

**JOURNAL OF THE PROCEEDINGS  
OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE  
CITY OF PARK RIDGE, ILLINOIS  
AT 505 BUTLER PLACE, PARK RIDGE, ILLINOIS  
COUNCIL CHAMBERS  
August 20, 2007  
CALLED TO ORDER BY Mayor Howard P. Frimark  
at 7:32 p.m.**

**ROLL CALL**

The following indicated their presence at the meeting on roll call vote:  
Ald. Schmidt, DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Mayor Frimark

A quorum was present.

The City Council and guests pledged allegiance to the flag.

**APPROVAL OF MINUTES**

Mayor Frimark requested approval of the minutes from the Regular City Council Meeting held July 16, 2007. Moved by Ald. Bach. Seconded by Ald. Allegretti.

**On voice vote, the motion passed.**

Mayor Frimark requested approval of the minutes from the Special City Council Meeting held August 6, 2007. Moved by Ald. DiPietro. Seconded by Ald. Carey.

**On voice vote, the motion passed**

**CONSENT AGENDA**

Mayor Frimark read the following consent agenda items into the record:

- Approval of a Resolution Creating three (3) additional liquor licenses for Affresco, Inc. at 11 N. Northwest Hwy, Uncle Mike's, LLC at 516 Higgins, and The Johnson Partners, LLC at 28 Main St.
- Approval of the 2007/2008 Mandatory Sidewalk Replacement List
- Approval of the Contract for the Painting of the City Water Tower - \$224,500
- Approval of the Contract for the 2007/2008 Sidewalk Replacement Program - \$216,350
- Approval of the Resolution to Participate in the Suburban Tree Consortium
- Approve warrants, reviewed by Ald. Bach, for the period ending July 30, 2007 in the amount of \$1,948,656.68.
- Approve warrants, reviewed by Ald. Allegretti, for the period ending August 15, 2007 in the amount of \$2,670,544.89.
- Approval of Modification of Article 7, "Fire Regulations," Chapter 1, "Fire Prevention and Protection," Section 2 (Ord. Prep.)

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

## **REPORTS OF CITY OFFICIALS**

### **MAYOR (Resolution-Park Ridge Youth Campus)**

City Clerk Henneman read a Proclamation for the Park Ridge Youth Campus. Mayor Frimark and Clerk Henneman presented the Resolution to Maureen Pettersen who was given an opportunity to say a few words. She would like people to know that the Youth Campus is home to 32 kids and that the campus is much more than people may know.

Ald. DiPietro moved the City Council to adopt the Park Ridge Youth Campus Resolution. Seconded by Ald. Allegretti.

**On voice vote, the motion passed.**

## **CITY CLERK**

City Clerk Henneman announced that an updated version of the City Council brochure is now available.

## **CITY MANAGER**

City Manager Schuenke requested a motion to adjourn to closed session to discuss the discipline, performance or dismissal of specific employees pursuant to Chapter 5, Act 120, Section 2 (1) of the Illinois Compiles Statutes.

Moved by Ald. Carey. Seconded by Ald. DiPietro

On Roll Call Vote:

AYES: Ald. Allegretti, Ryan, Carey, Wsol, Schmidt, DiPietro and Bach

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

City Manager Schuenke requested Public Works Director Saccomanno to provide an update to the City pertaining to the water levels at the Des Plaines River due to recent excessive rainfall. Director Saccomanno explained the river is at an elevated level and is a serious situation. He said if rainfall continues and the river rises, enacting the flood plan would be in order and approximately 1300 homes may need to be evacuated depending on severity. Aldermen in affected areas would be notified. He thanked the past and present Councils for allowing Public Works to install appropriate devices within the city (pumps, relief sewers, etc.) to assist in flood control.

## **CITIZENS WISHING TO ADDRESS THE COUNCIL ON NON-AGENDA ITEMS**

Monika Crossin, owner of Nika le butik at 143 N. Northwest Highway explained she established her business in the city one year ago. She believes getting the right tenant mix is crucial to the city's future. Furthermore, she said successful developers assess and form the retail to support both the neighborhood and associated residential use and that it is essential for all uses to be viable. Each

should foster a growth for the development as a whole. The tenant choices should not diverge from the original goal of the development. In closing, she believes a sense of obsolescence from Phase II would be created if undesirable businesses were placed in Phase I.

