

**MINUTES OF THE REGULAR MEETING OF THE  
CITY COUNCIL OF THE CITY OF ELMHURST, ILLINOIS  
HELD ON MONDAY, MAY 5, 2008  
209 NORTH YORK STREET  
ELMHURST, ILLINOIS**

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

Attendance: 39

1. The Regular Meeting of the Elmhurst City Council was called to order by Mayor Marcucci at 7:35 p.m.

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

Absent: Donna Lomnicki (arrived at 8:09 p.m.)

Also in Attendance: City Treasurer Pigoni, City Attorney Kubiesa, City Manager Borchert, Police Chief Neubauer, Sergeant McLean, Detective Visconti, Officer Reiman, Director of PZED Said

**CONTINUED PUBLIC HEARING – PROSPECT AVENUE ANNEXATION AGREEMENT**

2. Mayor Marcucci opened the public hearing at 7:36 p.m. Mayor Marcucci explained that this annexation has been in the process for over a year, however due to lack of signatures after the death of a resident, it was unable to move forward. He stated that two (2) homes are no longer included in the area to be annexed into Elmhurst. The Mayor opened the floor for interested parties to speak. No one spoke. Mayor Marcucci closed the public hearing for the Prospect Avenue Annexation Agreement at 7:37 p.m.

**PRESENTATION BY “RELAY FOR LIFE”**

3. Mayor Marcucci asked Cissy Kieft and Anne Sullivan along with the teen representatives of the Team Relay for Life Youth Committee from York High School to join him at the podium. Co-Chair Cissy Kieft explained the teen involvement in *Relay for Life*. She stated the group had won an award on the state and national level for the 2007 event.

Chairman of the Youth Committee, Carrie Hamilton, presented Mayor Marcucci with their award.

Mayor Marcucci stated the large metal plaque will be put on the “brag wall” at the corner of IL Route 83 and St. Charles Road. He congratulated the teens for their job in raising cancer awareness and working toward a cure through *Relay for Life*.

The 2008 *Relay for Life* will be held on Friday, June 20, 2008 at York High School starting at 6:30 p.m.

**PRESENTATION BY ELMHURST POLICE DEPARTMENT “PEER JURY”**

4. Police Chief Neubauer reviewed the Peer Jury Program, which began in 2004, for the Council. He stated this year eleven (11) seniors served as jurors. Chief Neubauer called the program a restorative justice for juveniles. The jury incorporates the six (6) pillars of Character Counts. This year there was not one (1) repeat offender, a 100% success rate for the program. Chief Neubauer introduced Sergeant McLean, Detective Visconti, Officer Reiman and Citizens Police Academy Alumni Johnson along with the 2007/2008 jurors.

Mayor Marcucci joined Chief Neubauer at the podium and awarded the jurors with a certificate. Mayor Marcucci spoke of the success of the program and how well it works for first time offenders.

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

5. None.

**PUBLIC FORUM**

6. Steven Moskal  
205 N. Willow  
Elmhurst, IL 60126

Spoke regarding sales tax increases as both an Elmhurst resident and business owner. He stated the increase in sales tax will drive business out of Elmhurst. He asked Council not to increase the sales tax.

**CONSENT AGENDA**

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

a. MINUTES OF REGULAR MEETING HELD ON MONDAY, APRIL 21, 2008 (City Clerk Spencer): Approve as published

b. ACCOUNTS PAYABLE – APRIL 30, 2008 TOTAL \$ 1,448,721.10

c. REAPPOINTMENT TO THE ZONING AND PLANNING COMMISSION DARRELL WHISTLER AND RICHARD A. FROLIK JR. (Mayor Marcucci): Concur with the Mayor's recommendation

April 17, 2008

To: Members of the City Council

Re: Reappointment to the Zoning and Planning Commission – Darrell Whistler and Richard A. Frolik Jr

With your advice and consent, I will reappoint Darrell Whistler and Richard A. Frolik Jr to the Zoning and Planning Commission for terms to expire on February 20, 2013.

Respectfully submitted,  
/s/ Thomas D. Marcucci  
Mayor

d. BIDS, 2008 CONTRACT PAVING PROGRAM (City Clerk Spencer): Refer to the Public Works and Buildings Committee

April 22, 2008

TO: Mayor Marcucci and Members of the City Council

RE: Bids, 2008 Contract Paving Program

In response to an invitation to bid for the 2008 Contract Paving Program advertised in the Elmhurst Press on Friday, April 4, 2008, bids were received from eight (8) area contractors.

