

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF ELMHURST, ILLINOIS
HELD ON MONDAY, SEPTEMBER 17, 2012
209 NORTH YORK STREET
ELMHURST, ILLINOIS**

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

1. Executive session was called to order at 6:33 p.m. by Mayor DiCianni for the purpose of discussing Acquisition/Disposition of Real Property and Pending/Threatened Litigation.

Present: Paula Pezza (arrived at 7:01 p.m.), Norm Leader (arrived at 6:39 p.m.), Bob Dunn, Michael J. Bram, Dannee Polomsky, Kevin L. York, Stephen Hipskind, Chris Healy, Scott Levin, Jim Kennedy, Steve Morley, Patrick Wagner

Absent: Diane Gutenkauf, Mark A. Mulliner

Also in attendance: City Treasurer Dyer, City Attorney Storino, City Manager Grabowski, Assistant City Manager Kopp

Alderman Morley moved to convene into executive session for the purpose of discussing Acquisition/Disposition of Real Property and Pending/Threatened Litigation. Alderman Polomsky seconded.

Ayes: Morley, Polomsky, York, Hipskind, Healy, Levin, Kennedy Wagner, Dunn, Bram

Nays: None

10 ayes, 0 nays, 4 absent

Motion duly carried

Alderman Morley moved to adjourn executive session. Alderman Wagner seconded. Voice vote. Motion carried. Executive session adjourned at 7:10 p.m.

CALL TO ORDER/ PLEDGE OF ALLEGIANCE/ROLL CALL

Attendance: 47

2. The Regular Meeting of the Elmhurst City Council was called to order by Mayor DiCianni at 7:31 p.m.

Present: Paula Pezza, Norman Leader, Bob Dunn, Michael J. Bram, Dannee Polomsky, Kevin L. York, Stephen Hipskind, Chris Healy, Scott Levin, Jim Kennedy, Steve Morley, Patrick Wagner,

Absent: Diane Gutenkauf, Mark A. Mulliner

Also in Attendance: City Treasurer Dyer, City Attorney Storino, City Manager Grabowski, Assistant City Manager Kopp, Director of Finance & Administration Gaston, Fire Chief Bacidore, Interim Police Chief Panico, City Engineer Tiberi

SWEARING-IN OF FIRE DEPARTMENT PERSONNEL: FIREFIGHTER SCOTT WARDZALA AND FIREFIGHTER DANIEL WHELAN

3. Mayor DiCianni invited in turn both Scott Wardzala and Daniel Whelan along with their families to the dais to be sworn-in as an Elmhurst Firefighters.

Mayor DiCianni congratulated both Firefighters and welcomed them to the Elmhurst Fire Department.

PROCLAMATION – NATIONAL NO TEXT ON BOARD PLEDGE DAY

4. Mayor DiCianni proclaimed September 19, 2012 as “No Text on Board – Pledge Day” to encourage drivers to take the pledge and never text and drive again.

RECEIPT OF WRITTEN COMMUNICATIONS AND PETITIONS FROM THE PUBLIC

5. None.

PUBLIC FORUM

6. Claude Pagacz
566 W. Gladys Ave.
Elmhurst, IL 60126

Stated he had a question, will Mariano's pay for a building permit and a demolition permit or will it come from the TIF. He stated he doesn't understand how Hahn Street can go from TIF I to TIF IV. He stated he wants answers.

ANNOUNCEMENTS

7. Clerks Spencer stated because our district will have a referendum regarding holding dual office by and elected official in Elmhurst, individuals or groups who want to be poll watcher(s) must register with the Election Commission on or before Thursday, September 27, 2012 for the November 6th General Election. More information is available on the City's homepage in the News Flash section.

Clerk Spencer announced candidate packets will be available at the Administration Office beginning Tuesday, September 25, 2012 for those interested in running for local office at the April 9, 2013 Consolidated Election. The first day to circulate petitions for local office is the same, Tuesday, September 25, 2012. Additional candidate information is available on the Elmhurst, DuPage County, and IL State Board of Elections websites.

Alderman Healy announced he and Alderman Levin will host a Town Hall meeting at 7:30 p.m. on Thursday, September 27, 2012 at the Knights of Columbus Hall (537 S. York St.).