Lisa Arrequin, owner of Kustom Kribs Baby Boutique located at 147 N. Northwest Highway said that across the street from her business, the city is allowing an E Trade office to take occupancy and she believes that leasing to a corporate financial entity is a failure in the process of the redevelopment of Park Ridge. She feels this is not good for the city, the community or the redevelopment of Uptown. In her opinion, compromising the original zoning restrictions in order to receive a quick fix and a quick buck is not the way to go.

Ruth Major, a resident at 1820 S. Washington believes the Council wants to be sure that any laws enforced are constitutional. She has been an attorney for 17 years and spoke of an incident that occurred on May 5, 2007 when she was stopped by the Park Ridge Police and believes she was treated unfairly. Therefore, she filed a complaint with the police department. She said she would continue her story at another City Council meeting since the 5-minute speaking time was exhausted.

Maureen Gleason, a resident at 1823 W. Crescent spoke of an incident involving her son and his friend and the Park Ridge Police Department when being accused of breaking a windshield of a resident's automobile. She spoke of alleged abuse caused to her son by a resident and officer within the community and also the absence of being able to file a police complaint regarding the incident.

Mohammad Usman Baki of 1125 Helen complimented the Appearance Commission, namely Brian Kidd, for the wonderful, free feedback he gave to citizens that presented their cases before the commission at their last meeting. Mr. Baki, a retiree from the Water Reclamation District offered his help, plumbing or otherwise, to the City.

Margaret Polovchak, Director of the Maine Community Youth Assistance Foundation at 819 Busse Highway said the main purpose of their organization is to bring together community members who are interested in reducing drug and alcohol use among the youth in Maine Township. She requested continued support by the Council for zero tolerance. She provided statistics related to alcohol and drug use in youth.

Steven Carr, Director for M.A.D.D. located at 500 N. Michigan Avenue spoke for Mothers Against Drunk Driving and requested zero tolerance enforcement. He explained a prevention campaign was launched which included an automobile ignition interlock system, preventing an automobile from being started by person who had been drinking.

Marcia Vickman, Manager of Substance Services at Maine Center located at 832 Busse Highway supports zero tolerance and spoke of alcohol and drug related long-term effects on a teen's brain.

Dr. Rose Garlasco, Assistant Principal of Maine South High School, 1111 South Dee Road also serves as president of the Maine Community Youth Assistance Foundation (MCYAF). She spoke of District 207's Code of Conduct (eff. 1/2003) and its support and enforcement of zero tolerance. She disclosed, of school incidents she has witnessed, police officers have acted in a professional manner and treated students with respect.

Dr. Martin Doot of Lutheran General Hospital, 1275 Dempster Street also represents the Park Ridge Community Health Commission. Dr. Doot provided a handout bearing information relating to research of underage drinking. He spoke of environmental approaches to curb underage drinking. He requested that efforts not be relaxed, but enforced to uphold the laws.

Tricia William, a member of the MCYAF, residing at 827 Forestview Avenue explained she is a parent of three teens. Based on surveys taken of youth in our community, she concluded that most teens are not drinking. However, laws must be enforced to those who are drinking. She explained alcohol is the most widely abused drug and parents must get involved with education and prevention.

Cheryl Stanford, a resident at 1624 S. Prospect commented on a recent article from a neighborhood paper. She offered full support of the police to continue to enforce the zero-tolerance ordinance in our community and urges more parents to get involved in the prevention of underage drinking.

Former Alderman Mary Wynn Ryan, a resident at 737 S. Home spoke of serious community resident concerns that need to be addressed. Regardless of who you are or who you know, Ms. Ryan stated the community needs to send the appropriate message to parents and the Police Department within our community that alcohol abuse will not be tolerated and that it be enforced consistent with constitutional protection of every citizen.

Helen Schaeffer, a resident at 1401 Belle Plaine formerly served on the Board of the Park Ridge Park District and is currently serving on the Youth Commission. She stated she was upset over the debate at a recent committee meeting pertaining to zero-tolerance and urged the parents and police for their support.

