

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF ELMHURST, ILLINOIS
HELD ON MONDAY, APRIL 2, 2007
209 NORTH YORK STREET
ELMHURST, ILLINOIS**

CALL TO ORDER/ PLEDGE OF ALLEGIANCE/ROLL CALL

Attendance: 60

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

Present: Ann Tranter, Michael J. Regan, Janice A. Vanek Norman Leader, Susan J. Rose, Michael Bram, Stephen Hipskind, John Gow, Phillip D. Jordan, Moira Moriarty, George Szczepaniak, Donna Lomnicki

Absent: Stephen Hillsman, Mark A. Mulliner (arrived at 7:36 p.m.)

Also in Attendance: City Treasurer Pigoni, City Attorney Kubiesa, City Manager Borchert, Police Chief Neubauer, Deputy Police Chief Doherty, Deputy Police Chief Panico

PUBLIC HEARING – PROPOSING THE ESTABLISHMENT OF A SPECIAL SERVICE AREA IN THE CITY OF ELMHURST (SSA 10 – BELDEN)

2. Mayor Marcucci opened the public hearing at 7:34 p.m. regarding Proposing the Establishment of a Special Service Area in the City of Elmhurst (SSA 10 – Belden). Mayor Marcucci asked for anyone interested in speaking to please address the Council.

Mr. Philip Reynertson
597 W. Belden Ave.
Elmhurst, IL 60126

Stated that fifty-nine (59) letters were sent out to residents regarding sidewalks and only twenty-one (21) were in favor of the project. He asked why a majority is not needed to proceed with the project.

City Manager Borchert replied that the City of Elmhurst considers the total number of responses in figuring out the majority. He stated that the Public Hearing will reconvene in two (2) weeks with a ordinance. There is a sixty (60) day time frame in which responses will be taken and the decision will be made whether or not to proceed with the project.

The public hearing recessed at 7:36 p.m. and will reconvene on Monday, April 16, 2007.

ELMHURST CITIZENS POLICE ACADEMY ALUMNI ASSOCIATION PRESENTATION

3. Mayor Marcucci joined Police Chief Neubauer at the podium along with Officers Mandat, Waldenmeyer and Mr. Chuck Freiberger, President of the Elmhurst Citizens Police Academy Alumni Association (ECPAAA). Chief Neubauer explained that the ECPAAA has put together a grant program to provide items to the Police Department that are not budgeted for. Tonight the ECPAAA is donating a laptop computer and a bicycle fully equipped to assist in drug or alcohol busts. Chief Neubauer stated that the ECPAAA personifies the pillars of Character Counts.

ECPAAA President Freiberger stated that the grant program is a fund raising effort to give back to the Elmhurst Police Department. The Association plan to make a donation to the Police Department every year. This year they have donated a laptop for Officer Reiman for use with the Peer Jury and the bicycle for Officer Mandat. Mr. Freiberger strongly recommended that everyone participate in the Elmhurst Citizen's Police Academy, stating it is a worthy investment of ones time. He thanked the Police Department for all of their fine work.

Mayor Marcucci asked Officer Mandat to give a demonstration of the features his new bicycle has. The Mayor stated that the City and the Council make sure that the Elmhurst Police Department is the very best. The ECPAAA helps the Police Department with events like Elmfest and Cool Cars. He thanked the members of the Alumni Association for helping to make Elmhurst a better place.

RECEIPT OF WRITTEN COMMUNICATIONS AND PETITIONS FROM THE PUBLIC

4. None.

PUBLIC FORUM

5. Julia Melesio
149 Larch Ave.
Elmhurst, IL 60126

Spoke to thank Alderman Tranter for being pro-active and caring. She stated Alderman Tranter is a true example of what it means to be a public servant.

Joe Vosicky
345 Elm Park
Elmhurst, IL 60126

Spoke to say thank you to Alderman Tranter for her good work in the First Ward.

Marguerite Tully
170 S. Fairview Ave.
Elmhurst, IL 60126

Spoke to say thank you to Alderman Tranter for helping the citizens of College View work with the Public Affairs & Safety Committee on parking issues. She thanked Alderman Tranter for all the work she has done.

