

**MINUTES OF THE REGULAR MEETING OF THE  
CITY COUNCIL OF THE CITY OF ELMHURST, ILLINOIS  
HELD ON MONDAY, OCTOBER 3, 2011  
209 NORTH YORK STREET  
ELMHURST, ILLINOIS**

**EXECUTIVE SESSION 6:30 P.M. – PENDING LITIGATION AND ACQUISITION/DISPOSITION OF REAL PROPERTY**

1. Executive session was called to order at 6:35 p.m. by Mayor DiCianni for the purpose of discussing Pending Litigation and Acquisition/Disposition of Real Property.

Present: Paula Pezza, Diane Gutenkauf, Norman Leader, Bob Dunn, Dannee Polomsky, Scott Levin, Jim Kennedy, Steve Morley, Mark A. Mulliner

Absent: Michael J. Bram (arrived at 6:30 p.m.), Kevin L. York (arrived at 6:45 p.m.), Stephen Hipskind, Chris Healy (arrived at 6:37 p.m.), Patrick Wagner

Also in attendance: City Treasurer Dyer, City Attorney Storino, Assistant City Manager/Fire Chief Kopp

Alderman Pezza moved to convene into executive session for the purpose of discussing Pending Litigation and Acquisition/Disposition of Real Property. Alderman Gutenkauf seconded. Roll call vote:

Ayes: Pezza, Gutenkauf, Leader, Dunn, Polomsky, Levin, Kennedy, Morley, Mulliner

Nays: None

9 ayes, 0 nays, 5 absent

Motion duly carried

Alderman Morley moved to adjourn executive session. Alderman Pezza seconded. Voice vote. Motion carried. Executive session adjourned at 7:05 p.m.

**CALL TO ORDER /PLEDGE OF ALLEGIANCE/ROLL CALL**

Attendance: 84

2. The Regular Meeting of the Elmhurst City Council was called to order by Mayor DiCianni at 7:30 p.m.

Present: Paula Pezza, Diane Gutenkauf, Norman Leader, Bob Dunn, Michael J. Bram, Dannee Polomsky, Kevin L. York, Chris Healy, Scott Levin, Jim Kennedy, Steve Morley, Mark A. Mulliner

Absent: Stephen Hipskind, Patrick Wagner

Also in Attendance: City Treasurer Dyer, City Attorney Storino, City Manager Grabowski, Assistant City Manager/ Fire Chief Kopp, Director of Finance & Administration Gaston, Public Works Director Hughes, Police Chief Neubauer, Museum Director Bergheger

**ONE ROOM SCHOOLHOUSE TRIBUTE (CONRAD FISCHER STUDENTS)**

3. Students from Conrad Fischer School were invited by Mayor DiCianni to perform an abbreviated version of their September 25, 2011 performance at the One Room Schoolhouse. The students performed the songs "Old Dan Tucker" and "Soldier's Joy."

Mayor DiCianni thanked the Superintendent Pruneau, Principal Bailey, and the teachers of Grades 2-5.

**RECEIPT OF WRITTEN COMMUNICATIONS AND PETITIONS FROM THE PUBLIC**

4. None.

**PUBLIC FORUM**

5. No one spoke.

**CONSENT AGENDA**

6. The following items on the Consent Agenda were presented:
- a. MINUTES OF THE REGULAR MEETING HELD ON MONDAY, SEPTEMBER 19, 2011 (City Clerk Spencer): Approve as published
  - b. MINUTES OF THE EXECUTIVE SESSION MEETING HELD ON MONDAY, SEPTEMBER 19, 2011 (City Clerk Spencer): Receive and place on file
  - c. ACCOUNTS PAYABLE – SEPTEMBER 30, 2011, TOTAL \$ 1,612,570.26
  - d. BID RESULTS, 2011-2012 SANITARY SEWERS CIPP REHAB PROJECT (City Clerk Spencer): Refer to the Public Works & Buildings Committee

September 29, 2011

TO: Mayor DiCianni and Members of the City Council  
RE: Bid Results, 2011-2012 Sanitary Sewers CIPP Rehab Project

In response to an invitation to bid for the 2011-2012 Sanitary Sewers CIPP Rehab Project No. 11-15 the City of Elmhurst advertised in the Elmhurst Independent on Wednesday, September 1, 2011, bids were received from three contractors. All bid packages were complete.