George Kirkland, residing at 1909 Des Plaines believes the debate at a recent committee meeting is a result of negative comments brought forth regarding the Park Ridge Police Department. He said Park Ridge is a City of rules and they must be obeyed. He shared a situation involving a close relative that required professional assistance due to alcohol.

Former Alderman John Benka, residing at 1522 Marcus Court East spoke of the time when he served on the Uptown Advisory Committee. Many citizens told him certain things they loved about the community. In closing, he said that discipline is an act of love and therefore, zero-tolerance also, is an act of love and needs to be enforced.

Mayor Frimark called for a 5-minute at 8:53 p.m. and reconvened the City Council Meeting at 9:05 p.m.

## **REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES** **SPECIAL COMMITTEES, BOARDS AND COMMISSIONS**

**PLANNING AND ZONING – Ald. Schmidt** (Approve Map Amendment from O-Office District to R-5 Multi-Family Residential and Planned Development, 225 Touhy and 1 and 111 South Washington Avenue, Case Numbers: MA-07-01 and PUD-06-02 (Ord. Prep.) / Approve Final Plat of Baki Resubdivision, 1125 Helen Street, Case Number: S-07-05)

Ald. Schmidt moved the City Council to approve the Final Plat of Baki Resubdivision, 1125 Helen Street, Case Number: S-07-05

Director Derifield explained particulars regarding the case. He said that the subdivision meets all requirements with the exception that the applicant requested that the zoning relations prevail on the corner side yard.

On Roll Call Vote:

AYES: Ald. Wsol, Schmidt, DiPietro, Bach, Allegretti, Ryan and Carey

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

Ald. Schmidt moved the City Council approve a Map Amendment from O-Office District to R-5 Multi-Family Residential and Planned Development, 225 Touhy and 1 and 111 South Washington Avenue, Case Numbers: MA-07-01 and PUD-06-02. Seconded by Ald. Allegretti.

Ald. DiPietro moved to divide the question. Seconded by Ald. Carey.

Ald. Schmidt moved the City Council approve a Map Amendment from O-Office District to R-5 Multi-Family Residential, 225 Touhy and 1 and 111 South Washington Avenue, Case Number: MA-07-01. Seconded by Ald. Carey.

Carla Owen, residing at 239 Berry Parkway, commented on the new R-5 Zoning and the 29 units per acre that would be allowed in an R-5 area. She believes that is a high number and is uncertain if it is appropriate for that particular area.

John Summerfield, a property owner at 101 S. Washington commented on the proposed project. He indicated vandalism has increased and occupancy has decreased in nearby buildings. He would like to see the area redeveloped. After he had the opportunity to view the plans, he spoke in favor of the projected development.

Gale Fabisch, a resident at 303 Berry Parkway would like to be presented with numbers, instead of hearing dialogue, which includes explanation of the increase from 20 to 29 units per acre.

Ald. Schmidt spoke of market potential and office vacancy rates for the O'Hare area and market studies for multi-family residential. Director Derifield said a market study was performed in Fall, 2005 and explained particulars contained within the report. He believes there is a strong demand for residential development in the uptown area of the community. Economic Director Kim Uhlig also commented, indicating the office market has improved since the 2005 study and believes the office market is strong depending on land availability and its location in the community.

Ald. DiPietro requested to expedite the decision of the Map Amendment before proceeding with the presentation by the applicant.

**On voice vote, the motion passed.**

Ald. Schmidt moved the City Council approve Planned Development, 225 Touhy and 1 and 111 South Washington Avenue, Case Number: PUD-06-02 (Ord. Prep.)  
Seconded by Ald. DiPietro.

Ald. Derifield presented opening remarks regarding the project. He explained that a significant amount of readable materials were given to Council members providing details of the proposed project. The proposed development and usage is within parameters stated in the Comprehensive Plan for this specific area, with exception to the height on Washington and overall density.

Ald. Schmidt inquired about the cost incurred by the City for execution of the Executive Plaza Plan. Director Derifield estimated it was \$10,000. Ald. Schmidt continued a discussion with Director Derifield concerning building height requirements, senior/non-senior housing density and underground parking relative to the proposed plans. In summary, Ald. Schmidt did not believe the proposal met the expectations of the Executive Office Plan.