Bids were opened at 10:00 a.m. on Tuesday, April 22, 2008, and following is a summary of the bids received:

<u>Contractor</u>	<u>Total Cost</u>
Arrow Road Construction (Mt. Prospect, IL)	\$1,959,279.90
Brothers Asphalt Paving, Inc. (Addison, IL)	\$1,964,532.65
DiGioia Brothers Construction Company (Wheaton, IL)	\$2,057,946.25
G&M Cement Construction (Addison, IL)	\$2,098,457.35
J. Nardulli Concrete, Inc. (Chicago, IL)	\$2,193,741.00
Johnson Paving	\$2,304,717.04

(Arlington Heights, IL)  
R. W. Dunteman Company \$2,322,980.40  
(Addison, IL)  
Triggi Construction \$2,516,821.95  
(West Chicago, IL)

Respectfully submitted,  
/s/ Patty Spencer  
City Clerk

- e. TEMPORARY USE AND EVENT PERMIT REQUEST ST. DEMETRIOS GREEK ORTHODOX CHURCH PICNIC (City Manager Borchert): Concur with the City Manager's recommendation

April 25, 2008

To: Mayor Marcucci and Members of the City Council  
Re: Temporary Use and Event Permit Request – St. Demetrios Greek Orthodox Church Picnic

St. Demetrios Greek Orthodox Church has requested a Temporary Use Permit to host a picnic on their property starting on Friday, June 13 2008 through June 14, 2008 from 12:00 p.m. to 12:00 a.m. Attached is the written request from the law office of Nicholas C. Syregelas regarding this special event request. Temporary uses of this type are addressed in Section 4.10, Temporary Uses and Events, of the Elmhurst Zoning Ordinance.

It is, therefore, the City Managers 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 this event to occur.

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

- f. PACE NEWS – REVENUE FROM SHELTERS/RIDERSHIP RECORDS (City Manager Borchert): Refer to the Public Affairs and Safety Committee

April 28, 2008

To: Mayor Marcucci and Members of the City Council  
Re: Pace News – Revenue from Shelters / Ridership Record

It is requested that the Pace ad/shelter program (which provides rider/customer comfort and generates municipal revenue, as described in attached Pace newsletter) 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. REPORT – BIDS, 2008 CONTRACT PAVING PROGRAM The following report of the Public Works and Buildings Committee was presented:

April 28, 2008

TO: Mayor Marcucci and Members of the City Council  
RE: Bids, 2008 Contract Paving Program

The Public Works and Buildings Committee met on Monday, April 28, 2008 to review bids received for the 2008 Contract Paving Program. Eight (8) 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 20,000 lineal feet of curb and gutter (see Attachment "B"). Other work will include parking lot paving, utility structure adjustments, 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.

Arrow Road Construction from Mount Prospect, Illinois submitted the lowest responsible bid meeting all of the bidding requirements. Arrow's bid was \$1,959,279.90. Arrow Road Construction has performed similar work for the villages of Hoffman Estates, Niles, and Mount Prospect, and those communities report that the work was completed in a satisfactory manner.

Arrow Road Construction's bid includes \$1,630,863.14 to resurface five miles of asphalt streets. In addition, to take advantage of the economy of scale, completion of approximately 2,600 square yards of asphalt patching, reconstruction of the One Room School House parking lot, and resurfacing of other parking lots were included in the Contract Paving project. Monies for this work have been provided in the FY08/09 Budget in the following accounts as described below:

<u>ACCOUNT DESCRIPTION</u>	<u>ACCOUNT CODE</u>	<u>BUDGET AMOUNT</u>
Street Resurfacing	110-6041-432-80-15	\$1,750,000
Unimproved Roads	110-6041-432-30-08	\$ 40,000
Asphalt Patching	110-6041-432-30-02	\$ 50,000
	510-6052-501-30-02	\$ 28,500
	510-6056-502-30-02	\$ 20,000
One Room Schoolhouse Parking Lot	110-7060-451-80-23	\$ 30,000
Fire Station No. 1 Parking Lot	110-4020-422-50-01	\$ 20,000
Historical Museum Parking Lot	110-7060-451-50-01	\$ 23,000
Municipal Parking Lot P-24	310-0089-461-80-26	\$ 25,000
Schiller Court Parking Lot	310-0089-461-80-26	<u>\$ 38,000</u>
Total Budgeted		\$2,024,500

It is, therefore, the recommendation of the Public Works and Building Committee that the low bid in the amount of \$1,959,279.90 from Arrow Road Construction for the 2008 Contract Paving Program be accepted.

