Study Request – Aldermen Talluto and York (City Manager Grabowski)

6.7 Referral - Oneida/Chatham and Oneida/Kearsage Intersections Traffic Study Request - Aldermen Kennedy and Honquest (City Manager Grabowski)

**6.8 Report - Palmer Drive Underpass - Electronic Signs (PAS)

- Ald. Levin explains that this is to finally install an underpass electric sign that has been in the budget for many years. The PAS committee decided to seek better technology that would be more aesthetically pleasing. An electric sign would allow changes much more frequently than the banners that are now varied at most weekly. He describes the reasons for going ahead and installing the sign, including cost considerations.
- Ald. Dunn explains that after many discussions and meetings on this issue, he is a strong supporter, but he didn't sign the report because he was unable to attend the last PAS meeting. This will be a vast improvement over the current use of

fabric banners. He moves to amend the report to add Ald. Dunn's signature.
Amendment passed unanimously on voice vote.

- Ald. Talluto challenges the underlying assumption that a sign is needed at the underpass at all. We have many existing routes of communication including social media. She feels this is not justified by the aesthetics and safety concerns.
- Ald. Polomsky explains that safety and cost concerns make it unwise to install an electric sign in this area. Also, it conflicts with the recently-adopted design for downtown.
- Ald. Brennan has several questions for the committee, but he will support this report.
- Ald. Bram feels the electric sign conflicts with the character of Elmhurst and there is no cost estimate; he has many questions similar to Ald. Brennan. He requests the City staff to address these questions before he is asked to vote.
- Further discussion among Ald. Levin, Deuter, Park, York, Bram.
- Approved 11 – 3 (Polomsky, Park, Talluto)

6.9 Report - Bensenville Fire Protection District #1 - Sixth Amended Modification Agreement (PAS)

**6.10 Report - Request for Extension Case #16 17 P-02, Case 17 P-02 (Incorporating Case 16 P-12) Elmhurst Extended Care (DPZ)

- Ald. Polomsky explains that she pulled this report because she originally opposed granting the conditional use zoning waiver for EEC and she finds no reason to change her mind.
- Ald. Bram echoes the objections of his neighbor who spoke in Public Forum; EEC has not met the requirement to grant an extension which is that they have to have made substantial construction progress. In fact, they state that they will probably come back for additional extensions.
- Ald. Honquest asks Atty. Storino explain the legality of extensions, which is that it is totally within the Council's jurisdiction to grant extensions or not. Ald. Honquest comments that Council generally grants these extensions.
- Ald. Talluto explains what the committee and City staff take to be 'substantial progress'. This is having all the paperwork necessary to apply for a building permit. Ald. Bram comments further.
- Approved 12 - 2 (Polomsky, Bram).

6.11 Report - Modified Shipping Containers as a Zoning Ordinance Text Amendment (DPZ)

- 6.12 O-60-2018 - An Ordinance Waiving Bid and Authorizing the Execution of a Contract for the Reservoir Water Meter Replacement Project
- 6.13 O-61-2018 - An Ordinance Vacating a Portion of the Alley Right-of-Way Directly Adjacent to 441 W. Lake Street (P.I.N. 03-35-103-016/-018/-019)
- 6.14 MCO-20-2018 - An Ordinance Amending Chapter 43 Entitled "Bicycles" of the Municipal Code of Ordinances of the City of Elmhurst, Illinois
- 6.15 ZO-23-2018 - An Ordinance Granting a Conditional Use Permit and Associated Variations for the Development, Construction and Operation of the Property Commonly Known as 1020 South Prospect Avenue, Elmhurst, Illinois (P.I.N. 06-14-409-040) (Timothy Christian Schools)
- 6.16 R-104-2018 - A Resolution to Adopt the DuPage County Natural Hazards Mitigation Plan
- 6.17 R-105-2018 - A Resolution Authorizing the Purchase of One Replacement Wheel Loader the City of Elmhurst Forestry Division and Authorizing the Disposal of a Landscape Tractor With Mower Deck and a 1996 Wheel Loader
- **6.18 R-106-2018 - A Resolution of the City of Elmhurst to Approve and Authorize the Execution of a Right-of-Way License and Covenant Agreement with Cottage Hill Series, LLC
- Ald. Bram explains that he pulled this because he feels that the developer's offer of a gift to the City Public Art Council clouds the issue. He also objects to granting the encroachment without a cost.
- Approved 13 – 1 (Bram)
- 6.19 R-107-2018 - A Resolution to Approve and Authorize the Execution of a Renewal of Auditing Services Agreement for Fiscal Year Ending December 31, 2018 By and Between Sikich, LLP and the City of Elmhurst
- 6.20 R-108-2018 - A Resolution to Approve and Authorize the Execution of the First Amendment to the Construction Services Agreement By and Between Martam Constuction, Inc. and the City of Elmhurst for the Water Reclamation Facility Storage Pad Extension Project
- 6.21 R-109-2018 - A Resolution to Adopt the City of Elmhurst Retail Business Grant Program
- 6.22 R-110-2018 - A Resolution to Adopt the City of Elmhurst Facade Improvement Incentive Program
- 6.23 R-111-2018 - A Resolution to Adopt the City of Elmhurst Commercial Sign Grant Program

7. Committee Reports

7.1 Report - General Obligation Bond Issue 2018 (FCAAS)

- Ald. York explains that this is to fund facility improvements, completion of the stormwater remediation projects, and the rest of the water meter upgrades. The analysis shows that the plan stays under the 5% cap.
- Ald. Bram, Talluto, Levin comment on the report and thank Ald. York, the committee, and City finance staff for their well-written report and thoughtful analysis.
- approved 14 – 0.

8. Reports and Recommendations of Appointed and Elected Officials

- Mayor Morley calls attention to the Youth Commission meeting tomorrow night; the American Legion military ball; the distinguished Service award ceremony is coming up; and the Fire Department open house yesterday drew 1200 attendees.
- City Manager Grabowski briefly discusses the progress of the water meter change-out program which has generally been going well. Additional information will be brought to the Finance committee.
- Ald. Honquest explains Access Sports that has been in Elmhurst providing sports programs for ~70 special-needs kids. Their spaghetti dinner fundraiser is Friday Nov. 2 at the K of C. Second, Com Ed has a program where they come out for free and evaluate how to save energy in your home. It's a great program. He took advantage of it and urges everyone else to do the same.

9. Other Business none

10. Adjournment 9:00 pm