Alderman Levin announced on Saturday, September 29, 2012 the Police Department will collect unused and/or expired prescription drugs at the Police Station parking lot (125 W. First St.) from 10:00 a.m. until 2:00 p.m. as part of National Prescription Drug Take Back Day.

CONSENT AGENDA

8. The following items on the Consent Agenda were presented:
 - a. MINUTES OF THE REGULAR MEETING HELD ON TUESDAY, SEPTEMBER 4, 2012 (City Clerk Spencer): Approve as published
 - b. MINUTES OF THE EXECUTIVE SESSION HELD ON TUESDAY, SEPTEMBER 4, 2012 (City Clerk Spencer): Receive and place on file
 - c. MINUTES OF THE EXECUTIVE SESSION HELD ON MONDAY, SEPTEMBER 10, 2012 (City Clerk Spencer): Receive and place on file
 - d. ACCOUNTS PAYABLE – SEPTEMBER 17, 2012, TOTAL \$2,865,173.49
 - e. APPOINTMENT TO ELMHURST ECONOMIC DEVELOPMENT COMMISSION – SCHIELE, JANES AND SCHAU (Economic Development Commission): Concur with the Commission's recommendation

August 28, 2012

To: Members of the City Council

Re: Appointment to Elmhurst Economic Development Commission – Kurt Schiele, Jason Janes and Barbara Riekse Schau

With your advice and consent, the Elmhurst Economic Development Commission recommends the appointment of Kurt Schiele, Jason Janes and Barbara Riekse Schau to the Elmhurst Economic Development Commission increasing the size of the commission from twelve members to fifteen members per MCO-4.04. The term for Mr. Kurt Schiele will expire April 30, 2015, Mr. Jason Janes term will expire April 30, 2014 and the term for Ms. Barbara Riekse Schau will expire April 30, 2013.

Respectfully submitted,
/s/ Elmhurst Economic Development
Commission

- f. BID RESULTS, 2012 SIDEWALK REPLACEMENT PROJECT (City Clerk Spencer): Refer to the Public Works & Buildings Committee

September 13, 2012

TO: Mayor DiCianni and Members of the City Council
RE: Bid Results, 2012 Sidewalk Replacement Project

In response to an invitation to bid for 2012 Sidewalk Replacement Project, the City of Elmhurst advertised in the Elmhurst Independent on Thursday, August 16, 2012. Bids were received from nine contractors. All bid packages were complete.

Bids were opened at 10:00 a.m. on Tuesday, September 4, 2012 by the City Clerk. The following is a summary of the bids received:

<u>Contractor</u>	<u>Total Price</u>
Kings Point General Cement, Inc. Addison, IL	\$118,712.50
D'Land Construction, LLC. Bensenville, IL	\$122,414.00
Strada Construction Co. Addison, IL	\$123,580.00
Mondi Construction Roselle, IL	\$124,920.00
DiNatale Construction, Inc. Addison, IL	\$127,500.00
Globe Construction Addison, IL	\$135,850.00
G&M Cement Construction, Inc. Addison, IL	\$141,000.00
Schroeder & Schroeder Skokie, IL	\$141,300.00
Alliance Contractors Woodstock, IL	\$232,150.00

Respectfully submitted,
/s/ Patty Spencer
City Clerk

- g. LIQUOR LICENSE REQUEST – KITCHEN EATERY (City Manager Grabowski): Refer to the Public Affairs & Safety Committee

September 7, 2012

To: Mayor DiCianni and Members of the City Council
Re: Liquor License Request – Kitchen Eatery

Attached please find a request from a new business, Kitchen Eatery, wherein they advise of their intent to follow proper City of Elmhurst process for approval of a City liquor license for 601 W. St. Charles Road.

Therefore, it is respectfully requested that the City Council authorize the Public Affairs and Safety Committee to consider increasing the Elmhurst Municipal Code authorized number of liquor licenses in the classification RSB which would, if approved, allow Kitchen Eatery, 601 W. St. Charles Road to be considered for a liquor license.