Respectfully submitted,  
Public Works and Building Committee

/s/ John E. Gow  
Chairman

/s/ Michael Regan  
Vice-Chairman

/s/ Donna Lomnicki

/s/ Pat Shea

- h. REPORT – HARRIS/INLAND AND CITY STREETSCAPE PROJECT The following report of the Public Works and Buildings Committee was presented:

April 28, 2008

TO: Mayor Marcucci and Members of the City Council  
RE: Harris/Inland and City Streetscape Project

The Public Works and Buildings Committee met on Monday, April 28, 2008 to discuss the streetscaping project to be performed in conjunction with the Harris/Inland development project located at Third and Addison Street. In addition, the Committee discussed the City's participation for placing overhead electrical wires underground at the site.

The Harris/Inland project consists of the construction of two new buildings at the site. One building will be a Harris Bank and the other will be a senior living facility. As the City has done in previous private developments, the City engages the developer to perform the construction of the streetscape of the adjacent areas as part of their project. The City reviews plans, the cost estimates and the final as-built quantities and approves payment to the developer's contractor for the streetscape. City staff also inspects the work during the construction. This process has served the City well in the past as it allows for a more timely completion of the streetscape in an area that has seen redevelopment. In addition, this process utilizes less City staff time. The streetscaping is designed and constructed to the City standards and specifications.

Harris/Inland submitted a cost estimate of \$156,931.31 for the streetscaping which has been reviewed by City staff and found to be an accurate estimate. The City Engineering Division will oversee the construction and pay a final payment based on the actual quantities.

As part of the Harris/Inland project there was a need to bury overhead electrical utilities in the public alley. This work will enhance access to the facility as well as improve electrical reliability and aesthetics in the area. Historically the City has participated in numerous projects throughout the downtown area where overhead utilities were taken underground. In this case the City directly benefits by the relocation of the utilities as it owns the three buildings along York Street adjacent to the project site.

Initially the developer was requesting that the City pay three-fifths of the costs as the City owned three of the five buildings serviced, however, the City was able to negotiate that down to one-third as the City only owns one-third of the property. The cost to the City for this work is \$29,377.52 (based on a Commonwealth Edison estimate of \$88,132.64). The number is an estimate by Commonwealth Edison for construction and may be adjusted when the work is finalized, but one-third of the final bill will be paid for by the City.

It is therefore, the recommendation of the Public Works and Buildings Committee that in order to enhance the development of the properties along Third Street at Addison, that the City allow the developer's contractor to install the streetscaping elements and to have Commonwealth Edison bury the utilities and for the City to pay its appropriate share of the cost as outlined above be approved.

Respectfully submitted,  
Public Works and Building Committee

/s/ John E. Gow  
Chairman

/s/ Michael Regan  
Vice-Chairman

/s/ Donna Lomnicki

/s/ Pat Shea

- i. REPORT – 2008 STORM SEWER EXTENSION PROGRAM The following report of the Public Works and Buildings Committee was presented:

April 28, 2008

TO: Mayor Marcucci and Members of the City Council  
RE: 2008 Storm Sewer Extension Program

The Public Works and Building Committee met on Monday, April 28, 2008 to discuss the 2008 Storm Sewer Extension Program. This project was competitively bid in 1997 and at that time bids were received from three (3) area contractors. Down Under Construction from St. Charles, Illinois submitted the lowest responsible bid. This contractor has worked extremely well with staff and residents for the past eleven years and resolved any and all minor disputes that occurred along the way.

Down Under held their unit prices from 1997 through 1999. In 2000 and 2001 modest increases due to inflation and increased material costs were added. 2001 unit prices were held for 2002 construction. In 2003, modest increases due to inflation and increased material costs were added. 2003 prices were held for 2004 thru 2007 construction. Down Under Construction is requesting a modest 1.5% increase to unit prices for the 2008 project.

The Committee believes that it would be appropriate to extend Down Under's contract as a change order for this year for the following reasons:

- 1) The unit costs were competitively bid in 1997 and were the lowest among all bidders.
- 2) The contractor is very sensitive to residents concerns and has successfully installed over 1000 drains.
- 3) The contractor's work is good and all minor disputes are resolved.