Attorney John E. Owens of Owens, Owens & Rinn Law Firm, 444 N. Northwest Highway, presented the Council with the proposed development plan for his client, Park Ridge 2004 LLC (PRLLC), a plan that would develop 5.5 acres of land (of a 6 acre parcel) in a joint effort with Presbyterian Homes. He emphasized important dates of a timeline pertaining to the proposed plan. Attorney Owens requested rebuttal testimony and closing after all comments.

Jennifer Tammen, Director of Planning for PRLLC, described the area to be developed on an overhead visual screen. She said PRLLC has held many meetings with surrounding neighbors of the proposed site and they have attended all related commission meetings, carefully listening to all suggestions brought forth for development of this land. Furthermore, she explained the proposed plan, which was approved by the Planning and Zoning Commission and was to be presented to the Council. The plans include 126 residential condominiums, 50 independent senior style condominiums, no commercial, underground parking, 1-acre community park and plazas, land dedication for roadway improvements and more open space. After PRLLC received an

overwhelming request from citizens for senior housing, PRLLC interviewed three senior housing providers. A partnership was accomplished with Presbyterian Homes.

Mike Breclaw, managing partner and director of design for OKW Architects provided a “walk-through” and explanation of the proposed project's site plan. He also described the architectural character of the buildings.

Bob Warden, Director of Sales and Marketing for Presbyterian Homes, presented the Council with a background of his organization explaining it is a 103-year old, not-for-profit provider of senior services. He explained many residents (approx. 600) of Park Ridge have indicated their interest in his organization's future services. He described amenities offered at other Presbyterian Home locations and those that would be available at the proposed Park Ridge site. He believes all elements of this development would offer the Park Ridge community an outstanding opportunity of senior living.

Tim Doern of KLOA 9575 W. Higgins Road provided a traffic circulation plan for the proposed site (including current and proposed curb cuts) on an overhead projection screen.

William Loftus, president of civil engineering firm, Spaceco Inc., 9575 W. Higgins Road explained the storm-water sewer, sanitary sewer and water detention capabilities for Executive Plaza.

Attorney Owens introduced Thompson A. Dyke, of Thompson Dyke & Associates, Ltd. and provided Mr. Dyke's resume to Council members. Mr. Dyke has been practicing for 51 years as a City/Land Planner and Licensed Landscape Architect. The applicant, to elucidate their compliance to the Zoning Ordinance and comprehensive plan, retained Mr. Dyke. Mayor Frimark accepted Attorney Owens's request to have Mr. Dyke testify as an expert in his field. Mr. Dyke continued by sharing his professional opinion of the proposed development with the Council.

John Summerfield, an owner of a building at 101 W. Washington has been kept abreast of Norwood Builder's proposed development. He spoke of current vandalism to the area. He is in favor of the projected development and believes it would offer Park Ridge long-term profit. He has no objection of running the same type fence along his property as described in the proposed plan for Norwood Builders. He said he would work out details with Norwood directly.

Judy Barclay, a resident at 524 Courtland Avenue was troubled to see the applicant was making additional requests of height and density after the recent passing of the new *Zoning Ordinance*. She did not agree that amenities listed were true conveniences but rather viewed them as normal amenities expected in a development. She believes the Council needs to look at the future and consider how “large” they want the city to grow. In closing, she said developers' need to follow the new ordinance and respect the existing residents.

Jeff Dauphane, a resident at 1226 S. Western Avenue has been a resident of the community for 23 years and involved in the real estate business for 28 years. His wife is employed at Norwood Builders. He believes that if the planned development fits the economic and cultural needs of the community, the Council should be flexible with the height and density overage, estimating that 26% of the residents are over 65 years of

age. He opened and closed his remarks by asking, "If we don't do this, what do we do?" referring to Executive Plaza.

Herbert Zuegel, 549 N. Elmore a resident and senior residence advocate for the community spoke in favor of the proposed project, speaking on behalf of the "silent majority" of the community. He spoke of possible losses to the community if this development is not voted upon favorably. (*remarks attached*)

William Scharringhausen, a resident at 19 N. Seminary has lived in the community along with his wife for over seventy years. He spoke in favor of the proposed development and hopes the Council votes favorably on this issue.

