

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF THE ELMHURST, ILLINOIS
HELD ON MONDAY, OCTOBER 20, 2008
209 NORTH YORK STREET
ELMHURST, ILLINOIS**

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HELD ON MONDAY, OCTOBER 20, 2008
209 NORTH YORK STREET
ELMHURST, ILLINOIS**

CALL TO ORDER/ PLEDGE OF ALLEGIANCE/ROLL CALL

Attendance: 15

1. The Regular Meeting of the Elmhurst City Council was called to order by Mayor Marcucci at 7:32 p.m.

Present: Diane Gutenkauf, Norman Leader, Pat Shea, Michael Bram, Susan J. Rose, John Gow, Stephen Hipskind, Chris Nybo, George Szczepaniak, Steve Morley, Donna Lomnicki, Mark A. Mulliner

Absent: Michael J. Regan (arrived at 8:05 p.m.), Moira Moriarty (arrived at 7:50 p.m.)

Also in Attendance: City Treasurer Pigoni, Assistant City Attorney Spiroff, City Manager Borchert, PZED Director Said, Economic Development Manager Corner

RECEIPT OF WRITTEN COMMUNICATIONS AND PETITIONS FROM THE PUBLIC

2. None.

PUBLIC FORUM

3. Daniel Cuszack
OS579 Kirk
Elmhurst, IL 60126

Spoke regarding the new Elmhurst Hospital construction and the recent disclosure of the property one block east of Harvard and west of Kirk that it will be a parking lot for hospital employees. He stated the concerns of the neighborhood regarding the creation of more traffic and a plan for flood control.

CONSENT AGENDA

4. The following items on the Consent Agenda were presented:

MINUTES OF REGULAR MEETING HELD ON MONDAY, OCTOBER 6, 2008 (City Clerk Spencer): Approve as published

MINUTES OF THE EXECUTIVE SESSION HELD ON MONDAY, OCTOBER 6, 2008 (City Clerk Spencer): Receive and place on file

ACCOUNTS PAYABLE – OCTOBER 20, 2008 TOTAL \$ 2,409,925.05

TWO(2) 2009 OR CURRENT MODEL YEAR FORD EXPLORERS (City Clerk Spencer): Refer to the Public Works and Buildings Committee

October 14, 2008

TO: Mayor Marcucci and Members of the City Council
RE: Two (2) 2009 or Current Model Year Ford Explorers

In response to an invitation to bid for Two (2) 2009 Or Current Model Year Ford Explorers advertised in the Elmhurst Press on Friday, September 26, 2008, bids were received from three area dealers.

Bids were opened at 10:00 a.m. on Tuesday, October 14, 2008, and following is a summary of the bids received:

<u>Dealer</u>	<u>E-1 Replacement</u>	<u>E-2 Replacement</u>
Elmhurst Ford (Elmhurst, IL)	\$20,950.00	\$20,450.00

Packey Webb Ford (Downers Grove, IL)	\$21,190.00	\$21,190.00
Gem City Ford (Quincy, IL)	\$22,092.00	\$21,892.00

Respectfully submitted,
/s/ Patty Spencer

City Clerk

BID, ONE (1) EXCAVATING VACUUM TRAILER (City Clerk Spencer): Refer to the Public Works and Buildings Committee

October 14, 2008

TO: Mayor Marcucci and Members of the City Council
 RE: Bid, One (1) Excavating Vacuum Trailer

In response to an invitation to bid for One Excavating Vacuum Trailer advertised in the Elmhurst Press on Friday, September 26, 2008, bids were received from two area dealers.

Bids were opened at 10:00 a.m. on Tuesday, October 14, 2008, and following is a summary of the bids received:

<u>Dealer</u>	<u>Total Cost</u>
E. H. Wachs Company (Lincolnshire, Illinois)	\$54,780.00
Standard Equipment Company (Chicago, Illinois)	\$55,390.00

Respectfully submitted,
/s/ Patty Spencer

City Clerk

SUNDAY LIQUOR SALES (City Manager Borchert): Refer to Public Affairs and Safety Committee
 October 16, 2008

To: Members of the City Council
 Re: Sunday Liquor Sales

It is respectfully requested that the attached correspondence from Jewel-Osco regarding changing Sunday liquor sale hours and Mayor Thomas D. Marcucci's request for review of same be referred to the Public Affairs and Safety Committee for consideration and recommendation back to the City Council.

Respectfully submitted,
/s/ Thomas P. Borchert
 City Manager

DISCLOSURE ORDINANCE – ALDERMAN GUTENKAUF AND ALDERMAN MORIARTY (City Manager Borchert): Refer to the Finance, Council Affairs and Administrative Services Committee
 October 7, 2008

To: Mayor Marcucci and Members of the City Council
 Re: Disclosure Ordinance – Ald. Gutenkauf & Ald. Moriarty

It is respectfully requested that the attached request from Alderman Gutenkauf and Alderman Moriarty regarding consideration of an Disclosure Ordinance be referred to the Finance, Council Affairs and Administration Service Committee for review and recommendation to the City Council.