Respectfully submitted,
/s/ James A. Grabowski
City Manager

- h. REPORT – 2012 SIDEWALK REPLACEMENT PROGRAM The following report of the Public Works & Buildings Committee was presented for passage:

September 17, 2012

TO: Mayor DiCianni and Members of the City Council
RE: 2012 Sidewalk Replacement Program

The Public Works and Buildings Committee met on Monday, September 17, 2012 to review bids for the 2012 Sidewalk Replacement Program. The bids received are summarized on Attachment "A".

The work in general consists of the removal and replacement of existing sidewalk and curb and gutter and the installation of new sidewalk at various locations throughout the City. This is a cost sharing program where the City and homeowner share the expense to replace broken sidewalk.

Kings Point General Cement, Inc. of Bensenville, Illinois submitted the lowest bid. However, Kings Point General Cement does not meet the requirements listed in subparagraph (d) of paragraph 9 of the Instructions to Bidders. Kings Point General Cement's performance has been evaluated by the City as unsatisfactory.

The lowest responsible bidder, meeting all of the bidding requirements, was D'Land Construction of Bensenville, IL. D'Land's bid is \$122,414.00. D'Land has worked for the City in the past, most recently during the 2005 and 2006 sidewalk replacement program. All work was completed in a satisfactory manner. \$122,414.00 will allow for approximately 1,075 sidewalk squares to be reconstructed.

Monies have been provided in the FY 2012/13 budget in the amount of \$150,000 in account number 110-6041-432-30-70. The \$150,000 budgeted will allow for approximately 1,300 sidewalk squares to be reconstructed.

It is, therefore, the recommendation of the Public Works and Buildings Committee that the low bid unit prices from D'Land Construction L.L.C. for the 2012 Sidewalk Replacement Program be accepted and that the total cost of the work not exceed the budgeted amount, and that the rules be suspended to allow the City Council to approve the resolution drafted by the City Attorney to approve a contract with D'Land Construction L.L.C. at the same meeting as this report.

Respectfully submitted,
Public Works and Building Committee
/s/ Jim Kennedy
Chairman
/s/ Bob Dunn
Vice-Chairman
/s/ Chris Healy
/us/ Diane Gutenkauf

- i. REPORT – 2012 DAN GIBBONS TURKEY TROT The following report of the Public Affairs & Safety Committee was presented for passage:

September 10, 2012

To: Mayor DiCianni and Members of the City Council
Re: 2012 Dan Gibbons Turkey Trot

The Public Affairs and Safety Committee met on September 10, 2012 to discuss the plans of the Dan Gibbons Turkey Trot Committee to hold the 2012 Turkey Trot on Thursday, November 22, 2012, along with proposed route modifications for the 2013 Turkey Trot. As in the past, this year's

Turkey Trot will be benefitting several DuPage Charities. Dan Gibbons and Tony Cuzzone from the Turkey Trot Committee were available to answer Committee questions.

As in 2011, the 2012 Turkey Trot route will start at York and South Street, proceed north on York to Park, continue west on Park to Prospect, around Elmhurst College, back down Cottage Hill to York and South Street (a copy of the route is attached). This route will close St. Charles Road and York Street. The attached map also illustrates the eastbound/westbound St. Charles Road detour, the northbound/southbound York Street detour, and the Addison Avenue/southbound York Street detour.

Dan Gibbons stated that the Turkey Trot Committee will be willing to do a cost sharing with the City to help with costs of additional costs of barricades and staffing for the 2012 route. 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.

The Turkey Trot Committee is proposing an alternate route for 2013 (a copy of the alternate route is attached). This route will start on Park; proceed east to Lawndale, south to Marion, east on Marion to Robert Palmer Drive to north York Street to Third Street west to Addison Avenue, south to First Street, east to York, north to Schiller, east to Robert Palmer, south to York Street, south to Church Street, west to Prospect and conclude at Prospect and Alexander Blvd.

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 route for the 2012 Dan Gibbons Turkey Trot and the proposed alternate route for the 2013 Dan Gibbons Turkey Trot.