This program consists of installing drains in residents yards to alleviate standing water problems and/or to connect sump pump discharge pipes and roof drains to the City storm sewer. Since 1991 over 1000 drains have been installed as part of this program. This year's program is expected to install approximately 40 drains at various locations. There continues to be interest in this program and the budget amounts are shown in the five year Capital Expenditure Budget. The total cost of the project includes a residents share for this work which is approximately 40 percent.

Monies have been provided in the FY 2008/09 Budget in account number 110-6041-432-30-55 for this program.

It is, therefore, the recommendation of the Public Works and Building Committee that the proposal from Down Under Construction to increase the 2003 thru 2007 unit prices for the 2008 Storm Sewer Extension Program, not to exceed the budget amount of \$75,000, be accepted.

Respectfully submitted,  
Public Works and Building Committee

/s/ John E. Gow  
Chairman

/s/ Michael Regan  
Vice-Chairman

/s/ Donna Lomnicki

/s/ Pat Shea

- j. REPORT – 2008 SIDEWALK REPAIR PROGRAM (SLABJACKING) The following report of the Public Works and Buildings Committee was presented:

April 28, 2008

TO: Mayor Marcucci and Members of the City Council  
RE: 2008 Sidewalk Repair Program (Slabjacking)

The Public Works and Building Committee met on Monday, April 28, 2008 to discuss the 2008 Sidewalk Repair Program. This program is commonly referred to as Slabjacking Program.

This project was competitively bid in 2006 and at that time only one (1) bid was received. The lack of additional bids was due to the lack of contractors in this area who perform this type of work. Advantage 2 Concrete Raising from Aurora, Illinois submitted the lowest responsible bid. Advantage 2 Concrete Raising is proposing to hold 2006 and 2007 contract unit price of \$1.40 per square foot for the 2008 Sidewalk Repair Program (see attached letter).

This work utilizes hydraulic "jacking" to raise low sidewalk squares throughout the City. This methodology works well where sidewalk squares are uncracked but have sunk and are no longer even with the adjacent squares. Slabjacking is the most cost effective way to repair uneven squares.

Advantage 2 Concrete Raising has successfully completed this program for the City of Elmhurst for the past five years. Monies for this work are available in the 2008/2009 Budget General Fund, Account Number 110-6041-432-30-69 in the amount of \$40,000.

It is therefore, the recommendation of the Public Works and Buildings Committee that the unit price of \$1.40 per square foot from Advantage 2 Concrete Raising, not to exceed the budget amount of \$40,000, be accepted.

Respectfully submitted,  
Public Works and Building Committee

/s/ John E. Gow

Chairman

/s/ Michael Regan

Vice-Chairman

/s/ Donna Lomnicki

/s/ Pat Shea

- k. REPORT – ELMFEST 2008 CHAMBER OF COMMERCE OPERATIONS The following report of the Public Affairs and Safety Committee was presented:

April 28, 2008

To: Mayor Marcucci and Members of City Council  
Re: Elmfest 2008 Chamber of Commerce Operations

The Public Affairs & Safety Committee met on April 28, 2008, to review the request from the Elmhurst Chamber of Commerce & Industry for changes to Elmfest 2008.

The City Council approved the request for use of City streets and sidewalks for Elmfest (June 12 – 15, 2008) on December 10, 2007. John Quigley, Chamber President and CEO/Elmfest Chairperson, was present to answer questions of the committee.

As in 2007, Elmfest will charge \$1.00 admission into the Entertainment Center and Food Court on Addison Avenue between the Schiller Walkway and Second Street for all patrons between the ages of 21 and 65. Access to this area will be limited with fencing across Addison Avenue at the drive to the Elmhurst Auto Clinic to just north of the Schiller Walkway, and along the curb on the east and west side of Addison Avenue. This allows for storefront access and a passage for patrons that do not want to access the entertainment and food venue. Access to this area will be limited to a north and south entrance on Addison Avenue.

This option will include most of the food vendors at the fest and there is security at both entrances to check IDs and place wristbands on those that are legal to purchase alcoholic beverages. Alcoholic beverages would then be permitted inside the fenced area by those properly banded, if so approved by the city's Liquor Commissioner. As in the past, Elmfest will contract with ASI Security to check IDs and monitor consumption. Final details in regards to booth set-up, fire lanes and security would be approved by the Police and Fire Departments prior to the opening of Elmfest.