Respectfully submitted,
/s/ Thomas P. Borchert
City Manager

TRAP-NEUTER-RETURN POLICY – ALDERMAN GUTENKAUF (City Manager Borchert): Refer to the Public Affairs and Safety Committee

October 7, 2008

To: Mayor Marcucci and Members of the City Council
Re: Trap-Neuter-Return Policy– Alderman Diane Gutenkauf

It is respectfully requested that the attached request from Alderman Diane Gutenkauf regarding the policy of Trap-Neuter-Return of feral cats be referred to the Public Affairs and Safety Committee for review and recommendation to the City Council.

Respectfully submitted,
/s/ Thomas P. Borchert
City Manager

REPORT – TRAILER MOUNTED, MOBILE MESSAGE SIGNS The following report of the Public Works and Buildings Committee was presented:

October 14, 2008

TO: Mayor Marcucci and Members of the City Council
RE: Trailer Mounted, Mobile Message Signs

The Public Works and Buildings Committee met on Monday, October 14, 2008 to discuss the purchase of two (2) trailer-mounted, mobile message signs.

Mobile message signs are used to warn motorists of road or lane closures, adverse road conditions, and traffic detours when an emergency situation such as repairing a water main break, flooding, or storm damage, affects a busy roadway.

The message signs are trailer mounted with solar powered LED displays that can provide 3 lines of programmable text that is legible at a distance of 1,000 feet.

The message signs will be purchased from Ver-Mac, Incorporated of Ste-Foy, Canada, at a total cost of \$27,000 for two (2) units (\$13,500 per unit). The State of Illinois, Central Management Services awarded a competitively bid, joint purchase contract to Ver-Mac, Incorporated to provide the mobile message signs to State agencies and to local governments in the State of Illinois.

Monies for the mobile message signs have been provided in the FY2008/09 budget in account numbers 510-6052-501-40-31 in the amount of \$15,000 and 110-4022-423-80-23 in the amount of \$15,000.

It is, therefore, the recommendation of the Public Works and Buildings Committee that the bid from Ver-Mac, Incorporated in the amount of \$27,000.00 for the purchase of two (2) mobile message signs be accepted.

Respectfully submitted,
Public Works and Building Committee

/s/ John E. Gow
Chairman
/us/ Michael Regan
Vice-Chairman
/s/ Donna Lomnicki
/s/ Pat Shea

REPORT – WATER QUALITY BEST MANAGEMENT PRACTICE PROGRAM The following report of the Public Works and Buildings Committee was presented:

October 14, 2008

TO: Mayor Marcucci and Members of the City Council
RE: Water Quality Best Management Practice Program

The Public Works and Buildings Committee met on Monday, July 28, 2008 and Tuesday, October 14, 2008 to review a modification to the City's Ordinance on Stormwater and Floodplains. The City of Elmhurst has adopted and follows the DuPage County Countywide Stormwater and Flood Plain Ordinance. The principal purpose of the Ordinance is to promote effective stormwater management measures.

The revised DuPage County Stormwater and Floodplain Ordinance which incorporates water quality BMP's was approved by the DuPage County Board on April 1, 2008 and became effective on August 1, 2008. The new BMP requirements apply to all developments that require a stormwater management permit, except for single/two-family developments on individual lots that are less than one acre in size and existed prior to 1992. The City of Elmhurst is required to adopt and actively enforce these regulations.

Water Quality Best Management Practices (BMP) for a development or improvement as presented in Appendix E of the County Ordinance, Part I – Technical Guidance, Water Quality Best Management Practices shall be required. An applicant may request that the Oversight Committee approve a fee-in-lieu payment as a variance to physically providing for water quality BMP on site.

The payment rate due from an owner-developer for a water quality BMP fee-in-lieu shall be calculated as follows:

Single or two family residential land uses	\$3,000 per acre
Religious institutions as defined under Section 15-40 of the Illinois Property Tax Code and governmental entities not to include roadways and parking lots	3,000 per acre
Multiple family or non-residential land uses	\$15,000 per acre
Roadway Developments	\$30,000 per acre

All funds paid to the City under the BMP fee-in-lieu program shall be separately segregated, held and disbursed only to pay the costs of the design, construction and maintenance of BMP as the City deems appropriate.

It is, therefore, the recommendation of the Public Works and Buildings Committee that the City Attorney prepare and the City Council adopt the proper ordinance to include the DuPage County Water Quality Best Management Practices and BMP fee-in-lieu program.