Respectfully submitted,
Public Affairs and Safety Committee
/us/ Patrick Wagner
Chairman
/s/ Paula Pezza
Vice-Chairman
/s/ Michael J. Bram

- j. REPORT – CHATHAM AND ONEIDA AVENUES – STOP SIGN REQUEST The following report of the Public Affairs & Safety Committee was presented for passage:

September 10, 2012

To: Mayor DiCianni and Members of the City Council
Re: Chatham and Oneida Avenues – Stop Sign Request

The Public Affairs and Safety Committee met on September 10, 2012 to discuss requests from neighborhood residents for the installation of yield or stop signs at the intersection of Chatham and Oneida Avenues.

In response to these requests, the City's traffic consultant, Brent Coulter of Coulter Transportation Consulting, reviewed the intersection of Chatham and Oneida Avenues. Based on criteria set forth in "Proposed Warrants for Low Volume Intersection Traffic Control", yield signs are warranted on eastbound and westbound Oneida Avenue. In accordance with Mr. Coulter's findings, staff recommends that yield signs be installed.

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 yield signs on eastbound and westbound Oneida Avenue.

Respectfully submitted,
Public Affairs and Safety Committee

/us/ Patrick Wagner

Chairman

/s/ Paula Pezza

Vice-Chairman

/s/ Michael J. Bram

- k. REPORT – IRISH SPRING 5K RUN/WALK The following report of the Public Affairs & Safety Committee was presented for passage:

September 10, 2012

To: Mayor DiCianni and Members of the City Council

Re: Irish Spring 5K Run/Walk

The Public Affairs and Safety Committee met on September 10, 2012 to discuss the request from The Runner's Soul to hold an annual Irish Spring 5K road race in conjunction with the Elmhurst St. Patrick's Day Parade, on Saturday, March 9, 2013. A representative from The Runner's Soul will be available to answer the Committee's questions.

The Irish Spring 5K is a five-kilometer road race, which is measured at 3.1 miles. The race will be certified through USTAF (United States Track and Field) and will be chip timed so all participants will know their time whether running or walking. Participation will be capped at 1,500 participants.

The race will start at 9:00 a.m. on Spring Road at Montrose Avenue, and proceed south on Spring to Jackson, west on Jackson to Fairfield. South on Fairfield to Hawthorne, south on Hawthorne to Van Buren Street, east on Van Buren to Spring, south on Spring to Harrison, east on Harrison to Mitchell. North on Mitchell to Van Buren, west on Van Buren Street to Saylor, north on Saylor to Crescent, west on Crescent to Spring, north on Spring to the finish at the intersection of Spring and Montrose (see attached map).

A staging area, with DJ/Announcements, pre and post-race hydration and nutrition will be located in the Elmhurst Camera parking lot. The race will last approximately 1 hour and ten minutes, from starting gun to the last walker over the finish line. The course will utilize streets that will already be barricaded for the St. Patrick's Day Parade, providing safety for the participants, as well as supporters.

Parking for participants and supporters will be available at York High School, Lincoln Elementary School and on surrounding neighborhood streets. Volunteers will be shuttled via Parade Committee golf carts. Porta-Potties will be provided; the quantity will depend on the number of participants. On course and post hydration will be provided as part of the race.

Proof of insurance will be provided to and approved by the City Attorney prior to the event.

All layout/staging plans and operational parameters will be finalized only after ongoing 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 that the City Council approve the Irish Spring 5K Run/Walk to be held in conjunction with the Elmhurst St.

Respectfully submitted,

Public Affairs and Safety Committee

/us/ Patrick Wagner

Chairman

/s/ Paula Pezza

Vice-Chairman

/s/ Michael J. Bram

- l. REPORT – 2013 EMPLOYEE HEALTH INSURANCE BENEFIT RENEWAL The following report of the Finance, Council Affairs & Administrative Services Committee was presented for passage:

September 11, 2012

To: Mayor DiCianni and Members of the City Council
Re: 2013 Employee Health Insurance Benefit Renewal

The Finance, Council Affairs and Administrative Services Committee met on September 10, 2012, to review the 2013 employee health insurance benefit renewal.

As part of the renewal process the City periodically bids the insurance plan. The City requested bids the last two years, and therefore did not go out to market this year. The City's insurance broker, Assurance Agency, Ltd., worked with the City's current carrier Blue Cross Blue Shield (BCBS) on the 2013 health insurance renewal.