As in the past, the hours for the entertainment center will be as follows: 7:00 pm to 10:00 pm on Thursday, June 12, 11:00 am to 11:00 pm on Friday and Saturday, June 13 and 14, and Sunday, June 15, from 11:00 am to 6:00 pm. Entertainment runs until 1 hour prior to the festival closing each day and the distribution of alcoholic beverages stops one half hour prior to the festival closing.

As in 2007, the Elmfest 2008 Steering Committee requested to open the Entertainment Center on Thursday to allow an area for parents to sit and enjoy music while their children are at the carnival. The Thursday opening of the entertainment venue will be a fundraiser benefiting the District 205 Foundation for Educational Excellence. Entertainment will run no later than 9:00 p.m.

Different than 2007, but similar to past years, and to assist in including City Centre businesses, the Chamber is requesting the old horseshoe-style layout last done in 2005. By re-closing York Street between Schiller Street and Second Street, and Schiller Street from York to Commerce Parkway, this will bring festival foot traffic back to north York merchants and incorporate Elmhurst City Centre promotional booths adjacent to the plaza.

Additionally in 2008, the Public Affairs & Safety Committee and the City Council have already approved a request from the Elmhurst Special Kids Day Committee to extend by two hours the hours of operation of the carnival for the exclusive use of special needs children. The Special Kids Committee, with the cooperation of the Jaycees and the Chamber of Commerce will open the carnival operation two hours earlier on Saturday, June 14 from 9:00 a.m. to 11:00 a.m. than would otherwise be the case, for the exclusive use by families of special needs children. All costs would be absorbed by the Special Kids Committee, Elmhurst Jaycees, Spectacular Midways Carnival and Chamber.

Elmfest continues to be a very popular event attended by large numbers of people from Elmhurst and the surrounding communities. The Chamber, the Police and Fire Departments, and City Administration feel that Elmfest is a worthwhile event that benefits the community as a whole. The Committee concurs with that evaluation.

It is therefore, the recommendation of the Public Affairs and Safety Committee that the City Council authorize the Elmhurst Chamber of Commerce to hold the Elmfest Celebration on June 12, 13, 14 and 15, 2008, in the downtown area as proposed along with the Elmhurst Jaycees Benefit Carnival.

Respectfully submitted,  
Public Affairs and Safety Committee

/s/ Mark A. Mulliner  
Chairman

/s/ Michael Bram  
Vice-Chairman

/s/ Chris Nybo

1. REPORT – PARKING RESTRICTIONS FOR LINCOLN SCHOOL The following report of the Public Affairs and Safety Committee was presented:

April 28, 2008

To: Mayor Marcucci and Members of the City Council  
RE: Parking Restrictions for Lincoln School

The Public Affairs and Safety Committee met on April 28, 2008 to discuss the traffic and parking issues around Lincoln School. Due to the major construction project involving Lincoln School, temporary parking restrictions were instituted to assist with parking and traffic control. Upon completion of the construction project, the Engineering Division received a request from Lincoln School to make the temporary parking restrictions permanent. The Engineering Division sent out surveys to residents on Fairfield and Hillside to gain their input on these restrictions. The following is a summary of those surveys:

- **“No Parking Stopping Standing School Days 8:15 – 8:45 a.m. and 2:45 – 3:15 p.m.” on the west side of Hillside Avenue from Prairie Path Lane to Montrose Avenue.**
  - 8 surveys were delivered – 4 were returned: all 4 agreed that parking restrictions as stated above should remain.
- **Hillside Avenue – Montrose Avenue to Vallette Street - “No Parking Sundays 7:00 a.m. to 1:00 p.m.” on the west side, “No Parking School Days 8:15 – 8:45 a.m. and 2:45 – 3:15 p.m. Attended Vehicles Only” on the west.**
  - 9 surveys were delivered – 9 were returned: 6 agreed with the proposed parking restrictions, 3 did not agree with the change. It is important to note that survey comments indicate an interest in **“No Parking Anytime” on the west side of Hillside Avenue and two hour parking on east side of Hillside**”. Due to various evening and weekend activities at both Lincoln School and Epiphany Lutheran Church residents are impacted at times other than those

listed on the survey. After review, the committee felt the requested change **“No Parking Anytime” on the west side of Hillside Avenue and two hour parking on east side of Hillside**” was appropriate.