CONSENT AGENDA

6. The following items on the Consent Agenda were presented:
- a. MINUTES OF REGULAR MEETING HELD ON MONDAY, MARCH 19, 2007 (City Clerk Spencer): Approve as published
 - b. MINUTES OF THE EXECUTIVE SESSION HELD ON MONDAY, MARCH 19, 2007 (City Clerk Spencer): Receive and place on file
 - c. ACCOUNTS PAYABLE – MARCH 31, 2007 TOTAL \$ 1,663,413.03
 - d. BID, FIRE STATION #1 GENERATOR (City Clerk Spencer): Refer to the Public Works and Buildings Committee

March 20, 2007

TO: Mayor Marcucci and Members of the City Council
RE: Bid, Fire Station # 1 Generator

In response to an invitation to bid for the Fire Station # 1 Generator advertised in the Elmhurst Press on Friday, February 23, 2007, bids were received from four area contractors.

Bids were opened at 10:00 a.m. on Tuesday, March 20, 2007, and following is a summary of the bids received:

<u>Contractor</u>	<u>Total Cost</u>
Newcastle Electric, Inc. (Itasca, IL)	\$102,000.00
Ridgewood Engineering, Inc.	\$128,843.00

(Schaumburg, IL)

Connelly Electric Company \$132,842.00
(Addison, IL)

Cattaneo Electric Company \$187,705.00
(Darien, IL)

Respectfully submitted,
/s/ Patty Spencer
City Clerk

- e. BID, 2007 CONTRACT PAVING PROGRAM (City Clerk Spencer): Refer to the Public Works and Buildings Committee (See item 6n)

March 20, 2007

TO: Mayor Marcucci and Members of the City Council
RE: Bid, 2007 Contract Paving Program

In response to an invitation to bid on the 2007 Contract Paving Program advertised in the Elmhurst Press on Friday, March 2, 2007, bids were received from eleven (11) area contractors.

Bids were opened at 10:00 a.m. on Tuesday, March 20, 2007, and following is a summary of the bids received:

<u>Contractor</u>	<u>Total Cost</u>
Brothers Asphalt Paving, Inc. (Addison, IL.)	\$1,883,713.30
G & M Cement Construction, Inc. (Addison, IL.)	\$1,950,153.00
Arrow Road Construction Company (Mt. Prospect, IL)	\$1,964,354.00
Lampignano & Son Construction Company (Arlington Heights, IL)	\$2,007,020.03
Johnson Paving (Arlington Heights, IL)	\$2,088,474.11
Cella Concrete, Inc. (Addison, IL)	\$2,128,867.65
R. W. Dunteman Company (Addison, IL)	\$2,181,212.93
DiGioia Brothers Construction Company (Wheaton, IL)	\$2,233,005.40
Triggi Construction, Inc. (West Chicago, IL)	\$2,273,667.75
C-A Construction, Inc. (Bloomingdale, IL)	\$2,375,627.60
J. Nardulli Concrete, Inc. (Chicago, IL)	\$2,520,386.20

Respectfully submitted,
/s/ Patty Spencer
City Clerk

- f. CVS PHARMACY REQUEST FOR PL LIQUOR LICENSE (City Manager Borchert): Refer to the Public Affairs and Safety Committee

March 29, 2007

To: Mayor Marcucci and Members of City Council
Re: CVS Pharmacy Request for PL Liquor License

It is respectfully requested that the attached letter from the Attorney for Elmhurst CVS Pharmacy located at 110 W. North Avenue relative to a request for a PL Liquor License be forwarded to the Public Affairs and Safety Committee for their review, evaluation and subsequent recommendation for City Council consideration.

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

- g. TEMPORARY USE PERMIT REQUEST – 2007 CLOVER’S GARDEN CENTER (City Manager Borchert): Concur with the City Manager’s recommendation

March 22, 2007

To: Mayor Marcucci and Members of the City Council
Re: Temporary Use Permit Request – 2007 Clovers Garden Center

The Clovers Garden Center has requested a Temporary Use Permit for the "Garden Center" and the proposed temporary structure at the southwest corner of North and York in the CVS parking lot. Temporary uses of this type are addressed in Section 4.10 Temporary Uses and Events, of Elmhurst Zoning Ordinance.

Clovers Garden Center will be using approximately 8,000 square feet of the west parking lot with the temporary use permit approval. This permit will be for this year only (April 5, 2007 to July 5, 2007) for the sale of plants, flowers and related items.