Bids were opened at 10:00 a.m. on Tuesday, September 20, 2011 by the City Clerk. The following is a summary of the bids received:

<u>Contractor</u>	<u>Total Price</u>
Insituform Technologies Bridgeview, IL	\$935,494.00
Visu-Sewer of Illinois Chesterfield, MO	\$956,631.75
Municipal Pipe Tool Co. LLC Hudson, IA	\$1,078,486.50

Respectfully submitted,  
/s/ Patty Spencer  
City Clerk

- e. REPORT – 2011/2012 SANITARY SEWER CIPP LINING PROJECT The following report of the Public Works & Buildings

September 26, 2011

TO: Mayor DiCianni and Members of the City Council  
RE: 2011/2012 Sanitary Sewer CIPP Lining Project

The Public Works and Buildings Committee met on Monday, September 26, 2011 to discuss bids for the 2011/2012 Sanitary Sewer CIPP Lining Project. An invitation to bid was sent to qualified contractors and advertised in local area newspapers. The bid contained a Base Bid Project. The three (3) bids that were received are summarized below:

<u>Contractor</u>	<u>Base Bid Totals</u>
Insituform Technologies (Lemont, IL)	\$935,494.00
Visu-Sewer of Illinois, LLC (Bridgeview, IL)	\$956,631.75

Municipal Pipe Tool Co. LLC                      \$1,078,486.50  
(West Chicago, IL)

The bid request defined the method and process for furnishing all labor, materials, tools, equipment, and incidentals, necessary to provide for the complete rehabilitation of deteriorated gravity sewer lines through the use of the Cured-in-Place-Pipe (CIPP) process. The Base Bid Project contains 26,028 feet of sanitary sewer targeted for rehabilitation. A map of the areas to be lined is attached.

The CIPP process is defined as the rehabilitation of gravity sewer pipe by the installation of a flexible polyester felt fiber tube, vacuum impregnated with a polyester thermosetting resin, having an impermeable inner surface. The impregnated tube is formed to the host pipe by means of a water column. Curing is accomplished by circulating hot water or Steam throughout the length of the tube in accordance with the manufacturer's curing schedule.

When cured and complete, the rehabilitated pipe shall be a structurally sound, impermeable, joint-less pipe, which is effectively a "pipe-within-a-pipe."

All preparatory activities, including pre-televising and cleaning is incidental to the work. Sewer service reinstatements and any other work required for the proper installation of the CIPP system is also included in the bid amount.

However, additional work such as point repairs, which may be required prior to lining are not included in the bid amount. The amount of work authorized by the City for this project, including the base bid and any additional work, shall not exceed the budgeted amount.

The low bidder on this project is Insituform Technologies USA, Inc. of Lemont, Illinois. Insituform Technologies has previously worked for the City and has completed this type of work in a timely and satisfactory manner.

Funds have been provided in the 2011/2012 Budget, Municipal Utility Fund, Sanitary Sewer Replacement/Lining Program, account number 510-6056-502-80-13, in the budgeted amount of \$950,000.00 for the contractual rehabilitation of sewers.

It is therefore the recommendation of the Public Works and Buildings Committee that the bid, submitted by Insituform Technologies USA, Inc., for the Base Bid Project work, in the amount of \$935,494.00, and for any additional work, be accepted and that the City Attorney prepare the appropriate resolution.

Respectfully submitted,  
Public Works and Building Committee

/s/ Jim Kennedy  
Chairman

/s/ Bob Dunn  
Vice-Chairman

/us/ Chris Healy

/s/ Diane Gutenkauf

- f. REPORT – DISPOSITION OF STOP SIGN REQUEST WILLOW ROAD AND ARMITAGE AVENUE The following report of the Public Affairs & Safety Committee was presented for passage:

September 26, 2011

To: Mayor DiCianni and Members of the City Council  
RE: Disposition of Stop Sign Request Willow Road and Armitage Avenue

The Public Affairs and Safety Committee met on September 26, 2011 to discuss the status of the above referenced request for Stop Signs at the intersection of Willow Road and Armitage Avenue.

In response to a request from a neighborhood resident, the City Engineering staff reviewed the intersection and finds poor sight distance between 40 and 70 feet at this low-volume intersection. According to "Proposed Warrants for Low Volume Intersection Traffic Control", this intersection meets the warrants for two-way stop control. Traffic data indicates Armitage Avenue has the lower traffic volume. As stated in the "Manual on Uniform Traffic Control Devices", the roadway carrying the lowest volume of traffic should be controlled. Therefore, staff recommends installing stop signs on the Armitage Avenue approached to Willow Road.

It is, therefore, the recommendation of the Public Affairs and Safety Committee that the appropriate ordinance be drafted and adopted by the City Council to install stop signs on the Armitage Avenue approaches to Willow Road.

Respectfully submitted,  
Public Affairs and Safety Committee

/s/ Patrick Wagner

Chairman

/s/ Paula Pezza

Vice-Chairman

/s/ Michael J. Bram

- g. REPORT – DAN GIBBONS TURKEY TROT The following report of the Public Affairs & Safety Committee was presented for passage:

September 26, 2011

To: Mayor DiCianni and Members of the City Council

Re: Dan Gibbons Turkey Trot

The Public Affairs and Safety Committee met on September 26, 2011 to discuss the request from the Dan Gibbons Turkey Trot Committee to alter the route of the Turkey Trot to help accommodate the anticipated increase in number of participants. This year's Turkey Trot will be benefitting six charities exclusive to DuPage County. These charities are promoting the event with their constituents, and the Turkey Trot Committee feels there will be even more runners and supporters; the Prairie Path route has exceeded its capacity and poses several safety concerns. Dan Gibbons and Tony Cuzzone from the Turkey Trot Committee were available to answer Committee questions.