- **“No Parking School Days 8:15 – 8:45 a.m. and 2:45 – 3:15 p.m.” p.m. the east side of Fairfield Avenue from Montrose Avenue to Vallette Street.**
  - 9 surveys were delivered – 6 were returned: all 6 agreed that the parking restrictions as stated above should remain.
- **“No Parking Stopping Standing School Days 8:15 – 8:45 a.m. and 2:45 – 3:15 p.m.” on the east side of Fairfield Avenue from Vallette Street to Crescent Avenue.**
  - 17 surveys were delivered – 10 were returned: 8 agreed that the parking restriction as stated above should remain, 2 did not agree that the parking restrictions should remain.

Although the response rates were low on three of the four blocks polled, this area presents unique circumstances. If residents were satisfied with the current situations, they may not have been compelled to provide a response. The purpose of the survey was to maintain the existing parking restriction on those blocks with minor sign clarifications.

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 restrict parking around Lincoln School as proposed above.

Respectfully submitted,  
Public Affairs and Safety Committee

/s/ Mark A. Mulliner  
Chairman  
/s/ Michael Bram  
Vice-Chairman  
/s/ Chris Nybo

- m. REPORT – SEWERAGE TREATMENT RATES FOR PRIVATE WELL USERS The following report of the Finance, Council Affairs and Administrative Services Committee was presented:

April 29, 2008

To: Mayor Marcucci and Members of the City Council  
Re: Sewerage Treatment Rates for Private Well Users

The Finance, Council Affairs and Administrative Services Committee met April 28, 2008 to review a proposed sewerage treatment rate adjustment to those customers served by private water wells.

Currently, the City provides sewerage collection and treatment services for 29 customers who have private wells. Since the City lacks a metering device for water service to these customers, sewerage treatment charges are based on approximate citywide averages. Basically, the proposed fee for private well users has been adjusted in the same proportion as the City’s water and sewerage treatment customers. The bi-monthly proposed and existing rates are indicated below:

	Proposed Rate	Current Rate
Residential*	\$ 60.76	\$ 57.66
Commercial*	\$ 60.76	\$ 57.66

\*Federal EPA requirements mandate that rates be identical unless separate treatment is provided for industrial wastes.

The Committee has reviewed the proposed rate structure and believes it to be reasonable and appropriate.

It is, therefore, the recommendation of the Finance, Council Affairs and Administrative Services Committee that the City Council direct the City Attorney to prepare an amendment to the Municipal Code of Ordinances to establish a bi-monthly service charge for sewerage treatment of \$60.76 for customers with private water wells.

Respectfully submitted,  
Finance, Council Affairs and  
Administrative Services Committee

/s/ George Szczepaniak

Chairman

/s/ Stephen Hipskind

Vice-Chairman

/s/ Moira Moriarty

/s/ Steven Morley

- n. O-12-2008 – AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT WITH RALPH HORN, RICHARD J. BAKKER AND ANNE LOUISE BAKKER, CHARLES J. RIHA AND SUE ANN RIHA, PROVIDENCE DEVELOPMENT GROUP, LLC, DAVID R. ROOZEBOOM AND DEANNA R. ROOZEBOOM, EDWARD A. WONDERGEM AND DEANNA L. WONDERGEM, DONALD R. VOS, AS TRUSTEE UNDER THE DONALD R. VOS 1991 TRUST AND MILDRED A. VOS AS TRUSTEE UNDER THE MILDRED A. VOS 1991 TRUST, MANUFACTURER’S AFFILIATED TRUST COMPANY, AN ILLINOIS TRUST COMPANY, AS TRUSTEE UNDER THE PROVISIONS OF A TRUST AGREEMENT DATED THE 10<sup>TH</sup> DAY OF MAY, 1989, KNOWN AS TRUST NUMBER S-10893, JAMES H. BOVEN AND JOAN BOVEN, ROBERT T. BRADY TRUST AGREEMENT DATED MAY 10, 1990, PETER BOER, CHAS. AND DONNA ERDMAN, ROBERT J. HOOKER AND CHRISTINE M. HOOKER AND JOHN D. VANDER KAMP AND LORA L. VANDER KAMP (PROSPECT AVENUE PROPERTY OWNERS)

Ordinance O-12-2008 was presented for passage.