Respectfully submitted,
Public Works and Building Committee

/s/ John E. Gow
Chairman

/us/ Michael Regan
Vice-Chairman

/s/ Donna Lomnicki

/s/ Pat Shea

REPORT – BIDS, 2008 – 2011 SEWER CLEANING & TELEVISIONING The following report of the Public Works and Buildings Committee was presented:

October 14, 2008

TO: Mayor Marcucci and Members of the City Council
RE: Bids, 2008 - 2011 Sewer Cleaning & Televising

The Public Works and Buildings Committee met on Tuesday, October 14, 2008 to discuss bids received for the 2008-2011 Sewer Cleaning & Televising Project. Invitations to bid on this project were sent to several area contractors and advertised in local area newspapers. Eight (8) sealed bids were received and are summarized below:

<u>Contractor</u>	<u>Base Bid Total</u>
Pipe-View LLC (LaPorte, IN)	\$76,500.00
National Power Rodding (Chicago, IL)	\$76,500.00
American Hydro Services (Kenosha, WI)	\$84,150.00
Sheridan Plumbing (Burr Ridge, IL)	\$152,250.00
Visu-Sewer Clean & Seal (Bridgeview, IL)	\$168,420.00
Hydro-Vision Technology (Romeoville, IL)	\$197,805.00
United Septic Inc. (Bristol, IL)	\$223,350.00
Chicagoland Trenchless Rehab Systems (Glenview, IL)	\$327,750.00

This project involves the removal of debris from and the televising of existing large diameter sewers. The contractor will utilize mechanical cleaning equipment to clean the sewers and is also responsible to televise the sewer after it has been thoroughly cleaned. The video record will assist staff in evaluating the condition of the sewers and indicate if any rehabilitation efforts are required. This work is necessary to assure proper performance of the sewer system.

Attachment "A" contains the detailed bid tabulation. The bid provides for a three (3) year contract. Based on the Base Bid total, there was a tie for the low bid. However, by including in the bid evaluation the Optional Work hourly rate as required in the bid schedule, Pipe-View LLC is the low bidder.

The Optional Work, as included in the bid, is a unit price for "heavy cleaning" and is normally associated with this type of project. It is difficult to predict how much heavy cleaning will be necessary prior to actually starting the project, but experience has shown that some is always needed. The amount of work authorized by the City for this project, base bid plus heavy cleaning, shall not exceed the budgeted amounts.

The low bidder on this project is Pipe-View LLC, of LaPorte, Indiana. Pipe-View LLC has completed similar work for the City of Evanston and the Village of Bloomingdale in a satisfactory manner. Funds have been provided in the FY 2008/2009 Budget under account number 510-6056-502-30-39 in the amount of \$105,000 for the cleaning and televising of large diameter sewers.

It is, therefore, the recommendation of the Public Works and Buildings Committee that the bid submitted by Pipe-View LLC, in the amount of \$76,500.00 for the three (3) year contract period and the unit prices for heavy cleaning, be accepted.

Respectfully submitted,
Public Works and Building Committee

/s/ John E. Gow
Chairman

/us/ Michael Regan
Vice-Chairman

/s/ Donna Lomnicki

/s/ Pat Shea

REPORT – SQUAD CAR PURCHASE The following report of the Public Affairs and Safety Committee was presented:

October 14, 2008

To: Mayor Marcucci and the Members of City Council
RE: Squad Car Purchase

The Public Affairs and Safety Committee met on Tuesday, October 14th, 2008 to discuss the purchase of five (5) marked squad cars for the patrol division of the Police Department. These five

vehicles were scheduled for replacement under the current F/Y 2008-2009 budget. The cars to be replaced are: PD3, PD4, PD9, PD15 and PD19.

The vehicles will be replaced with 2009 E-85 Ford Crown Victoria with the Police Interceptor package. Equipment manager Chanel F. Caron advises that the State of Illinois contract PSD # 4014905 awarded to "Marrow Brothers Ford Inc" offers the base Police Interceptor package for \$ 20,220.00 per vehicle for the 2009 model year. Adding the options required for our fleet would bring the total cost of \$25,235.00 per unit (including delivery). Elmhurst Ford has quoted a per vehicle unit price, including required options and delivery, of \$24,640.00. This is a per unit cost savings of \$ 594.00 under the state purchase bid price, with a total cost savings for five (5) vehicles being \$ 2,970.00.

Elmhurst Ford has included the following options at no charge

- Key all vehicles alike to our fleet key code.
- Provide a set of service manuals for the vehicles.
- Provide free storage for the vehicles when they arrive.

It is, therefore, the recommendation of the Public Affairs and Safety Committee that in the interest of purchasing locally, a cost savings of \$2,970.00 for five (5) Police Interceptor vehicles, and ensuring the police vehicles are replaced on schedule, that the sale be awarded to Elmhurst Ford. The per unit cost being \$ 24,640.00 for five (5) 2009 E-85 Police Interceptor replacements for a total cost of \$123,200.00 be approved. \$239,000.00 planned and budgeted for in F/Y 08-09 line # 110-5030-421-80-06 for the purchase of vehicles.

Respectfully submitted,
Public Affairs and Safety Committee

/s/ Mark A. Mulliner
Chairman

/s/ Michael Bram

Vice-

Chairman

/s/ Chris Nybo

REPORT – BID, ONE (1) CHEVROLET TAHOE SPECIAL SERVICE VEHICLE The following report of the Public Affairs and Safety Committee was presented:

October 14, 2008

TO: Mayor Marcucci and Members of the City Council
RE: Bid, One (1) Chevrolet Tahoe Special Service Vehicle.

The Public Affairs and Safety Committee met on Tuesday, October 14th, 2008 to discuss bids received to replace One (1) Chevrolet Tahoe Special Service Vehicle for the Police Department that was totaled in a vehicle accident (PD-1).