The proposed new route would start at York and South Street, go north on York to Park, around the College, back down Cottage Hill to York and South Street (a copy of the proposed route is attached). This route will close St. Charles Road, York Road and affect a different neighborhood. The Turkey Trot Committee feels that the new course will allow for a safer route that will also showcase much of Elmhurst as it passes by the Central Business District, the library, Wilder Park and Elmhurst College.

City Staff said the route can be changed and traffic re-routed, however the change will require more barricades and staffing, increasing costs to the City from about \$3,000 to about \$6,000. Dan Gibbons stated that the Turkey Trot Committee will be willing to do a cost sharing with the City to help with costs. The Committee discussed a 50/50 sharing for all costs above \$3,000, not to exceed an additional \$1,500 in costs to the City.

Additionally, prior notification is mandatory to those residents land-locked or severely affected by the detours. All detour, road closure plans and operational parameters will be finalized only after consultation and discussion with the approval of the Elmhurst Police, Fire and Public Works Departments.

It is, therefore, the recommendation of the Public Affairs and Safety Committee to approve the layout of the proposed route and the 50/50 sharing for all costs above the initial \$3,000, not to exceed an additional \$1,500 in costs to the City and that the City Attorney prepare the necessary document.

Respectfully submitted,

Public Affairs and Safety Committee

/s/ Patrick Wagner

Chairman

/s/ Paula Pezza

Vice-Chairman

/s/ Michael J. Bram

- h. REPORT – REQUEST FOR PRIVATE ACTIVITY BOND VOLUME CAP The following report of the Finance, Council Affairs & Administrative Services Committee was presented for passage:

September 27, 2011

To: Mayor DiCianni and Members of the City Council

Re: Request for Private Activity Bond Volume Cap

The Finance, Council Affairs and Administrative Services Committee met September 26, 2011, to review a request from the Upper Illinois River Valley Development Authority for the City of Elmhurst to transfer its 2011 Private Activity Bond volume cap in the amount of \$4,399,830 to them.

Private Activity Bonds (PABs) are securities issued by a state or local home rule government for financing private development projects. The purpose behind PABs, which is a federal program, is to spur economic development. Federal law imposes a limit of \$95 per capita for 2011; therefore, Elmhurst's volume cap allocation for 2011 is \$4,399,830. Although PABs are bonds issued by the City, the bonds are financed privately. The City has no obligation to pay back the amounts financed should the project default, and the bonds are not deemed to be debt of the City, whether used by the City or by the transferee. The fact that PABs are issued by the City makes the bonds tax exempt, thus lowering financing costs for the development project.

The Upper Illinois River Valley Development Authority (UIRVDA) was created by an act of the Illinois Legislature in January 1990 to assist business development and expansion by providing low-interest financing. UIRVDA can issue the following types of bonds: tax-exempt industrial/manufacturing; senior citizen housing/multi-family; local government; not for profit (i.e. YMCA, hospital); solid waste disposal; and transportation. UIRVDA has developed relationships with home rule communities and other regional development authorities to work together to accommodate the volume cap needed for its projects. UIRVDA serves the following counties: Bureau, Grundy, Kane, Kendall, LaSalle, Marshall, McHenry and Putnam.

Although a specific project has not been identified, UIRVDA is requesting that the City of Elmhurst transfer its 2011 volume cap to UIRVDA for a future development project. If UIRVDA does not use the 2011 volume cap in calendar 2011, the 2011 cap can be carried over by UIRVDA for three years. The volume cap can then be used for projects at any time during the carry over period (2012-2014). UIRVDA has agreed to pay up to a 1% PAB transfer fee, plus to pay all City legal fees involved in the review and processing of the bond issue, for whatever portion of the volume cap is actually used by UIRVDA to finance a project. The transfer fee would be paid to the City at the time the bonds are issued.

Due to the sustained economic downturn, the City's PAB volume cap allocation has not been utilized since 2006, and prior to that, since 2002. If the City receives a request for volume cap from an Elmhurst business prior to December 31, 2011, UIRVDA will transfer the City's cap back to the City for its use. The transfer also lays the foundation for a relationship that could perhaps, in the future, allow the City to receive or purchase from UIRVDA some of its excess volume cap for a project that could benefit the City. After discussion, it was the consensus of the Finance Committee to recommend the transfer of the City's 2011 PAB volume cap to UIRVDA.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council direct the City Attorney to prepare the appropriate documents to

transfer the City of Elmhurst 2011 Private Activity Bond volume cap in the amount of \$4,339,830 to the Upper Illinois River Valley Development Authority.