The 2013 renewal includes Blue Cross Blue Shield blended trend of 6.3% to the average medical claim values and 6.1% to the RX claim values. Trend is a forecast of per capita claims cost increases that takes into account various factors, such as price inflation, utilization, government-mandated benefits, and new treatments, therapies and technology. The current 2012 premium is \$3,623,930. The 2013 renewal from Blue Cross Blue Shield is \$3,667,413 which equates to a 1.2% increase, well below trend.

Since 2003, Blue Cross Blue Shield has provided fully insured medical insurance benefits to City of Elmhurst employees. Employees may now choose between three plans, the Preferred Provider Organization (PPO) plan, the Health Maintenance Organization (HMO) plan and the high deductible Health Saving Account (HSA) plan. Staff anticipates a significant migration from the PPO and HMO plans to the HSA plan, which is projected to positively impact premium adjustments in future years. The Public Works collective bargaining agreement with the International Union of Operating Engineers, Local 150, provides health insurance coverage to Public Works union employees, and has done so since May 1, 2008. After review of the renewal, staff recommends contracting with BCBS for the 2013 benefit plan year. The Finance Committee concurs with staff recommendation.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council accept the proposal from Blue Cross Blue Shield for a fully insured health care program for the 2012 plan year, January 1, 2013 through December 31, 2013, for an annual premium of \$3,667,413.

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

- m. REPORT – CASE NUMBER 12 P-07/ AUTO WORKS CONDITIONAL USE – 940 N. INDUSTRIAL DRIVE
The following report of the Development, Planning & Zoning Committee was presented for passage:

September 11, 2012

TO: Mayor DiCianni and Members of City Council
Re: Case Number 12 P-07/ Auto Works Conditional Use – 940 N. Industrial Drive
Request for Conditional Use Permit for the purpose of establishing a Motor Vehicle Sales use on property commonly known as 940 N. Industrial Drive (PIN 03-26-205-006)

The Development, Planning and Zoning Committee met on September 10, 2012 to review the Zoning & Planning Commission report dated August 28, 2012 unanimously recommending approval of the subject request. The Committee also reviewed the Applicant's submittal documents and the transcripts of the public hearing.

The subject site is occupied by LaSalle Street Services in the front of the building, and Auto Works in the rear of the building; Mr. Jack McDermott and his partners own both businesses as well as the property. The current automobile related uses on this site include storage, repair and maintenance, which are permitted uses in the I1 Restricted Industrial District.

This is a request to allow automobile sales in addition to the current automobile related uses on site. The Applicant had testified that there will not be any indication of automobile sales from outside the building except for a small modification to the existing business identification sign located in front of the building on Industrial Drive.

The Zoning and Planning Commission recommended that this particular Conditional Use apply only to the current owner and applicant of this petition. Although a Conditional Use normally “runs with the land” (see Section 3.11-14 Transferability of the Elmhurst Zoning Ordinance), the nature of a motor vehicle sales use in an industrial district requires careful consideration.

The Applicant is aware and understands that this approval will have the following conditions enumerated in the enabling ordinance:

- There will be no outdoor storage, display or repair of automobiles.
- There will be no signage other than a modification to the existing sign to indicate that the business includes automobile sales (a State of Illinois requirement)
- There will be no temporary signage, banners, or other attention-getting devices pursuant to the Elmhurst Zoning Ordinance.
- The Conditional Use Ordinance contains language to ensure that any subsequent owner and/or occupant of this motor vehicle sales use must obtain a Conditional Use Permit prior to occupancy.

The Development, Planning and Zoning Committee agrees with the findings of the Zoning & Planning Commission that the Applicant has provided sufficient evidence to support the approval of this request and has met the Standards for Conditional Use.

Therefore, the Development, Planning and Zoning Committee recommends that the City Council approve the Applicant’s request for Conditional Use. The City Attorney is hereby directed to prepare the necessary documents for City Council approval.