It is, therefore, the City Manager's intention, unless directed otherwise, in accordance with the provisions of Section 4.10 of the Elmhurst Zoning Code, to approve a Temporary Use Permit to allow the "Garden Center" to operate in the CVS parking lot, as requested.

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

- h. TEMPORARY USE AND EVENT PERMIT REQUEST – GOOD EARTH GREENHOUSE (City Manager Borchert): Concur with the City Manager’s recommendation

March 21, 2007

To: Mayor Marcucci and Members of the City Council
Re: Temporary Use and Event Permit Request – Good Earth Greenhouse

Regan Cronin/Good Eart Greenhouse has requested approval of a Temporary Use to allow a seasonal garden center on the site located at the southeast corner of York Street and Vallette Street. The duration of the temporary use will be from April 20, 2007 through June 30, 2007. Temporary uses of this type are addressed in Section 4.10, Temporary Uses and Events, of the Elmhurst Zoning Ordinance.

Mrs. Cronin, who is site owner, is working with City Staff to make appropriate preparations for the upcoming temporary use.

It is, therefore, the City Manager's intention, unless directed otherwise, in accordance with the provisions of Section 4.10 of the Elmhurst Zoning Code and the stipulations noted above, to approve a Temporary Use Permit to allow this use.

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

- i. ELMHURST CHORAL UNION UNDERPASS BANNER REQUEST (City Manager Borchert):
Concur with the City Manager's recommendation

March 21, 2007

To: Mayor Marcucci and Members of the City Council
Re: Elmhurst Choral Union Underpass Banners Request - 2008

In accordance with Elmhurst Zoning Ordinance Chapter 11, Section 9-2, please be advised that it is the City Manager's intention to issue a permit for temporary banners to be installed on the underpass. The banner, reading "Concert, Sunday, April 13, 2008 – 3 pm Bach's "B Minor Mass"," will be displayed March 31, 2008 through April 2, 2008 on the south side of the underpass and April 2, 2008 through April 14, 2008 on the north side.

Unless the City Council directs otherwise, the permit for the Elmhurst Choral Union banners will be issued with the appropriate fee of \$35 per banner per week required.

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

- j. FRESCO'S MEDITERRANEAN CAFÉ/ REQUEST FOR SIDEWALK CAFÉ – 2007 (City Manager Borchert): Concur with the City Manager's recommendation

March 20, 2007

To: Mayor Marcucci and Members of the City Council
Re: Fresco's Mediterranean Café/Request for Sidewalk Café - 2007

In accordance with Elmhurst Municipal Code Chapter 5, Section 27, the request from Fresco's Mediterranean Café for a sidewalk cafe has been reviewed and tentatively approved. The restaurant has submitted evidence of general liability insurance with insurance limits as stipulated by code. Please be advised that a permit will be issued to Fresco's Mediterranean Café for the sidewalk cafe, as requested, unless the City Council directs otherwise.

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

- k. MCNALLY'S IRISH PUB REQUEST FOR SIDEWALK CAFÉ – 2007 (City Manager Borchert): Concur with the City Manager's recommendation

March 29, 2007

To: Mayor Marcucci and Members of the City Council
Re: McNally's Irish Pub Request for Sidewalk Café - 2007

In accordance with Elmhurst Municipal Code Chapter 5, Section 27, the request from McNally's Irish Pub for a sidewalk cafe has been reviewed and tentatively approved. The restaurant has submitted evidence of general liability insurance with insurance limits as stipulated by code. Please be advised that a permit will be issued to McNally's Irish Pub for the sidewalk cafe, as requested, unless the City Council directs otherwise.

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

- l. CHIPOTLE MEXICAN GRILL REQUEST FOR A SIDEWALK CAFÉ – 2007 (City Manager Borchert): Concur with the City Manager's recommendation

March 29, 2007

To: Mayor Marcucci and Members of the City Council
Re: Chipotle Mexican Grill Request for a Sidewalk Café - 2007

In accordance with Elmhurst Municipal Code Chapter 5, Section 27, the request from Chipotle Mexican Grill for a sidewalk cafe has been reviewed and tentatively approved. The restaurant has submitted evidence of general liability insurance with insurance limits as stipulated by code. Please be advised that a permit will be issued to Chipotle Mexican Grill for the sidewalk cafe, as requested, unless the City Council directs otherwise.