Respectfully submitted,  
Finance, Council Affairs and  
Administrative Services Committee  
/s/ Stephen Hipskind  
Chairman  
/s/ Kevin York  
Vice-Chairman  
/s/ Mark Mulliner  
/s/ Scott Levin

- i. REPORT – PROPOSED ZONING ORDINANCE TEXT AMENDMENT – “DAY CARE AND PRE-SCHOOLS” IN THE C1 AND C4 ZONING DISTRICTS The following report of the Development Planning & Zoning Committee was presented for passage:

September 27, 2011

TO: Mayor DiCianni and Members of the City Council

RE: Proposed Zoning Ordinance Text Amendment – “Day Care and Pre-Schools” in the C1 and C4 Zoning Districts

The Development, Planning and Zoning Committee met on September 26, 2011 to discuss a request from City Staff to delete “Day Care and Pre-School” uses from the Permitted Use lists in the C1 and C4 districts, and reclassify “Day Care and Pre-School” uses as Conditional Uses in the C1 and C4 Zoning Districts.

Day care and pre-school uses are currently classified as Permitted Uses in the C1, C2, C3 and C4 zoning districts, and are classified as Conditional Uses in the OIC, C4A and I1 zoning districts.

Staff explained that day care and pre-school uses require evaluation of the impact of these uses at a particular location. As Conditional Uses, day care and pre-school uses are evaluated by the Police, Fire, Public Works, and Community Development Departments of the City, as well as the Planning Commission, the Development, Planning and Zoning Committee, and, ultimately, the City Council.

As Permitted Uses in the C2 and C3 districts, staff can evaluate the proposed location relative to parking and drop-off/pick-up of the children. However, in the C1 and C4 districts, off-street parking is not required and, because these uses are permitted as of right, a day care operator or pre-school can open in these two districts without conditions.

Pursuant to Section 3.11 of the Elmhurst Zoning Ordinance, Conditional Uses are “...uses which, because of their unique characteristics, cannot be properly classified in any particular district or districts, without consideration, in each case, of the impact of those uses upon neighboring land and of the public need for the particular use in the particular location”.

The Development, Planning and Zoning Committee agrees that these uses pose a potential safety concern regarding the dropping off and picking up of children, and, as such, should be classified as Conditional Uses in the C1 and C4 districts.

It is therefore, the recommendation of the Development, Planning and Zoning Committee that the City Council authorize City Staff to apply for, and the Zoning & Planning Commission to hold a public hearing on, text amendments to the Zoning Ordinance regarding “Day Care and Pre-School” uses in the C1 and C4 Zoning Districts.

Respectfully submitted,  
Development, Planning and Zoning  
Committee  
/s/ Steven Morley  
Chairman

/s/ Dannee Polomsky

Vice-Chairman

/s/ Norman Leader

- j. REPORT – FINDZALL COMMUNITY MARKETING CONTRACT RENEWAL The following report of the Development Planning & Zoning Committee was presented for passage:

September 27, 2011

TO: Mayor DiCianni and Members of the City Council

RE: Findzall Community Marketing Contract Renewal

The Development, Planning and Zoning Committee met on September 12 and 26, 2011 to review the renewal of a Consultant Services Agreement from Findzall Community Marketing, effective immediately upon the passage and execution of the appropriate contract documents.

The Committee reviewed the information provided by Findzall Community Marketing including Tasks and Strategies, the “Dashboard” and the Annual Progress Report dated April 1, 2011.

The Committee recognizes the need to continue to retain and protect our current businesses while promoting continued economic development.

The Committee noted that City staff contacted two other independent consultants specializing in this area of development services prior to establishing a contract with Findzall.

The Committee believes that the previous experience with the Elmhurst community as well as region-wide experience in economic development consulting positions Findzall as the best resource for the City of Elmhurst’s needs at this time. Findzall Community Marketing will continue to handle various marketing functions on behalf of the City including Explore Elmhurst, Shop/Buy Elmhurst Campaign, Open a Business link on Elmhurst website, development of social media including Twitter and Facebook, Broker E-Mail, the available properties list and associated map, and Visitor and Tourism links on the City website. Much of their work in the last year focused on setting up initiatives that can be maintained with minimal effort. City Staff will work with Findzall to direct their future efforts which will include an increased emphasis on business attraction and retention of retail businesses throughout as well as marketing of the City of Elmhurst.

Community support for economic development will also be achieved through a closer working collaboration and greater support from the City of Elmhurst Economic Development Commission and the Business Alliance, which includes the Elmhurst Chamber of Commerce and Industry and the Elmhurst City Centre Special Service Area.

Similar to the City’s other consulting services agreements, the contract with Findzall provides for an hourly rate and an average weekly delivery of time. The Findzall contract is for \$85.00 an hour, an average of eight hours per week, and total annual hours not to exceed 500 hours per year. The Committee discussed a one year contract with a one year option to provide an opportunity for a formal review after one year.