Respectfully submitted,
Development, Planning and Zoning
Committee
/s/ Steven Morley
Chairman
/s/ Dannee Polomsky
Vice-Chairman
/s/ Norman Leader

- n. REPORT – CASE NUMBER 11 ZBA-08 /CALLAHAN VARIATION – 130 N. LARCH AVENUE The following report of the Development, Planning & Zoning Committee was presented for passage:

September 11, 2012

TO: Mayor DiCianni and Members of City Council

Re: Case Number 11 ZBA-08 /Callahan Variation – 130 N. Larch Avenue

Request for variation from required lot coverage maximum and front yard setback pursuant to Sections 7.4-4 and 7.4-5 of the Elmhurst Zoning Ordinance on property commonly known as 130 N. Larch Avenue (PIN 06-02-219-014), said property being wholly located within the R2 Single Family Residence district.

The Development, Planning and Zoning Committee met on numerous occasions, most recently on September 10, 2012 to review the Zoning Board of Appeals report dated October 17, 2011. The

Committee also reviewed the Applicant's submittal documents and the transcripts of the public hearing.

This is a request for a 3.05 foot front yard setback variation, from 25 feet to 21.95 feet, and a lot coverage variation of 1.45%, from 30% to 31.45%, for the purpose of enlarging an existing unenclosed front porch.

The Development, Planning and Zoning Committee does not agree with the findings of the majority of the Zoning Board of Appeals (the Zoning Board of Appeals voted 4-3 to recommend approval of the subject request).

The Development, Planning and Zoning Committee finds that the Applicant did not meet the third Standard for Variations: that the "property in question cannot yield a reasonable return or provide the owner or tenants a reasonable enjoyment of the property if permitted to be used only under the conditions allowed by the regulations in its zone". The house was built in 2003 under the same regulations that are in place today. The house currently does have a small front porch which provides seating for two and a safe, covered entrance to the house. The Committee notes that there is no history of the City permitting a single family home lot coverage greater than 30%.

It is the consensus of the Development, Planning and Zoning Committee that the Applicant has not provided sufficient evidence to support the approval of this request and, therefore has not met the Standards for Variation.

Therefore, the Development, Planning and Zoning Committee recommends that the City Council deny the Applicant's request for variations to the setback and lot coverage requirements of the R2 Single-Family district.

Respectfully submitted,
Development, Planning and Zoning
Committee
/s/ Steven Morley
Chairman
/s/ Dannee Polomsky
Vice-Chairman
/s/ Norman Leader

o. O-53-2012 – AN ORDINANCE AUTHORIZING THE SALE BY AUCTION OF PERSONAL PROPERTY OWNED BY THE CITY OF ELMHURST

Ordinance O-53-2012 was presented for passage.

p. O-54-2012 – AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A NON-EXCLUSIVE LICENSE AGREEMENT BY AND BETWEEN MARY QUEEN OF HEAVEN PARISH AND THE CITY OF ELMHURST, DUPAGE AND COOK COUNTIES, ILLINOIS

Ordinance O-54-2012 was presented for passage.

q. R-53-2012 – A RESOLUTION AUTHORIZING THE PURCHASE OF A REPLACEMENT VEHICLE FOR THE CITY OF ELMHURST FIRE DEPARTMENT AND AUTHORIZING THE DISPOSAL OF ONE 1999 FORD WINDSTAR

Resolution R-53-2012 was presented for passage.

r. R-54-2012 – A RESOLUTION APPROVING A SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF CLAIMS BETWEEN PETER MCDAID AND SWILLY INC. AND THE CITY OF ELMHURST

Resolution R-54-2012 was presented for passage.

s. R-55-2012 – A RESOLUTION APPROVING A SECOND LETTER AGREEMENT BETWEEN THE CITY OF ELMHURST AND ADDISON CORRIDOR DEVELOPMENT I, LLC

Resolution R-55-2012 was presented for passage.

- t. R-56-2012 – A RESOLUTION AUTHORIZING THE EXECUTION OF A COVERAGE AGREEMENT AND RELEASE BETWEEN CLARENDON AMERICAN INSURANCE COMPANY AND THE CITY OF ELMHURST

Resolution R-56-2012 was presented for passage.

- u. R-57-2012 – A RESOLUTION AUTHORIZING THE ISSUANCE OF A NOTICE OF AWARD FOR THE 2012 SIDEWALK REPLACEMENT PROGRAM IN THE CITY OF ELMHURST, ILLINOIS

Resolution R-57-2012 was presented for passage.