Invitations to Bid were sent out to (6) Six-area dealers for One (1) Chevrolet Tahoe Special Service Vehicle. The results are listed below:

<u>Dealer</u>	<u>Total Price For PD-1</u>
Hare & Son. Inc, Noblesville, IN	\$31,448.00
Larry Roesch Chevrolet, Bensenville, IL	\$32,000.00
Castle Chevrolet, Villa Park, IL	No Bid Received
Sunrise Chevrolet, Glendale Hts, IL	No Bid Received
Jerry Haggerty Chevrolet, Glen Ellyn, IL	No Bid Received
Jerry Gleasen Chevrolet, Forest Park, IL	No Bid Received

The bids from Hare & Son. Inc, Noblesville, IN complied with all bid specifications Larry Roesch Chevrolet, Bensenville, IL complied with all bid specifications for PD-1, along with additional options not requested. Those options are; Trailer Package (\$184.00), Remote Start (\$156.00), Heavy

duty Cooling (\$323.00), and Running Boards (\$200.00), for a total of \$863.00. Refer to Bid attachment for further detail.

Therefore a revised bid price based on those options included, and not required, and options required and not included are:

Larry Roesch Chevrolet, Bensenville, IL. \$31,137.00

Hare & Son Inc, Noblesville, IN \$31,448.00

It is, therefore, the recommendation of the Public Affairs and Safety Committee that the City Council approve the purchase of One (1) 2009 Chevrolet Tahoe Special Service Vehicle, from Larry Roesch Chevrolet, Bensenville, IL to replace totaled PD-1. It is also the recommendation of the Public Affairs and Safety Committee that the City Council authorize the disposal of old PD-1. The total cost for PD-1 from Larry Roesch Chevrolet, Bensenville, IL excluding items in the bid that are not required is \$31,137.00. This purchase is to be charged to line account #110-5030-421-8006.

Respectfully submitted,
Public Affairs and Safety Committee

/s/ Mark A. Mulliner

Chairman

/s/ Michael Bram

Vice-

Chairman

/s/ Chris Nybo

REPORT – 08 P-10 / NATIONAL CITY BANK DRIVE-THROUGH CONDITIONAL USE The following report of the Development, Planning and Zoning Committee was presented:

October 15, 2008

TO: Mayor Marcucci and Members of the City Council

RE: 08 P-10/ National City Bank Drive-Through Conditional Use

Request for Conditional Use Permit for the purpose of constructing and operating a bank drive-through on property commonly known as 555 S. York Street (PIN # 06-12-300-026).

The Development, Planning and Zoning Committee met on October 14, 2008 to review the Zoning & Planning Commission report dated October 7, 2008 regarding the subject request. The Committee also reviewed the documents supplied by the applicant, and the public hearing transcript. The applicant (Mr. Shane Ladner, GPD Group, representing National City Bank, is requesting approval of a conditional use for a proposed drive through for a proposed bank to be located at 555 S. York Street.

The Committee reviewed traffic, including the vehicles exiting at York Street and other circulation topics. They noted that the applicant agreed to set the building further back from the street to improve visibility for the adjacent driveways. The Committee further discussed the applicable standards for review, which are limited to the drive-through use, not a bank use. The Committee noted that while they understand concerns regarding the location of the new bank building, the City cannot prohibit a legitimate business operation from occupying this site. The Committee reviewed the proposed drive-through regarding the flow of automobiles on the site (including the proposed adjacent Good Earth Greenhouse business), ingress/egress to the facility, and the landscaping and fencing used to buffer the site from the residential area to the east. They noted that the total number of driveways is being reduced from 7 with the previous uses, to a total of 2 on both the bank site and Good Earth site. They stated that the new location of the bank allows good sight lines for adjacent driveways. At the DPZ meeting, the applicant also noted that they intend to retain the existing large Elm tree on the site. The Committee reviewed the Standards for Conditional Use and concluded that the proposal meets all of these Standards.

Based on the factors noted, the DPZ Committee ultimately supported the conditional use request for the drive-through. Therefore, the Development, Planning and Zoning Committee recommends approval of this request. The City Attorney is hereby directed to prepare the necessary documents for City Council approval, including the conditions of approval specified above.

Respectfully submitted,
Development, Planning and Zoning
Committee

/us/ Susan J. Rose

Chairman

/s/ Norman Leader

Vice-Chairman

/s/ Diane Gutenkauf

REPORT – CASE NUMBER 08 HPC-01 / JOHN L. PENTECOST HOUSE @ COTTAGE HILL AVE.

The following report of the Development, Planning and Zoning Committee was presented:

October 15, 2008

TO: Mayor Marcucci and Members of the City Council

RE: Case Number 08 HPC - 01 / John L. Pentecost House @ 1259 Cottage Hill Ave.

Request for historic landmark designation pursuant to Article III of the Elmhurst Historic Preservation Ordinance on property commonly known as 259 Cottage Hill Avenue (PIN 06-02-410-003).