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

- m. NEENEE & NANA'S KITCHEN/ REQUEST FOR SIDEWALK CAFÉ – 2007 (City Manager Borchert): Concur with the City Manager's recommendation

March 20, 2007

To: Mayor Marcucci and Members of the City Council
Re: NeeNee & Nana's Kitchen/Request for Sidewalk Café - 2007

In accordance with Elmhurst Municipal Code Chapter 5, Section 27, the request from NeeNee & Nana's Kitchen for a sidewalk cafe has been reviewed and tentatively approved. The restaurant has submitted evidence of general liability insurance with insurance limits as stipulated by code. Please be advised that a permit will be issued to NeeNee & Nana's Kitchen for the sidewalk cafe, as requested, unless the City Council directs otherwise.

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

- n. REPORT – BIDS, 2007 CONTRACT PAVING PROGRAM The following report of the Public Works and Buildings Committee was presented: (see item 6e)

March 26, 2007

TO: Mayor Marcucci and Members of the City Council
RE: Bids, 2007 Contract Paving Program

The Public Works and Buildings Committee met on Monday, March 26, 2007 to review bids received for the 2007 Contract Paving Program. Eleven (11) bids were received from area contractors and are summarized on Attachment "A".

The bids received will provide for the grinding and bituminous overlay of five miles of asphalt streets and removal and replacement of approximately 36,000 lineal feet of curb and gutter (see Attachment "B"). Other work will include utility structure adjustments, related storm sewer work, paving of driveway approaches, restoration of parkways, and traffic control.

The contract requires that the above work at each construction location shall be completed within 45 days from the date construction commenced at that location. The contractor is also required to maintain access to residential driveways at all times, with the exception of when the curb or a concrete driveway is actually poured and/or curing.

Brothers Asphalt Paving submitted the lowest responsible bid meeting all of the bidding requirements. Brothers Asphalt's bid was \$1,883,713.30. Brothers Asphalt Paving has performed similar work for the villages of Addison, Bellwood, Oakbrook and Villa Park, and those communities report that the work was completed in a satisfactory manner.

Brothers Asphalt's bid includes the resurfacing of five miles of asphalt streets and to take advantage of the economy of scale, completion of approximately 2,300 square yards of asphalt patching and reconstruction of the One Room School House parking lot were included in the Contract Paving project. Monies for this work have been provided in the FY07/08 Budget in the following accounts as described below:

<u>ACCOUNT DESCRIPTION</u>	<u>ACCOUNT CODE</u>	<u>BUDGET AMOUNT</u>
Street Resurfacing	110-6041-432-30-73	\$1,750,000
Unimproved Roads	110-6041-432-30-08	\$ 40,000
Asphalt Patching	110-6041-432-30-02	\$ 25,000
510-6052-501-30-02	\$ 25,000	
510-6056-502-30-02	\$ 25,000	
One Room Schoolhouse Parking Lot	110-7060-451-80-23	\$ <u>30,000</u>
Total Budgeted		\$1,895,000

It is, therefore, the recommendation of the Public Works and Building Committee that the low bid in the amount of \$1,883,713.30 from Brothers Asphalt Paving for the 2007 Contract Paving Program be accepted.

Respectfully submitted,
Public Works and Building
Committee

/s/ George Szczepaniak
Chairman

/s/ Michael Regan
Vice-Chairman

/s/ Moira Moriarty

/s/ Donna Lomnicki

- o. REPORT – WORKERS' COMPENSATION EXCESS INSURANCE RENEWAL The following report of the Finance, Council Affairs and Administrative Services Committee was presented:

March 27, 2007

To: Mayor Marcucci and Members of the City Council

Re: Workers' Compensation Excess Insurance Renewal

The Finance, Council Affairs and Administrative Services Committee met March 26, 2007 to review a renewal proposal for the Workers' Compensation excess insurance program for fiscal year 2007-08.