Joe Larocca of 730 N. Washington, a 30-year resident, believes the projected development will provide economic growth to the community.

Carla Owen, a resident 239 Berry Parkway, spoke on behalf of many Berry Parkway residents, stating her group has consistently voiced their concerns on height, density and traffic. She submitted a petition, addressed to members of the Park Ridge Planning and Zoning Commission, Aldermen and Mayor Frimark, which was signed by approximately 400 residents, requesting them to uphold the existing zoning restrictions for height and density. Ms. Owen has remained consistent with her presence to all City meetings relative to this development. She would be in favor of a development if it was consistent with the new *Zoning Ordinance* and provided senior housing.

Irene Ginger, a resident at 206 Berry Parkway, concurred with Judy Barclay and Carla Owens. She believes that builders must stay within the parameters set by the City.

Rev. and Dr. Brett McCleneghan of 1321 Courtland Avenue attended the meeting as a private citizen. He supports the project and believes the City must reach out to the seniors in the community and provide them with desirable housing. He believes the location would be ideal and that the plan for continuing care is a vital element to the project. Furthermore, he said the financial structuring makes the projected senior housing development highly desirable.

Former Alderman Jeannie Markech, residing at 1305 Tyrell Avenue concurs with Judy Barclay and Carla Owen. She also reminded the Council that by Ordinance, disclosure of ownership must be conveyed by the applicant seeking special consideration from the Council and before a final vote is taken, the applicant is required to comply. She also reminded Elected Officials about their own disclosure responsibilities.

Pat Livensparger, a resident at 413 Courtland Avenue explained the variances would be permanent. She did not understand what would happen if a senior resident decided to sell their unit and if a resident would be limited to who purchased the unit. She requested an explanation. Mayor Frimark requested that the petitioner address her question after the meeting.

Gale Fabisch, a registered professional engineer and registered real estate broker, resides at 303 Berry Parkway. He believes the idea is a great concept that could possibly be developed on another site, suggesting the Napleton site. He believes his street would be used as a cut-through by the new residents who were avoiding a left-

hand turn on to Touhy. He believes the development should only be approved if it meets current height and density regulations.

Michael Martin, a 30-year resident, residing at 3001 Virginia spoke of his reasons for living in the community and his continued desire to remain in Park Ridge, along with his mother who is also a resident, while growing old. He is in favor of the development.

Mike Rassack of 20 Berry Parkway failed to see any evidence of significant trade-offs in exchange for increased height and density.

Warner Nelson, residing at 823 Hamlin Avenue has lived in the community for 25 years. He explained the difficulty of losing his father. His mother also relocated to Arlington Heights to a senior living community. He explained it was difficult for his mother to leave her friends and that he experienced the same seeing his mother move away. He is in favor of the development and believes that if the proposal fails, the property will be sitting undeveloped for a long time.

Roger Ginger, a resident 206 Berry Parkway also spoke against the petitioner's request for additional height and density.

Rob Lohens, residing at 412 Lake Avenue, was a member of the zoning rewrite committee and understands adherence to the new *Zoning Ordinance*. However, he believes this senior housing project may deserve flexibility.

Andy Koglin, president of OKW Architects is a participant in this project in addition to being a resident at 720 S. Seminary. Spoke in favor of the project, stating that the retention pond is currently a litter collecting mess that would be transformed into something beautiful. He added that the visual illusion of the building does not appear to be 4-stories in height. He compared the traffic plan to that a larger complex, Bristol Courts. He passes the area frequently, yet has never seen any cars turning in or out of the lot.

Rita Dauphinee, a long-time resident at 1226 S. Western Avenue has been an employee of Norwood Builders since 2004. She is responsible for filling retail space in several area communities. She believes Norwood has responded favorably to many who have voiced their requests of this development. She requested the Council vote favorably.

Attorney Owens said Park Ridge 2004 LLC owns the property and indicated 2 people with interest in the project were still in attendance at the meeting. He explained he has represented his client in the proper manner to override the existing requirements of the *Zoning Ordinance*.