The performance of Findzall will be monitored and reviewed by City Staff on a monthly basis.

Therefore, it is the recommendation of the Development, Planning and Zoning Committee that the City Council authorize the City Attorney to prepare the proper documents for the formal City Council approval of Cathy Maloney and the Findzall Community Marketing firm to continue to provide consulting services for the City of Elmhurst for a one year period with a one year option to allow for a formal review after one year.

Respectfully submitted,  
Development, Planning and Zoning  
Committee

/s/ Steven Morley

Chairman

/s/ Dannee Polomsky

Vice-Chairman

/s/ Norman Leader

- k. O-45-2011 – AN ORDINANCE AUTHORIZING THE SALE BY AUCTION OF PERSONAL PROPERTY OWNED BY THE CITY OF ELMHURST

Ordinance O-45-2011 was presented for passage.

- l. O-46-2011 – AN ORDINANCE WAIVING BID AND AUTHORIZING THE ISSUANCE OF A NOTICE OF AWARD TO AAA CONCRETE RAISING CO. FOR THE 2011 SIDEWALK REPAIR PROGRAM (SLABJACKING) IN THE CITY OF ELMHURST, ILLINOIS

Ordinance O-46-2011 was presented for passage.

- m. MCO-12-2011 – AN ORDINANCE TO AMEND ARTICLE V ENTITLED, “DRIVING, OVERTAKING AND PASSING,” AND ARTICLE VI ENTITLED, “SPECIAL STOPS,” OF CHAPTER 44 ENTITLED, “MOTOR VEHICLES AND TRAFFIC,” OF THE MUNICIPAL CODE OF THE CITY OF ELMHURST, ILLINOIS (REPLACING YIELD SIGNS WITH STOP SIGNS AT THE NORTHBOUND AND SOUTHBOUND SUNNYSIDE AVENUE APPROACHES TO MONTROSE AVENUE)

Ordinance MCO-12-2011 was presented for passage.

- n. ZO-07-2011 – AN ORDINANCE GRANTING AN AMENDED CONDITIONAL USE PERMIT AND ASSOCIATED VARIATION TO SIGN HEIGHT FOR THE PURPOSE OF REPLACING AN EXISTING MANUAL READER BOARD SIGN WITH AN ELECTRONIC READER BOARD SIGN ON THE PROPERTY COMMONLY KNOWN AS 779 SOUTH YORK STREET (VISITATION CHURCH AND SCHOOL)

Ordinance ZO-07-2011 was presented for passage.

- o. R-39-2011 – A RESOLUTION AUTHORIZING THE FUNDING OF THE “SHOP/BUY” MARKETING CAMPAIGN

Resolution R-39-2011 was presented for passage.

- p. R-40-2011 – A Resolution Authorizing the Execution of an Agreement By and Between the City of Elmhurst and Kane, McKenna and Associates, Inc. Regarding Potential Tax Increment Financing District

Resolution R-40-2011 was presented for passage.

- q. R-41-2011 – A RESOLUTION EXPRESSING OFFICIAL INTENT REGARDING CERTAIN EXPENDITURES TO BE REIMBURSED FROM THE SPECIAL TAX ALLOCATION FUND FOR AND/OR FROM PROCEEDS OF AN OBLIGATION ISSUED, IF ANY, IN CONNECTION WITH A PROPOSED TAX INCREMENT FINANCING DISTRICT COMMONLY DESCRIBED AS THE NORTH YORK STREET REDEVELOPMENT PROJECT AREA

Resolution R-41-2011 was presented for passage.

- r. R-42-2011 – A RESOLUTION EXPRESSING OFFICIAL INTENT REGARDING CERTAIN EXPENDITURES TO BE REIMBURSED FROM THE SPECIAL TAX ALLOCATION FUND FOR AND/OR FROM PROCEEDS OF AN OBLIGATION ISSUED, IF ANY, IN CONNECTION WITH A PROPOSED TAX INCREMENT FINANCING DISTRICT COMMONLY DESCRIBED AS THE RIVERSIDE DRIVE REDEVELOPMENT PROJECT AREA

Resolution R-42-2011 was presented for passage.

- s. R-43-2011 – A RESOLUTION EXPRESSING OFFICIAL INTENT REGARDING CERTAIN EXPENDITURES TO BE REIMBURSED FROM THE SPECIAL TAX ALLOCATION FUND FOR AND/OR FROM PROCEEDS OF AN OBLIGATION ISSUED, IF ANY, IN CONNECTION WITH A PROPOSED TAX INCREMENT FINANCING DISTRICT COMMONLY DESCRIBED AS THE YORK STREET/VALLETTE STREET REDEVELOPMENT PROJECT AREA

Resolution R-43-2011 was presented for passage.

t. R-44-2011 – A RESOLUTION PROVIDING FOR A FEASIBILITY STUDY FOR THE PROPOSED NORTH YORK STREET TAX INCREMENT ALLOCATION FINANCING DISTRICT

Resolution R-44-2011 was presented for passage.

u. R-45-2011 – A RESOLUTION PROVIDING FOR A FEASIBILITY STUDY FOR THE PROPOSED RIVERSIDE DRIVE TAX INCREMENT ALLOCATION FINANCING DISTRICT

Resolution R-45-2011 was presented for passage.

v. R-46-2011 – A RESOLUTION PROVIDING FOR A FEASIBILITY STUDY FOR THE PROPOSED YORK STREET/VALLETTE STREET TAX INCREMENT ALLOCATION FINANCING DISTRICT

Resolution R-46-2011 was presented for passage.