Although basically self-insured, the City maintains insurance to protect against losses in excess of a pre-determined self-insured loss retention (SIR). The current SIR for Workers' Compensation is \$400,000 per occurrence. However, due to changes in the Workers' Compensation laws that benefit the police and firefighter classifications, the SIR for those two classifications will increase to \$450,000 per occurrence, effective with the fiscal 2008 program. The self-insured retention will remain at \$400,000 per occurrence for all other classifications. The per occurrence excess coverage, above the \$400,000 SIR or \$450,000 SIR, is the statutory limits of liability. The City is completing the second year of a two-year policy with Safety National Casualty Corporation. The proposed premium for the first year of a new two-year policy with Safety National of \$66,669 for fiscal 2008 represents a 4.7% increase compared to the previous year's premium of \$63,666 (see attached Premium Summary for rate history). The increase is primarily due to payroll increases and two large claims experienced in the last two to three years. There is one other insurance carrier in the municipal workers' compensation insurance market, but that carrier's rates are not competitive with Safety National.

The dollars paid and reserved on workers' compensation claims during the most recent periods are as follows:

2005-2006	\$189,002
2004-2005	\$769,228
2003-2004	\$908,794

During the current period, as of January 31, 2007, dollars paid and reserved are \$63,877.

As previously noted, the underwriter for the excess insurance is Safety National Casualty Corporation, which has an A.M. Best rating of AIX. The City's insurance broker continues to recommend Safety National with whom the City has contracted for this service since 1979.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council accept the proposal from Safety National Casualty Corporation for Workers' Compensation excess insurance for fiscal year 2008 for an annual premium of \$66,669.

Respectfully submitted,
Finance, Council Affairs and
Administrative Services Committee

/s/ Janice A. Vanek
Chairman

/s/ Stephen Hillsman
Vice-Chairman

/s/ Ann Tranter

/s/ Stephen Hipskind

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

March 27, 2007

To: Mayor Marcucci and Members of the City Council
Re: Property Insurance Renewal

The Finance, Council Affairs and Administrative Services Committee met March 26, 2007 to review the proposed property insurance program for fiscal year 2007-08.

Although basically self-insured, the City maintains insurance to protect against losses in excess of a pre-determined self-insured loss retention (SIR). The SIR for property coverage is \$100,000 per occurrence. The property insurance program includes coverage for real and personal property, mobile equipment, data processing equipment/media and auto physical damage. The property insurance program also includes business interruption loss insurance, which was initially purchased in fiscal 1998-99 as a means of protecting the City against loss of sales tax revenue if a major sales tax payer was impacted by a disaster such as a tornado or flood.

After review of the marketplace, Arthur J. Gallagher Risk Management Services, Inc., the City's insurance broker, recommended to the Finance Committee that property insurance coverage continue to be purchased from the City's current property insurance carrier, Chubb Group (A.M. Best rating A++XV). The proposed premium from Chubb Group for fiscal 2007-08 is \$57,286, a decrease of 5.8% (\$3,506) compared to the prior year premium of \$60,792 (see attached Premium Summary for rate history). The decrease is primarily due the removal of two properties from the City's property list (Wilder Mansion and the building at 110 Cottage Hill). The Finance Committee concurred with the recommendation.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council accept the proposal for property insurance from Chubb Group for a premium of \$57,286 for the fiscal year 2007-08.

Respectfully submitted,
Finance, Council Affairs and
Administrative Services Committee

/s/ Janice A. Vanek
Chairman

/s/ Stephen Hillsman
Vice-Chairman

/s/ Ann Tranter

/s/ Stephen Hipskind

- q. REPORT – GENERAL, AUTO AND PUBLIC OFFICIALS LIABILITY INSURANCE RENEWAL The following report of the Finance, Council Affairs and Administrative Services Committee was presented:

April 15, 2003

To: Mayor Marcucci and Members of the City Council

Re: General, Auto and Public Officials Liability Insurance Renewal

The Finance, Council Affairs and Administrative Services Committee met April 14, 2003 to review a renewal proposal for the general, auto and public officials liability insurance program.