The Development, Planning and Zoning Committee met on October 14, 2008 to review the Historic Preservation Commission report dated October 6, 2008 regarding the subject request. The Committee also reviewed the documentation supplied by the applicant (Charles A. Goding), a summary of the Commission meeting, and related information. Mr. Charles Goding is requesting landmark designation status for the “John L. Pentecost” House, located at 259 Cottage Hill Avenue, pursuant to Article III of the Elmhurst Historic Preservation Ordinance. The DPZ Committee discussed this request’s background and location, as well as specific aspects of the Historic Preservation Ordinance. They discussed the history of the Pentecost House, and its various owners and historic changes.

In the landmark criteria outlined in the Elmhurst Historic Preservation Ordinance, the first element is that a structure must be 50 years old or more. The house was built in 1888 and was called The Pines. In 1910, it was altered to appear essentially as it does today. However, over half of all windows, all chimneys, and the foundation are still true to the 1888 house.

National Register status for the John L. Pentecost House took place in September 2003. It is a domestic single dwelling, and it exhibits late 19th and early 20th century American architectural movements. In 1910 the John L. Pentecost family purchased the house and hired an architect to transform it from its Queen Anne design of 1888 to become an Arts and Crafts house with elements from the Prairie School and Colonial Revival. The home is still true to the 1910 design. Very little has changed. In the rear, an open porch was enclosed by an owner in 1970 and used as a room on the first floor of the house. However, from an exterior point of view, that is the only change that has been made since the home was altered and expanded in 1910. The house primarily has an Arts and Crafts design to it, with Prairie School and other elements.

The architect of the 1910 renovation was Mr. H.G. Fiddelke of Oak Park, Illinois. Mr. Fiddelke, was (and is) well-known in Oak Park. In Oak Park, he designed at least 22 separate buildings, including a bank and some other commercial structures as well as houses, and 14 of those still exist today. He also designed the commercial building at the corner of Park and Adele (Queen Anne style) in Elmhurst. He was best known for Queen Anne, Colonial Revival, Second Empire, and rectilinear homes. He designed one other Prairie School house that still stands. That house is located at 720 Forest Avenue in River forest. That home was designed in 1915. The Pentecost family lived there for a number of years.

In conclusion, the Committee concluded that the structure meets the applicable criteria for landmark designation. It is, therefore, the recommendation of the Development, Planning and Zoning Committee to support the recommendation of the Historic Preservation Commission for approval of

this request. The DPZ Committee also recommends that Rules be suspended to allow consideration of both the Committee report and Ordinance at the October 20 City Council meeting. The City Attorney is hereby directed to prepare the necessary documents for City Council approval.

Respectfully submitted,
Development, Planning and Zoning
Committee

/us/ Susan J. Rose

Chairman

/s/ Norman Leader

Vice-Chairman

/s/ Diane Gutenkauf

REPORT – CASE NUMBER 08 ZBA-07 / X-SPORT FITNESS WALL SIGN VARIATIONS The following report of the Development, Planning and Zoning Committee was presented:

October 15, 2008

TO: Mayor Marcucci and Members of the City Council

RE: Case Number 08 ZBA-07; X-Sport Fitness Wall Sign Variations

Request for wall sign area variations for the purpose of installing three wall signs on property commonly known as 633 W. North Avenue (PIN #03-34-411-023, 024, 30, 31, 32 & 33), said property being located within the C2 Community Shopping and Service District.

The Development, Planning and Zoning Committee met on October 14, 2008 to review the Zoning & Planning Commission report dated October 7, 2008 regarding the subject request. The Committee also reviewed the documents supplied by the applicant, and the transcript of the public hearing. The applicant (tenant), X-Sport Fitness (building owner: the Lee Fry Companies), is requesting variations for sign area for three (3) wall signs for the X-Sport Fitness facility located in the Stone Cottage Shops. The subject site is a commercial center consisting of two buildings at the northeast corner of Route 83 and North Avenue. The subject site is being redeveloped to code without any zoning relief; X-Sport Fitness will occupy 6 out of 7 tenant spaces of the west building closest to Rte 83.

The Committee noted that the proposed signage is less in area (square feet) than what would otherwise be allowed as of right by the Zoning Ordinance. The following detailed factors were noted:

- The C2 district allows wall signs with a maximum area of 25 square feet per sign face.
- The proposed south elevation sign is 80 square feet; north elevation sign is 71 square feet; and east elevation sign is 60 square feet, totaling 211 square feet for the three signs.
- Based on tenant space sizes and the resulting allowable sign areas (determined by the Zoning Ordinance), and allocations of sign area for each tenant space (as allocated by the property owner), the Applicant would be allowed six 25 square foot wall signs (150 square feet) on the south wall facing North Avenue, and six 11.5 square foot wall signs (69 square feet) on the north wall (219 square feet total wall signage).
- The signs will be lit dusk to dawn as this facility is generally open 24 hours. However, the signs are not adjacent to residential areas.
- This application does not affect the signage for the remainder of the tenants in the shopping center.