Alderman Gutenkuf pulled items **6g. Report – Dan Gibbons Turkey Trot**, **6j. Report – Findzall Community Marketing Contract Renewal** and **6l. O-46-2011 – An Ordinance Waiving Bid and Authorizing the Issuance of a Notice of Award to AAA Concrete Raising Co. for the 2011 Sidewalk Repair Program (Slabjacking)** in the City of Elmhurst, Illinois from the Consent Agenda. Alderman Mulliner pulled item **6e. Report – 2011/2012 Sanitary Sewer CIPP Lining Project** from the Consent Agenda. Alderman Morley pulled item **6p. R-40-2011 – A Resolution Authorizing the Execution of an Agreement By and Between the City of Elmhurst and Kane, McKenna and Associates, Inc. Regarding Potential Tax Increment Financing District** from the Consent Agenda.

Alderman York moved to approve the contents of the Consent Agenda less items **6e. Report – 2011/2012 Sanitary Sewer CIPP Lining Project**, **6g. Report – Dan Gibbons Turkey Trot**, **6j. Report – Findzall Community Marketing Contract Renewal**, **6l. O-46-2011 – An Ordinance Waiving Bid and Authorizing the Issuance of a Notice of Award to AAA Concrete Raising Co. for the 2011 Sidewalk Repair Program (Slabjacking)** and **6p. R-40-2011 – A Resolution Authorizing the Execution of an Agreement By and Between the City of Elmhurst and Kane, McKenna and Associates, Inc. Regarding Potential Tax Increment Financing District**. Alderman Bram seconded. Roll call vote:

Ayes: York, Bram, Polomsky, Healy, Levin, Kennedy, Morley, Mulliner, Pezza, Leader  
Dunn

Nays: None

Results: 12 ayes, 0 nays, 2 absent  
Motion duly carried

Alderman Kennedy moved to accept item **6e. Report – 2011/2012 Sanitary Sewer CIPP Lining Project** as read. Alderman Gutenkauf seconded.

Alderman Mulliner stated he pulled item **6e. Report – 2011/2012 Sanitary Sewer CIPP Lining Project** to state that the home owners will have the responsibility of lining the lateral sewers. Alderman Mulliner supports the report and wanted to point out that the lateral sewers will not be part of the Burke/JN report.

Discussion ensued.

Alderman Healy stated he did not sign the report because he was absent from the meeting.

Voice vote on item **6e. Report – 2011/2012 Sanitary Sewer CIPP Lining Project**. Motion carried.

Alderman Pezza moved to accept item **6g. Report – Dan Gibbons Turkey Trot** as read. Alderman

Bram seconded.

Alderman Gutenkauf stated she pulled item **6g. Report – Dan Gibbons Turkey Trot** to take the opportunity to inform residents of the route change for the Turkey Trot and to let everyone know that this year all the proceeds will go to non-profits located in DuPage County. She stated an increase in participants is expected.

Alderman Gutenkauf stated her support for the new route and stated she felt it was important to speak of the new route and for residents to receive publicity announcing the new route.

Voice vote on item **6g. Report – Dan Gibbons Turkey Trot**. Motion carried.

Alderman Morley moved to accept item **6j. Report – Findzall Community Marketing Contract Renewal** as read. Alderman Polomsky seconded.

Alderman Morley stated the Findzall Community Marketing contract expired in April 2011. He stated the consultants are currently operating under the City Manager's authority. He stated the Development, Planning and Zoning Committee (DP&Z) reviewed a report that included Findzall's accomplishments for this past year. He stated he supports the committee report and asked Council to give their approval for Findzall to continue with their services for a one year period, with a one year option to allow for a formal review after one year.

Alderman Gutenkauf stated she pulled item **6j. Report – Findzall Community Marketing Contract Renewal** regarding the recommendation given to Council from the DP&Z Committee report. Alderman Gutenkauf asked about other vendors, how the fees were established, and questioned the measurements used in evaluating the marketing efforts used by Findzall.

Discussion ensued regarding issues of those in favor and those opposed to renewing the Findzall contract as it was presented the Council tonight.

Discussion ensued regarding the Council receiving a monthly status report from Findzall. It was agreed by Council that Findzall would provide said status report each month to the Council.

Roll call vote on item **6j. Report – Findzall Community Marketing Contract Renewal**.