Although basically self-insured, the City maintains insurance to protect against losses in excess of a pre-determined self-insured loss retention (SIR). The current SIR for liability coverage is \$250,000. The liability program includes general liability, police professional, automobile and public officials coverage. The City's current program provides for excess coverage over the SIR of \$10,000,000. Due to market conditions existing at the time of last year's renewal, liability insurance was provided by two carriers for fiscal 2003. The first \$5 million of excess coverage was provided by Clarendon America, and the second \$5 million of excess coverage was provided by Security Insurance Company-PA (AIG), for a combined premium of \$195,600. The City's insurance broker, Arthur J. Gallagher & Company, has researched alternative coverage limits and alternative carriers for fiscal 2004. Quotes were received from four carriers for an insurance program that would provide \$5 million of excess coverage, with United National Insurance Company providing the lowest quote at \$168,219. Quotes were also received from three carriers for an insurance program that would provide \$10 million of excess coverage. United National provided the lowest quote in this category at \$199,655. As the Council will recall, an increase in the limits of liability from \$5 million to \$10 million for each and every occurrence was approved as part of the liability insurance renewal for fiscal 1999. The Committee concurred that it remains prudent to maintain the \$10 million liability limit. Many insurance carriers are excluding terrorism risk insurance from liability insurance packages. United National offers terrorism risk insurance for an additional premium of \$6,000. Therefore, the total proposed premium from United National for \$10 million excess liability insurance and terrorism risk insurance is \$205,655, a 5% increase over the prior year premium of \$195,600. United National has an A.M. Best rating of A+VIII. After much discussion, the Committee concurred with staff recommendation to purchase excess liability and terrorism risk insurance from United National.

The liability program is quoted on a net cost basis, net of any broker fees. The Arthur J. Gallagher & Company (the City's insurance broker) risk management fee for this policy is \$24,000 for fiscal year 2004, a \$2,000 increase compared to prior year. However, this fee has not been adjusted for five years.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council accept the proposals for fiscal year 2004 for liability insurance from United National Insurance Company for \$10 million of excess coverage for an annual premium of \$199,655, and terrorism risk insurance for an annual premium of \$6,000. The Finance Committee further recommends the City Council accept the proposed Arthur J. Gallagher & Company risk management fee of \$24,000.

Respectfully submitted,
Finance, Council Affairs and
Administrative Services Committee

/s/ Janice A. Vanek

Chairman

/s/ Stephen Hillsman

Vice-Chairman

/s/ Ann Tranter

/s/ Stephen Hipskind

- r. MCO-07-2007 – AN ORDINANCE DESIGNATING SOUTH- AND NORTHBOUND YORK STREET AND ADELAIDE STREET AS A STOP INTERSECTION

Ordinance MCO-07-2007 was presented for passage.

- s. MCO-08-2007 – AN ORDINANCE AMENDING THE SCHEDULE OF MEETINGS OF THE CITY COUNCIL AND CITY COUNCIL COMMITTEES

Ordinance MCO-08-2007 was presented for passage.

- t. ZO-07-2007 – AN ORDINANCE GRANTING A FLOOR AREA RATIO VARIATION FOR THE PROPERTY COMMONLY KNOWN AS 953 SOUTH ROUTE 83 (ELMHURST STORAGE OPTIONS)

Ordinance ZO-07-2007 was presented for passage.

- u. ZO-08-2007 – AN ORDINANCE GRANTING A FRONT YARD PARKING SETBACK ON THE PROPERTY COMMONLY KNOWN AS 684 WEST LAKE STREET (PUMP IT UP)

Ordinance ZO-08-2007 was presented for passage.

- v. ZO-09-2007 – AN ORDINANCE GRANTING AN AMENDED CONDITIONAL USE PERMIT FOR THE CONSTRUCTION OF A CONTINUING CARE RETIREMENT COMMUNITY ON THE PROPERTY COMMONLY KNOWN AS OS656 BRYAN ST., OS680 BRYAN ST., OS629 BRYAN ST., OS655 BRYAN ST., OS665 BRYAN ST., OS675 BRYAN ST., OS685 BRYAN ST., OS680 BRYAN ST., OS631 PROSPECT AVENUE, OS630 BRYAN ST., OS648 BRYAN ST., OS660 BRYAN ST., OS645 BRYAN ST., AND OS670 EUCLID AVENUE (PARK PLACE AT ELMHURST)

Ordinance ZO-09-2007 was presented for passage.