Alderman Kennedy pulled items **8h. Report – 2012 Sidewalk Replacement Program** and **8u. R-57-2012 – A Resolution Authorizing the Issuance of a Notice of Award for the 2012 Sidewalk Replacement Program in the City of Elmhurst, Illinois**. Pezza pulled item **8s. R-55-2012 – A Resolution Approving a Second Letter Agreement Between the City of Elmhurst and Addison Corridor Development I, LLC** from the Consent Agenda.

Alderman Morley moved to approve the contents of the Consent Agenda less items **8h. Report – 2012 Sidewalk Replacement Program**, **8s. R-55-2012 – A Resolution Approving a Second Letter Agreement Between the City of Elmhurst and Addison Corridor Development I, LLC** and **8u. R-57-2012 – A Resolution Authorizing the Issuance of a Notice of Award for the 2012 Sidewalk Replacement Program in the City of Elmhurst, Illinois**. Alderman Dunn seconded. Roll call vote:

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

Nays: None

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

Alderman Kennedy moved to approve item **8h. Report – 2012 Sidewalk Replacement Program**. Alderman Dunn seconded.

Alderman Kennedy stated he pulled item **8h. Report – 2012 Sidewalk Replacement Program** to state the Public Works & Buildings Committee had a special meeting tonight because last week there was not a quorum. He stated that explains why the report was circulated without signatures.

Voice vote on item **8h. Report – 2012 Sidewalk Replacement Program**, unanimous, motion carried.

Alderman Pezza moved to open for discussion item **8s. R-55-2012 – A Resolution Approving a Second Letter Agreement Between the City of Elmhurst and Addison Corridor Development I, LLC**. Alderman Bram seconded.

Alderman Pezza stated she pulled item **8s. R-55-2012 – A Resolution Approving a Second Letter Agreement Between the City of Elmhurst and Addison Corridor Development I, LLC** to explain she was not at the executive session meetings in which this item was discussed. She stated in her opinion, she felt that this discussion could have and should have been discussed in open session. She stated she cannot support the resolution because she feels it wasn't handled in the fashion she expects it to be.

Roll call vote on item **8s. R-55-2012 – A Resolution Approving a Second Letter Agreement Between the City of Elmhurst and Addison Corridor Development I, LLC**:

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

Nays: Pezza, Hipkind

Results: 10 ayes, 2 nays, 2 absent
Motion duly carried

Alderman Kennedy moved to approve item **8u. R-57-2012 – A Resolution Authorizing the Issuance of a Notice of Award for the 2012 Sidewalk Replacement Program in the City of Elmhurst, Illinois.** Alderman Dunn seconded.

Alderman Kennedy stated he pulled item **8u. R-57-2012 – A Resolution Authorizing the Issuance of a Notice of Award for the 2012 Sidewalk Replacement Program in the City of Elmhurst, Illinois** for the same reasons the he pulled the corresponding committee report 8h. He stated it is a continuation of the report.

Roll call vote on item **8u. R-57-2012 – A Resolution Authorizing the Issuance of a Notice of Award for the 2012 Sidewalk Replacement Program in the City of Elmhurst, Illinois:**

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

Nays: None

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

REPORTS AND RECOMENDATIONS OF APPOINTED AND ELECTED OFFICIALS

9. a. UPDATES (Mayor DiCianni)

Mayor DiCianni announced Lincoln Elementary School and Bryan Middle School both received “Blue Ribbon” status from the U.S. Department of Education. He congratulated each school on their accomplishments.

Alderman Bram reported on the August 2012 PACE Ridership report. He reminded residents to make sure they use the bus system in order to keep our Elmhurst service running.

Alderman Bram asked for an update on the Elmhurst Hospital Berteau campus.

City Manager Grabowski stated the developers for Belmont Village Construction have requested information regarding the City’s building code, stating he had no follow-up regarding their request.

OTHER BUSINESS

10. None.

ADJOURNMENT

11. Alderman Morley moved to adjourn the meeting. Alderman Kennedy seconded. Voice vote. Motion carried. Meeting adjourned 8:00 p.m.

Peter P. DiCianni III, Mayor

Patty Spencer, City Clerk