Jennifer Tammen responded to the question brought forth by a resident regarding the sale of a senior condominium unit. She also commented that underground parking was not listed as a requirement in the *Zoning Ordinance*. Therefore, it would be an amenity for this project. She believes Park Ridge 2004 LLC has taken a positive precedence of coming before the Council with this proposal.

John Chipman of Park Ridge 2004, LLC believes the development is unique and would benefit the City and its residents for generations to come.

In closing, Attorney Jack Owens quoted a former Park Ridge real estate developer Arthur Rogers in saying, "You usually have once in a lifetime on making the correct real estate decision. Once it is passed by, you may never see that same opportunity again."

Ald. DiPietro disclosed he used OKW Architects in the year 2000 for his business in Chicago. He continued to recite Section 5 of the *Zoning Ordinance* regarding Limitations of Denials. If denied, the case could not be considered for 1 year. He requested the Council vote in favor of some planned development.

Ald. DiPietro moved the City Council amend the motion by eliminating Items A: Minimum Lot area requirement to allow 176 multi-family dwelling units, instead of the permitted 160 units (section 7.3, Table 3) and B: Maximum Height of a principal building at 48 feet, 10 inches for the multi family residential buildings instead of the permitted 45 feet (Section 7.3, Table 3) from Section 2, pertaining to Zoning Exceptions, and revising C and D to become A and B. Seconded by Ald. Wsol.

Ald. Allegretti spoke against the proposed amendment as brought forth by Ald. DiPietro. He believes senior housing (and the benefits offered) is very important to the community and made a final plea stating an honest proposal is deserving of an honest answer. He asked that Council members not be afraid of a few feet.

Ald. Schmidt questioned services offered by Presbyterian Care Services.

Ald. Ryan believed the new *Zoning Ordinance* takes precedence.

**On voice vote, the amendment made to the main motion passed.**

**On voice vote, the main motion passed, as amended.**

**ZONING BOARD OF APPEALS – Ald. Schmidt** (Approve Variance to Reduce Rear Yard Setback for Existing Single Family Residence, 314 Grant Place, Case Number: V-07-01 / Approve Variance to Reduce Off-Street Parking Requirement, 107 South Northwest Highway, Case Number: V-07-11 (Ord. Prep.))

Ald. Schmidt moved the City Council approve an Ordinance granting a variance to Section 7.02.E.3.b of the Park Ridge *Zoning Ordinance* to allow an existing single-family residence to encroach 9 feet into the required corner rear yard at 314 Grant Place, Case Number: V-07-01. Seconded by Ald. Carey.

Community Preservation & Development Director Randall Derifield explained the Zoning Board of Appeals added provision to the Ordinance pertaining to damage and destruction related to the house. A waiver of any right to litigate the issue was also added.

Ald. Wsol disclosed he used the same architect for a room addition at his residence.

On Roll Call Vote:

AYES: Ald. Ryan, Carey, Wsol, DiPietro, Bach and Allegretti

NAYS: Ald. Schmidt

ABSENT: None

**The motion carried with 6 favorable votes.**

Ald. Schmidt moved the City Council direct the City Attorney to prepare a variance to Reduce Off-Street Parking Requirement, 107 South Northwest Highway, Case Number: V-07-11 (Ord. Prep.) Seconded by Ald. Wsol.

Ald. DiPietro moved to suspend the rules and allow the variance be approved in one reading. Seconded by Ald. Bach.

**On voice vote, the motion passed.**

Ald. Allegretti moved to suspend the rules to allow Mayor Frimark to comment on any agenda item for the evening. Seconded by Ald. Bach.

Ald. DiPietro suggested it be appropriate for the Mayor to speak at every Council meeting on agenda items. Ald. Schmidt and Ald. Wsol agreed, however, would like the *3P Manual* and *Roberts Rules of Orders* reviewed relating to the suggestion and asked that the item be referred to Procedures and Regulations Committee.

**On voice vote, the motion passed.**

Ald. Wsol questioned Ald. DiPietro the reasoning for one reading and if other businesses in the immediate area would be extended the same courtesy by the Council. Ald. DiPietro stated each request would be reviewed individually.