Ayes: Morley, Polomsky, York, Healy, Levin, Kennedy, Leader, Dunn

Nays: Mulliner, Pezza, Gutenkauf, Bram

Results: 8 ayes, 4 nays, 2 absent  
Motion carried

Alderman Kennedy moved to approve item **6l. O-46-2011 – An Ordinance Waiving Bid and Authorizing the Issuance of a Notice of Award to AAA Concrete Raising Co. for the 2011 Sidewalk Repair Program (Slabjacking) in the City of Elmhurst, Illinois** as read. Alderman Dunn seconded.

Alderman Gutenkauf stated she pulled item **6l. O-46-2011 – An Ordinance Waiving Bid and Authorizing the Issuance of a Notice of Award to AAA Concrete Raising Co. for the 2011 Sidewalk Repair Program (Slabjacking) in the City of Elmhurst, Illinois** to take the opportunity to mention this is a specialized job and there is only one company that can do this type of work. She stated she was not at the Council meeting when the Committee report was presented and she wanted to make sure it was clear that the City is not opting for a no-bid contract. Alderman Gutenkauf stated she supports item **6l. O-46-2011 – An Ordinance Waiving Bid and Authorizing the Issuance of a Notice of Award to AAA**

**Concrete Raising Co. for the 2011 Sidewalk Repair Program (Slabjacking) in the City of Elmhurst, Illinois.**

Roll call vote on item **6l. O-46-2011 – An Ordinance Waiving Bid and Authorizing the Issuance of a Notice of Award to AAA Concrete Raising Co. for the 2011 Sidewalk Repair Program (Slabjacking) in the City of Elmhurst, Illinois:**

Ayes: Kennedy, Dunn, Bram, Polomsky, York, Healy, Levin, Morley, Mulliner, Pezza, Gutenkauf, Leader

Nays: None

Results: 12 ayes, 0 nays, 2 absent  
Motion carried

Alderman Morley moved to approve item **6p. R-40-2011 – A Resolution Authorizing the Execution of an Agreement By and Between the City of Elmhurst and Kane, McKenna and Associates, Inc. Regarding Potential Tax Increment Financing District** as read. Alderman Polomsky seconded.

Alderman Morley stated he pulled item **6p. R-40-2011 – A Resolution Authorizing the Execution of an Agreement By and Between the City of Elmhurst and Kane, McKenna and Associates, Inc. Regarding Potential Tax Increment Financing District** to point out that Exhibit "A" has been revised. City Attorney Storino distributed a revised copy on the dais this evening. Alderman Morley stated this resolution and agreement are for Phase I only.

Alderman Mulliner asked for clarification that the "not to exceed" number is only for Phase I.

Alderman Morley replied yes.

Ayes: Morley, Polomsky, York, Healy, Levin, Kennedy, Mulliner, Pezza, Gutenkauf, Leader, Dunn, Bram

Nays: None

Results: 12 ayes, 0 nays, 2 absent  
Motion carried

**COMMITTEE REPORTS**

7. a. **REPORT – CITY WARD REDISTRICTING** The following report of the Finance, Council Affairs & Administrative Services Committee was presented for passage:

September 27, 2011

To: Mayor DiCianni and Members of the City Council  
Re: City Ward Redistricting

The Finance, Council Affairs and Administrative Services Committee met September 12, 2011, to discuss City ward redistricting.

The realignment of City wards is necessary when changes in population, as identified by examining census figures, result in underrepresentation or overrepresentation in some wards. Ward boundaries were last changed in 2002, as a result of the 2000 census. The results of the 2010 census are now available, and due to shifts in the City's population, it is appropriate to consider adjusting ward boundaries at this time. A ward redistricting plan was developed by staff and has been reviewed with the Finance Committee. A map depicting that plan is attached. Note that the proposed wards are the color segments, and that the current ward boundaries are the heavy red dotted lines. To help ensure equal representation of City residents, every attempt has been made to adjust ward boundaries to approximate the mean population (6,303) of the seven wards. The

2010 census figures for the seven wards, current and proposed, and the percentage difference from the mean are as follows:

<u>Ward</u>	<u>Current</u>	<u>% Difference</u>	<u>Proposed</u>	<u>% Difference</u>
1	6,506	3.22%	6,277	-0.41%
2	6,655	5.58%	6,407	1.65%
3	5,978	-5.16%	6,455	2.41%
4	6,255	-0.76%	6,255	-0.76%
5	6,235	-1.08%	6,235	-1.08%
6	6,447	2.28%	6,238	-1.03%
7	<u>6,045</u>	-4.09%	<u>6,254</u>	-0.78%
Total	44,121		44,121	

The proposed changes bring the City's wards substantially in line with the mean ward population.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council authorize the City Attorney to prepare an amendment to Section 2.01 of the City of Elmhurst Municipal Code to adjust the ward boundaries as proposed in this report.