The Committee reviewed these factors and noted that the proposed signs will not alter the character of the neighborhood, that the request is based on unique circumstances, and that the request if granted will provide the owner and tenant with reasonable use of the property. The Committee noted that the requested signage is more appropriate than what would be allowed by the Zoning Ordinance. Further, the Committee agreed that the scale and location of the proposed signage is appropriate for its intended purpose.

Based on their review of this request, the DPZ Committee supports the variation requests for the proposed signs. It is therefore, the Development, Planning and Zoning Committee recommends approval of these variation requests. The City Attorney is hereby directed to prepare the necessary documents for City Council approval.

Respectfully submitted,

Development, Planning and Zoning
Committee

/us/ Susan J. Rose

Chairman

/s/ Norman Leader

Vice-Chairman

/s/ Diane Gutenkauf

REPORT – CASE NUMBER 08 ZBA-08 / WING VARIATION 551 S. FAIRVIEW AVENUE The following report of the Development, Planning and Zoning Committee was presented:

October 15, 2008

TO: Mayor Marcucci and Members of the City Council

RE: Case Number 08 ZBA-08 / Wing Variation 551 S. Fairview Avenue

Request for front yard variation for the purpose of constructing a front porch on property commonly known as 551 S. Fairview Avenue (PIN 06-11-130-003), said property being wholly located within the R2 Single-Family Residential district.

The Development, Planning and Zoning Committee met on October 14, 2008 to review the Zoning & Planning Commission report dated October 7, 2008 regarding the subject request. The Committee also reviewed the documentation supplied by the applicant, and the transcript of the public hearing. The applicant, Mr. Douglas Wing, is requesting an 8.7 foot, (8' 8") or 29.5% front yard setback variation from the average front yard setback on the block of 30.2 feet to the proposed front setback of 21.3' for the purpose of constructing an unenclosed front porch.

The existing front porch of the house currently has a non-conforming setback of 21.3 feet; the Applicant proposes to build an addition to the south of the existing house and extend the existing porch, which is currently setback at 21.3'. The existing house has a front porch that is setback 21.3 feet from the front property line. The existing porch will be rebuilt and the proposed addition will extend the porch to the south at the same setback of 21.3 feet.

The DPZ Committee discussed this request's background and location, as well as specifics of the house and the lot. They reviewed the existing home's setback, and the average setback of other homes in the block. The Committee noted that the variation request for the front porch would enhance the character of the home and the neighborhood. The DPZ also commented on the overall community benefits of expanding an existing home, including retaining and expanding the existing front porch, and that this request is similar to previous ones that have been approved. The DPZ concluded that the requested variation met all three standards for variations, and therefore should be approved.

It is, therefore, Development, Planning and Zoning Committee recommends approval of this request. The City Attorney is hereby directed to prepare the necessary documents for City Council approval.

Respectfully submitted,
Development, Planning and Zoning
Committee

/us/ Susan J. Rose

Chairman

/s/ Norman Leader

Vice-Chairman

/s/ Diane Gutenkauf

REPORT – HEALTH INSURANCE RENEWAL The following report of the Finance, Council Affairs and Administrative Services Committee was presented:

October 15, 2008

To: Mayor Marcucci and Members of the City Council

Re: Health Insurance Renewal

The Finance, Council Affairs and Administrative Services Committee met October 14, 2008 to review the City's health insurance renewal for the 2009 plan year.

Since 2003 Blue Cross Blue Shield (BCBS) has provided medical insurance benefits to the City of Elmhurst employees. Employees have the option of enrolling in either the Preferred Provider Organization (PPO) or the Health Maintenance Organization (HMO) plan. As the Council will recall, May 1, 2008, the Public Works employees in the International Union of Operating Engineers, Local 150 began using the Union's insurance, per the collective bargaining agreement, and are no longer covered under the City of Elmhurst's health insurance plan.

The BCBS renewal rate for the 2009 plan year is a 9.3% rate increase. This follows a 4.4% increase for the 2008 plan year and a 0% increase for the 2007 plan year. The 9.3% increase compares favorably to the Illinois based trend of 10.6% increase for HMO plans and 9.0% for PPO plans. The national trend increase is 8.3% for the HMO and 6.1% for the PPO plans. The projected premium rate for 2009 is \$3,075,324. The current 2008 premium rate is \$2,813,654.

Blue Cross Blue Shield is a proven performer in the health insurance industry and the City's experience has been a positive one, both from an administrative function and employee satisfaction.

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 2009 plan year, January 1, 2009 through December 31, 2009, for an annual premium of \$3,075,324.

Respectfully submitted,
Finance, Council Affairs and
Administrative Services Committee

/s/ George Szczepaniak

Chairman

/s/ Stephen Hipskind

Vice-Chairman

/s/ Moira Moriarty

/s/ Steven Morley

REPORT – CITY OF ELMHURST EMAIL ACCOUNTS FOR CITY COUNCIL The following report of the Finance, Council Affairs and Administrative Services Committee was presented:

October 15, 2008

To: Mayor Marcucci and Members of the City Council
Re: City of Elmhurst Email Accounts for the City Council

The Finance, Council Affairs, and Administrative Services Committee met several times, most recently on October 14, 2008, to review the issuing of City of Elmhurst email accounts for City Council members.