Director Derifield provided a summary of the requested variance.

On Roll Call Vote:

AYES: Ald. Carey, Wsol, Schmidt, DiPietro, Bach, Allegretti and Ryan

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

Judy Barclay, a resident at 524 Courtland commented on a statement in the Zoning Board of Appeals minutes made by Director Derifield. She stated, he advised the Board, that under the new *Zoning Ordinance*, a court reporter would not be required and public notice procedures had also been changed. Minutes would be transcribed by staff and available to the committee, chairperson and staff for review. Ms. Barclay objects to the action stating, by eliminating the independent 3<sup>rd</sup> party who is clearly transcribing the meeting (including testimony and discussion), it would remove a level of objectivity. Furthermore, she stated the City Attorney advised at an earlier meeting that the Committee was following proper protocol under Clarins Legislation Procedures. She believes this action would be taking a step in the wrong direction.

## **STANDING COMMITTEES**

### **PROCEDURES AND REGULATIONS COMMITTEE – Ald. James Allegretti**

(Approval of Modifications to the 3P Manual – Appendix B and Municipal Ordinances and Resolutions (City Council Structure) / Approval of Modifications to Article 3, Chapter 2, Section 2 – Special Meetings (Ord. Prep) / Approval of Modifications to Article 15, Chapter 1, Section 14 – Spotted Survey and Waiver (Ord. Prep) / Approval of Modifications to Council Policy Statement 35 – Participation in Meetings Via Electronic Means / Approval of Modifications to Council Policy Statement 42 – Electronic Messaging)

Ald. Allegretti moved the City Council's approval of modifications to the *3P Manual* – Appendix B and Municipal Ordinances and Resolutions (City Council Structure).

Seconded by Ald. Bach.

Ald. Allegretti explained the changes made to Appendix B, Item 9, striking ...if authorized by a vote of two thirds of all the aldermen then holding office.

After discussion with Attorney Henn, Ald. Allegretti also made a motion to amend Appendix B, Other Information, Item #3, by striking...by state code to adopt an ordinance, resolution or motion...Seconded by Ald. Bach.

Ald. Wsol made a motion to adjourn the meeting at 1:30 a.m. and reconvene at 8:00 p.m. Consensus was to continue and complete the meeting.

Ald. Allegretti explained the purpose of these changes was to streamline voting and what type of majority would be required. Ald. Wsol and Ald. Allegretti discussed the previous Council's vote ratio to the currently proposed ratio. Ald. Wsol favored having a solid, affirmative vote ratio of 6-8 and said he would not be supportive of the change, as proposed, 5-8. Ald. Ryan concurred with Ald. Wsol's suggestion of having a 6-8 ratio.

Ald. Wsol made an amendment to Appendix B, for the following wording to remain prior to Items 10,11, 12 and 13: "A three-fourths vote of the corporate authorities is required to"...

Seconded by Ald. Ryan.

**On voice vote, the amendment made to the main motion passed.**

**On voice vote, the main motion passed, as amended.**

Ald. Allegretti moved the City Council's approval of Modifications to Article 3, Chapter 2, Section 2 – Special Meetings (Ord. Prep). Seconded by Ald. Schmidt.

Ald. Allegretti explained the modification allows changing of the number of people needed to call a meeting from three to two.

**On voice vote, the motion passed.**

Ald. Allegretti moved the City Council's approval of Modifications to Article 15, Chapter 1, Section 14 – Spotted Survey and Waiver (Ord. Prep). Seconded by Ald. Wsol.

**On voice vote, the motion passed.**

Ald. Allegretti moved the City Council approve modifications to Council Policy Statement 35 – Participation in Meetings Via Electronic Means.

Ald. DiPietro moved to defer this agenda item to the City Council meeting scheduled for September 4, 2007. Seconded by Ald. Allegretti

**On voice vote, the motion passed.**

Ald. Allegretti moved the City Council approve modifications to Council Policy Statement 42 – Electronic Messaging. Seconded by DiPietro.