Respectfully submitted,  
Finance, Council Affairs and  
Administrative Services Committee  
/s/ Stephen Hipskind  
Chairman  
/s/ Kevin York  
Vice-Chairman  
/s/ Mark Mulliner  
/s/ Scott Levin

Alderman York moved accept item **7a. Report – City Ward Redistricting** as read. Alderman Mulliner seconded.

Alderman York stated every ten years after the Census, the City looks at the population to make sure that each Ward represents an equally proportionate number of residents. He stated City staff has prepared a City Ward redistricting map. He asked the Council to support the redistricting as presented.

Alderman Dunn stated even though the 2<sup>nd</sup> Ward loses an area, he supports the report.

Voice vote on item **7a. Report – City Ward Redistricting**. Motion carried.

**REPORTS AND RECOMENDATIONS OF APPOINTED AND ELECTED OFFICIALS**

8. a. UPDATES (Mayor DiCianni)

Mayor DiCianni reported he met with six VPs from ComEd on Wednesday, September 28, 2011 to discuss reliability and infrastructure problems pertaining to Elmhurst. Also in attendance were City Manager Grabowski, Assistant City Manager/Fire Chief Kopp as well as three of the four Committee Chairmen, Aldermen Morley, Wagner and Kennedy.

Mayor DiCianni stated the meeting was very productive. ComEd has agreed to give a monthly report on tree trimming, re-looping, etc. Mayor DiCianni stated he invited the six VPs to meet with the entire City Council and their constituents in the near future.

Alderman Mulliner stated he hopes that a public meeting will be scheduled very soon. He stated everyone needs to know what ComEd's plans are for Elmhurst.

Alderman Bram stated his disappointment that the September 28, 2011 meeting did not include all of the elected officials and he looked forward to the upcoming meeting because this is a Citywide problem.

Mayor DiCianni assured the Council a meeting will be scheduled.

Alderman Healy reported there was a power outage for a couple of minutes throughout the south side of town and it was a sunny day! He stated his support of having a smaller representation at the September 28<sup>th</sup> meeting. Alderman Healy stated ComEd was able to speak in depth regarding their delivery of service. He stated all elected officials are pushing for the same goal.

Mayor DiCianni thanked the students from Conrad Fischer. He stated their abbreviated program was a sample of the wonderful performance held on Sunday, September 25, 2011. He stated 200-300 people were in attendance to celebrate history through music.

The Mayor thanked and congratulated Historical Museum Director Bergheger and Curator of Exhibits Tawzer on the opening of two new Civil War exhibits: *Between the States* and *Letters From Home*. The exhibits opened on September 24, 2011, approximately 300 people were in attendance.

Alderman Bram thanked the Conrad Fischer students, their parents, teachers and Principal Bailey for an enjoyable program.

City Manager Grabowski announced Committee meetings will be held on Tuesday, October 11, 2011 at 7:00 p.m. due to the Columbus Day holiday. He announced a Committee of the Whole meeting will follow.

#### **RESOLUTIONS**

9. a. **R-47-2011 – A RESOLUTION URGING THE ILLINOIS GENERAL ASSEMBLY AND THE GOVERNOR TO MODIFY THE SMART GRID BILL**

Resolution R-47-2011 was presented for passage.

Alderman Pezza moved to approve item 9a. R-47-2011 – A Resolution Urging the Illinois General Assembly and the Governor to Modify the Smart Grid Bill. Alderman Bram seconded. Voice vote, motion carried.

#### **OTHER BUSINESS**

10. None.

#### **ANNOUNCEMENTS**

11. Alderman Bram announced he and Alderman Polomsky will host a Town Hall meeting on Wednesday, October 26, 2011 at 7:00 p.m. at Angelo's Ristorante.

Alderman Dunn announced he and Alderman Leader will host a Town Hall meeting on Tuesday, October 18, 2011 at 7:00 p.m. at Superior Ambulance.

City Clerk Spencer announced the Elmhurst Park District along with the York & Vallette Business Association will host Fall Fest on Saturday, October 8, 2011 from 10:00a.m. – 2:00 p.m. at the fountain on York Street between South and Vallette Streets.

Clerk Spencer announced the York Student Enrichment Team (YSET) will host a fundraiser “Art, Wine, Food” on Thursday, October 13, 2011 at Flight 112 Wine House. For more information visit [www.flight112wine.com](http://www.flight112wine.com).

Clerk Spencer announced that the official hours for Trick-or-Treating in Elmhurst will be 3:30 p.m. – 7:30 p.m. on Halloween, Monday, October 31, 2011.

Alderman York, point of clarification, City Hall is closed to the public on Columbus Day, Monday, October 10, 2011 but City staff are working on that day.

**ADJOURNMENT**

12. Alderman Morley moved to adjourn the meeting. Alderman York seconded. Voice vote. Motion carried. Meeting adjourned 8:50 p.m.

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Peter P. DiCianni III, Mayor

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Patty Spencer, City Clerk