The City Council recently approved two new policies regarding email: *The Retention Policy for Electronic Email* and *The Email Policy for Public Officials in Relation to the Open Meetings Act*.

As stated in *The Retention Policy for Electronic Email*, depending on the content of an email message, it may be considered a public document. City officials and employees have the same responsibilities for email messages as they do any other public record. Therefore, messages determined to be public record, and possibly subjected to disclosure under the Freedom of Information Act (FOIA), should be preserved and disposed of as specified in the City's records retention schedule that identifies City records and the length of retention.

To assist in the implementation, maintenance and compliance with *The Retention Policy for Electronic Email*, staff recommended, and the Finance Committee concurred, that each City Council

member be issued a City of Elmhurst email account that should be used when communicating with residents and conducting City business as an elected official. By utilizing the City's email account and email system, email messages will be indexed, archived and disposed of properly, and available for retrieval if appropriate.

The Finance Committee and staff also discussed if the email account for each City Council member should be provided on the City's website. Staff noted that in their review of websites of other DuPage County communities, 24 communities provide email addresses for elected officials on their website and 19 of the 24 have standardized city/village issued email accounts. Based on the increase in use of email for communication purposes and the information provided, the Finance Committee agreed that email access on the website was important and that it should be included and that the current listing of personal addresses of Aldermen be replaced by the address of City Hall, 209 N. York Street.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council approve the policy that each City Council member be issued a City of Elmhurst email account that should be used when communicating with residents and conducting City business as an elected official. Further, the Finance Committee also recommends that email access to the City Council members be made available through the City's website and that personal addresses be replaced.

Respectfully submitted,
Finance, Council Affairs and
Administrative Services Committee

/s/ George Szczepaniak

Chairman

/s/ Stephen Hipskind

Vice-Chairman

/s/ Moira Moriarty

/s/ Steven Morley

O-31-2008 – AN ORDINANCE GRANTING A VARIATION FROM THE REQUIREMENTS OF THE DUPAGE COUNTY COUNTYWIDE STORMWATER AND FLOOD PLAIN ORDINANCE FOR THE PROPERTY LOCATED AT 765 SOUTH ROUTE 83 (CROWN METALS)

Ordinance O-31-2008 was presented for passage.

HPO-01-2008 – AN ORDINANCE GRANTING HISTORIC LANDMARK PRESERVATION DESIGNATION FOR THE JOHN L. PENTECOST HOUSE (259 COTTAGE HILL AVENUE)

Ordinance HPO-01-2008 was presented for passage.

MCO-24-2008 – AN ORDINANCE AMENDING CHAPTER 24 OF THE ELMHURST MUNICIPAL CODE (BUILDING CODE) IN CONNECTION WITH CONSTRUCTION SITE DUMPSTERS

Ordinance MCO-24-2008 was presented for passage.

MCO-25-2008 – AN ORDINANCE AMENDING CHAPTER 7 (WATER AND SEWERS) OF THE ELMHURST MUNICIPAL CODE IN CONNECTION WITH WATER SERVICE RECONNECTION FEES

Ordinance MCO-25-2008 was presented for passage.

ZO-16-2008 – AN ORDINANCE GRANTING A FRONT YARD VARIATION ON THE PROPERTY COMMONLY KNOWN AS 200 NORTH CAROLINE (O'BRIEN)

Ordinance ZO-16-2008 was presented for passage.

Alderman Rose pulled item **4u. HPO-01-2008 – An Ordinance Granting Historic Landmark Preservation Designation for the John L. Pentecost House (259 Cottage Hill Avenue)** from the

Consent Agenda. Alderman Hipskind pulled item **4g. Disclosure Ordinance – Alderman Gutenkauf and Alderman Moriarty** from the Consent Agenda.

Alderman Bram moved to accept the contents of the Consent Agenda less items **4g. Disclosure Ordinance – Alderman Gutenkauf and Alderman Moriarty** and **4u. HPO-01-2008 – An Ordinance Granting Historic Landmark Preservation Designation for the John L. Pentecost House (259 Cottage Hill Avenue)**. Alderman Rose seconded. Voice vote unanimous, motion carried. Alderman Gow moved to approve the contents of the Consent Agenda less items **4g. Disclosure Ordinance – Alderman Gutenkauf and Alderman Moriarty** and **4u. HPO-01-2008 – An Ordinance Granting Historic Landmark Preservation Designation for the John L. Pentecost House (259 Cottage Hill Avenue)**. Alderman Bram seconded. Roll call vote:

Ayes: Gow, Bram, Gutenkauf, Leader, Shea, Rose, Hipskind, Nybo, Szczepaniak, Morley, Lomnicki, Mulliner

Nays: None

Results: 12 ayes, 0 nays, 2 absent

Motion duly carried

Alderman Hipskind stated he pulled item **4g. Disclosure Ordinance – Alderman Gutenkauf and Alderman Moriarty** to say that an ordinance of this nature would be good for the City. Alderman Hipskind asked Aldermen Gutenkauf and Moriarty where the origin of the proposed ordinance came from.