- o. O-13-2008 – AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF ELMHURST, DUPAGE AND COOK COUNTIES, ILLINOIS (PROSPECT AVENUE PROPERTY OWNERS)

Ordinance O-13-2008 was presented for passage.

- p. MCO-08-2008 – AN ORDINANCE AMENDING SECTION 31.134 OF THE ELMHURST MUNICIPAL CODE IN CONNECTION WITH PUSH CART FOOD VENDORS

Ordinance MCO-08-2008 was presented for passage.

- q. MCO-09-2008 – AN ORDINANCE AMENDING THE RESTRICTIONS FOR CLASS “WB” LIQUOR LICENSES, DECREASING THE NUMBER OF CLASS “B” LIQUOR LICENSES AND INCREASING THE NUMBER OF CLASS “RL” AND CLASS “WBB” LIQUOR LICENSES

Ordinance MCO-09-2008 was presented for passage.

Alderman Rose pulled item **7h. Report – Harris/Inland and City Streetscape Project.**

Alderman Mulliner moved to accept the contents of the Consent Agenda less item **7h. Report – Harris/Inland and City Streetscape Project.** Alderman Gow seconded. Voice vote unanimous, motion carried. Alderman Rose moved to approve the contents of the Consent Agenda less item **7h. Report – Harris/Inland and City Streetscape Project.** Alderman Bram seconded. Roll call vote:

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

Nays: None

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

Alderman Gow moved to accept item **7h. Report – Harris/Inland and City Streetscape Project**. Alderman Regan seconded.

Alderman Gow stated this is a streetscaping project to be performed in conjunction with the Harris /Inland development project. In addition the City will participate in placing underground electrical wires paying 1/3 of the cost.

Alderman Rose stated she pulled item **7h. Report – Harris/Inland and City Streetscape Project** because attached to her report was a color copy of the project and she asked if she had the original by mistake.

Mayor Marcucci stated Council all received color copies.

Roll call vote on item **7h. Report – Harris/Inland and City Streetscape Project**:

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

Nays: None

Results: 14 ayes, 0 nays, 0 absent  
Motion duly carried

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

8. Mayor Marcucci stated he received his property tax bill. The 4.7% tax rate is lower than last year because of the increase in property value. He stated tax rates support property value and property tax is lower in Elmhurst in comparison to other communities in York Township.

#### **OTHER BUSINESS**

9. Alderman Hipskind reported on the success of the Hazardous Waste Drop-Off held at the Public Works Garage on Saturday, May 3, 2008. He reported it doubled in size from the previous event held five (5) years ago. He stated the drop-off was a huge success.

Alderman Rose stated she thought the Hazardous Waste Drop-Off was very organized and she was pleased to see such a huge turnout.

#### **ANNOUNCEMENTS**

10. None.

#### **ADJOURNMENT**

11. Alderman Gow moved to adjourn the meeting. Aldermen Regan seconded. Voice Vote. Motion carried. Meeting adjourned 8:18 p.m.

#### **EXECUTIVE SESSION – LAND DISPOSITION**

12. Executive session was called to order at 8:20 p.m. by Mayor Marcucci for the purpose of discussing Land Acquisition.

Present: Michael J. Regan (left at 10:30 p.m.), Norman Leader, Pat Shea, Michael Bram, John Gow (left at 9:50 p.m.), Stephen Hipskind, Chris Nybo, George Szczepaniak, Steve Morley, Donna Lomnicki (left at 10:00 p.m.), Mark A. Mulliner

Absent: Diane Gutenkauf (arrived at 8:22 p.m.), Moira Moriarty (arrived at 8:22 p.m.)

Also in attendance: City Treasurer Pigoni, City Attorney Kubiesa, City Manager Borchert, PZED Director Said

Alderman Gow moved to convene into executive session for the purpose of discussing Land Acquisition. Alderman Regan seconded. Roll call vote:

Ayes: Gow, Regan, Gutenkauf, Leader, Shea, Bram, Rose, Hipkind, Moriarty, Nybo, Szczepaniak, Morley, Lomnicki, Mulliner

Nays: None

14 yeas, 0 nays, 0 absent  
Motion duly carried

Alderman Morley moved to adjourn executive session. Alderman Szczepaniak seconded. Voice vote. Motion carried. Executive session adjourned at 10:35 p.m.

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Thomas D. Marcucci, Mayor

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Patty Spencer, City Clerk