Alderman Mulliner moved to accept the contents of the Consent Agenda. Alderman Gow seconded. Voice vote unanimous, motion carried. Alderman Regan moved to approve the contents of the Consent Agenda. Alderman Jordan seconded. Roll call vote:

Ayes: Regan, Jordan, Tranter, Vanek, Leader, Rose, Bram, Hipskind, Gow, Moriarty, Szczepaniak, Mulliner, Lomnicki

Nays: None

Results: 13 ayes, 0 nays, 1 absent
Motion duly carried

REPORTS AND RECOMENDATIONS OF APPOINTED AND ELECTED OFFICIALS

7. a. RESOLUTION OF SUPPORT “MOVING BEYOND CONGESTION” (City Manager Borchert/Mayor Marcucci)

Alderman Rose moved to accept item **7a. R-11-2007 – A Resolution in Support of PACE and Funding to Support Moving Beyond Congestion**. Alderman Hipskind seconded.

City Manager Borchert stated that the resolution before Council tonight is a draft copy. He introduced Mr. Patrick Wilmot from PACE who was present to talk to Council regarding the importance of the resolution, its relevance to Elmhurst and to DuPage County.

Mr. Wilmot spoke about the budget problems facing the RTA, CTA, Metra and PACE transportation systems. They are having to use their capital fund to pay for operating expenses. The state legislature does not fund DuPage paratransit services.

Discussion ensued regarding the O’Hare Airport expansion western access road and future rail lines.

Alderman Vanek stated she supports this resolution and the importance it has for Elmhurst. She stated many residents in the 2nd Ward use the PACE bus to get to the train station.

Alderman Moriarty asked if there was more to the resolution or if it was only a page long.

Mayor Marcucci replied it is a one (1) page draft copy.

The Mayor thanked Mr. Wilmot from PACE and stated Elmhurst and DuPage are both better off by having a properly funded transportation system.

Voice vote on item **7a. R-11-2007 – A Resolution in Support of PACE and Funding to Support Moving Beyond Congestion**, motion carried.

ORDINANCES

8. a. O-05-2007 – A BUDGET AND APPROPRIATION ORDINANCE FOR THE CITY OF ELMHURST FOR THE FISCAL YEAR BEGINNING ON MAY 1, 2007, AND ENDING ON APRIL 30, 2008

Ordinance O-05-2007 was presented for passage.

Alderman Vanek moved to approve item **8a. O-05-2007 – A Budget and Appropriation Ordinance for the City of Elmhurst for the Fiscal Year Beginning on May 1, 2007, and Ending on April 30, 2008**. Alderman Mulliner seconded. Roll call vote:

Ayes: Vanek, Mulliner, Tranter, Regan, Leader, Rose, Bram, Hipskind, Gow, Jordan, Moriarty, Szczepaniak, Lomnicki

Nays: None

Results: 13 ayes, 0 nays, 1 absent
Motion duly carried

OTHER BUSINESS

9. Alderman Gow asked about the tax on liquor that Home Rule municipalities have the ability to impose; stating that the State Senate may put a stop to it.

Mayor Marcucci stated that it would have a small affect on the revenue stream compared to the \$500,000 that the City could lose in cable franchise fees. The Mayor stated that at the last budget review meeting he said that the Council would have to come up with new revenue streams in the next couple of years.

Alderman Tranter asked City Manager Borchert that the City's Environmental Agreement be on the agenda for the next Council meeting. Alderman Tranter asked that information on the past Environmental Commission be distributed prior to the meeting.

Alderman Szczepaniak asked for a status update on where the City is regarding spending with the Comprehensive Plan.

City Manager Borchert stated that an update will be forthcoming.

ANNOUNCEMENTS

10. Alderman Regan thanked Alderman Vanek and the Finance, Council Affairs and Administrative Services Committee for acting on his request to change the Council meeting schedule if the Council or Committee meeting nights fall on a Federal Holiday. The committee report was passed on March 19, 2007 and tonight ordinance MCO-08-2007 was approved on the Consent Agenda.

Mayor Marcucci asked City Manager Borchert if the new schedule would be effective immediately. City Manager replied yes, the schedule will be effective immediately.

City Clerk Spencer announced that Early Voting began last week and will continue until April 12, 2007 for the April 17, 2007 Consolidated Election. For early voting locations go to the City Clerk section of the City website www.elmhurst.org and click on Early Voting.

ADJOURNMENT

11. Alderman Bram moved to adjourn the meeting. Aldermen Lomnicki seconded. Voice Vote. Motion carried. Meeting adjourned 8:26 p.m.

Thomas D. Marcucci, Mayor

Patty Spencer, City Clerk