Alderman Gow called for point of order stating Alderman Hipskind is discussing a referral.

Mayor Marcucci stated this is a referral and City staff will be prepared to properly address this issue.

Item **4g. Disclosure Ordinance – Alderman Gutenkauf and Alderman Moriarty** was referred without objection to the Finance, Council Affairs and Administrative Services Committee.

Alderman Rose moved to approve item **4u. HPO-01-2008 – An Ordinance Granting Historic Landmark Preservation Designation for the John L. Pentecost House (259 Cottage Hill Avenue)**. Alderman Hipskind seconded.

Alderman Rose stated she pulled item **4u. HPO-01-2008 – An Ordinance Granting Historic Landmark Preservation Designation for the John L. Pentecost House (259 Cottage Hill Avenue)** to express her excitement and to celebrate the first private home to be a granted Historic Landmark Designation. She stated the homeowners are Mr. and Mrs. Charles Goding. Alderman Rose stated she hopes this becomes a springboard for other residents to come forward.

Alderman Bram called for a point of order stating both the committee report and ordinance for this item are on the Consent Agenda, does Council need to suspend the rules.

Mayor Marcucci stated no. It is clearly stated in the committee report and a motion is not necessary.

Roll call vote on item **4u. HPO-01-2008 – An Ordinance Granting Historic Landmark Preservation Designation for the John L. Pentecost House (259 Cottage Hill Avenue)**:

Ayes: Rose, Hipskind, Gutenkauf, Leader, Shea, Bram, Gow, Nybo, Szczepaniak, Morley, Lomnicki, Mulliner

Nays: None

Results: 12 ayes, 0 nays, 2 absent

Motion duly carried

REPORTS AND RECOMENDATIONS OF APPOINTED AND ELECTED OFFICIALS

5. a. UPDATES (Mayor Marcucci)

Mayor Marcucci reported on the Real Estate Values from an article that appeared in the Chicago Tribune. Elmhurst housing valued at \$430,000 a year ago fell to \$362,000, a 16% decrease. He stated these figures reflect the economy of Illinois and the nation.

Mayor Marcucci also stated in a recent issue of *Chicago Magazine* it was reported that out of 210 communities Elmhurst was ranked 7th on the value of houses between 1994 and 2007, including quality of life in the community. Mayor Marcucci commended Forest Park which ranked 6th. He offered his congratulations on the success of their revitalization program.

City Manager Borchert reported on the Press Release stating the hate crime at Elmhurst College was non-bonifide. He stated the investigation has determined that the assault never occurred. City Manager Borchert thanked Police Chief Neubauer, Commander Buenz and Detective Campise for their good police work.

City Manager Borchert reported he attended the Bensenville Fire District #1 Special meeting held last Thursday. The contract offer was approved 2 to 1. Mr. Borchert reported they want to work out an agreement within the next six (6) months.

b. CITY CENTRE: THE ORGANIZATION AND ITS OBJECTIVES (City Manager Borchert & Thomas Paravola)

City Manager Borchert reviewed the organization structure and the objectives of the City Centre. He stated the City Centre is a not for profit corporation with a Board of Directors to provide special services for the Special Service Areas in the Central Business District.

City Manager Borchert introduced Mr. Jeff Budgell, Board President, and Mr. Tom Paravola, Executive Director of the City Centre. He asked that they come to the podium and give their report to the Council.

Mr. Budgell reviewed the main function of the board which is to make a vibrant and attractive downtown. Mr. Paravola stated the City Centre provides service to enhance the Central Business District such as marketing and promotions. He also stated the City Centre has two (2) Special Service Areas, SSA6 and SSA7. The marketing goal is to create awareness and images of our downtown to draw people to it. Special events include: Cool Cars Night, Holiday related events and sidewalk sales. The events are publicized through newspapers, newsletters, billboards, radio and television ads.

Many questions and comments were made by the Council.

Mayor Marcucci thanked Mr. Budgell and Mr. Paravola for their presentation.

OTHER BUSINESS

6. None.

ANNOUNCEMENTS

7. City Clerk Spencer stated as a reminder to registered voter's that the DuPage Election Commission is in the process of mailing out updated polling place information. If you do not receive the form prior to election day, contact the DuPage Election Commission at (630) 407-5600 or visit their website www.dupageelections.com and click Voter Information for polling place information.

Early Voting is taking place in the City Hall Council Chambers Monday through Friday from 9:00 a.m. – 4:30 p.m. until Thursday, October 30, 2008.

Candidate packets from the April 7, 2009 Consolidated Election will be available Tuesday, October 28, 2008 in the Clerk's Office. October 28, 2008 is the first day for circulation of petitions. Filing dates for the positions of Mayor, Treasurer, Clerk and Seven (7) Aldermanic positions (One (1) from each of the seven (7) wards) will take place between January 19, 2009 – January 26, 2009.

ADJOURNMENT

8. Alderman Morley moved to adjourn the meeting. Aldermen Bram seconded. Voice Vote. Motion carried. Meeting adjourned 9:05 p.m.

Thomas D. Marcucci, Mayor

Patty Spencer, City Clerk