**On voice vote, the motion passed.**

**PUBLIC WORKS COMMITTEE - Ald. Bach** (Approval of the 2007/2008 Mandatory Sidewalk Replacement List / Approval of the Contract for the Painting of the City Water Tower - \$224,500 / Approval of the Contract for the 2007/2008 Sidewalk Replacement Program - \$216,350 / Approval of the Resolution to Participate in the Suburban Tree Consortium / Approval of the Establishment of Special Service Areas - No. 91, 92, 93, 94, 95, and 96 / Approval of the Purchase of the Sculpture "Celebration" by William Jauquet / Approval of the Purchase of the Sculpture "The Storyteller" by David Unger / Approval of the Establishment of Park Zones (Ord. Prep)

\*Approval of the 2007/2008 Mandatory Sidewalk Replacement List

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

\*Approval of the Contract for the Painting of the City Water Tower - \$224,500

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

\*Approval of the Contract for the 2007/2008 Sidewalk Replacement Program - \$216,350

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

\*Approval of the Resolution to Participate in the Suburban Tree Consortium

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

Ald. Bach moved the City Council's approval of the Establishment of Special Service Areas - No. 91, 92, 93, 94, 95, and 96. Seconded by Ald. Wsol.

On Roll Call Vote:

AYES: Ald. Schmidt, DiPietro, Bach, Allegretti, Ryan, Carey, and Wsol

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

Ald. Bach moved the City Council's approval of the purchase of the sculpture "Celebration" by William Jauquet. Seconded by Ald. Wsol.

Ald. Allegretti made an inquiry regarding the funding. Ald. Bach responded, indicating that the City Council voted to pay for these two statues and that the other two proposed statues may require outside funding.

Mayor Frimark said he spoke to the "Friends of the Library" and they were willing to look for donations from the community if necessary.

Ald. DiPietro offered his suggestion of taking in donations similar to that for the restoration of the Hodges Park Fountain (\$100 or \$250 donations).

Ald. Ryan suggested renting art statues for the two additional statue locations.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

Ald. Bach moved the City Council's approval of the purchase of the Sculpture "The Storyteller" by David Unger. Seconded by Ald. Allegretti.

On Roll Call Vote:

AYES: Ald. Bach, Allegretti, Ryan, Carey, Wsol, Schmidt and DiPietro.

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

Ald. Bach moved the City Council's approval of the establishment of Park Zones (Ord. Prep.) Seconded by Ald Wsol.

Ald. Allegretti added that this change would reduce the speed limit in the vicinity of some parks from 25 mph to 20 mph.

**On voice vote, the motion passed.**

**FINANCE AND BUDGET COMMITTEE – Ald. Richard DiPietro** (Approve warrants, reviewed by Ald. Bach, for the period ending July 30, 2007 in the amount of \$1,948,656.68 / Approve warrants, reviewed by Ald. Allegretti, for the period ending August 15, 2007 in the amount of \$2,670,544.89)

\*Approve warrants, reviewed by Ald. Bach, for the period ending July 30, 2007 in the amount of \$1,948,656.68.

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

\*Approve warrants, reviewed by Ald. Allegretti, for the period ending August 15, 2007 in the amount of \$2,670,544.89.

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

**PUBLIC SAFETY – Ald. Wsol** (Approval of Modification of Article 7, “Fire Regulations, “Chapter 1, “Fire Prevention and Protection,” Section 2 (Ord.Prep.)

\* Approval of the modification of Article 7, “Fire Regulations”, Chapter 1, Fire Prevention and Protection”.

Moved by Ald. DiPietro. Seconded by Ald. Bach.

On Roll Call Vote:

AYES: Ald. DiPietro, Bach, Allegretti, Ryan, Carey, Wsol and Schmidt

NAYS: None

ABSENT: None

**The motion carried with 7 favorable votes.**

### **ADJOURNMENT**

Ald. Carey moved the City Council reschedule meeting in Closed Session until September 4, 2007. Seconded by Al. DiPietro.

**On voice vote, the motion passed.**

Ald. DiPietro moved to adjourn the regular City Council Meeting at 1:47 a.m. Seconded by Ald. Schmidt.

**On voice vote, the motion passed.**

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Howard P. Frimark, Mayor

**Attest:**

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Betty W. Henneman, City Clerk