

**MINUTES
CITY OF DARIEN
MUNICIPAL SERVICES COMMITTEE MEETING
January 24, 2022**

PRESENT: Alderman Thomas Belczak -Chairman, Alderman Eric Gustafson, Alderman Joseph Kenny, Dan Gombac – Director, Jordan Yanke – City Planner

ABSENT: None

ESTABLISH QUORUM

Chairperson Thomas Belczak called the meeting to order at 7:00 p.m. at the City of Darien City Hall, 1702 Plainfield Road, Darien, Illinois. Chairperson Belczak declared a quorum present.

a. PZC2021-07 Maggiore (1414 Sequoia Lane) Petitioner seeks approval for Variations to City Code Section 5A-7-2-6 (A) and Section 5A-5-9-2 (A)(2)(b)(1) of the Zoning Ordinance.

Mr. Jordan Yanke, City Planner reported that the subject property was improved with the patio/terrace and hot tub constructed and installed without issuance of a building permit. He reported that the petitioner/owner has been working with staff to resolve the enforcement issues.

Mr. Yanke reported the variation requests pertain to the patio/terrace structure and hot tub separately and, the constructed platform is considered a Patio/Terrace per the City's Zoning Ordinance, while the hot tub is considered an Accessory Structure. He reported that staff worked with the property owner and provided a diagram in the packet. He also reported that the packet includes a letter from the property owner to the east, and from the utility company that there are aerial utilities and that At&t and ComEd retain the rights.

Mr. Yanke reported that the PZC discussed this request in length struggling with the issue of setting a precedent. He informed the PZC that each variation request is unique. Mr. Yanke reported that the PZC approved the request with a 6-1 vote subject to two conditions that 1) The City's Architectural/Building Code Consultant grants approval for the patio/terrace and hot tub structures and 2) The patio/terrace and hot tub structures are confirmed and/or altered to be located entirely within the subject property's northern and eastern boundary lines. He further reported that the subject property fence is .7 feet over the property line.

Chairperson Tom Belczak questioned if the Code Department was contacted.

Mr. Yanke reported that he spoke with the City's Code Consultant several times and that they are waiting for zoning to be decided.

Mr. Dan Gombac, Director reported that there will also need to be an architect letter if something cannot be seen or reviewed.

Mr. Yanke reported that he has not verbally been contacted by any residents who were notified by 250 feet.

Alderman Joseph Kenny stated that he struggles when someone does something without a permit and then goes through the process.

Mr. Gombac reported that there are penalties attached to the violator and that the city receives very few without a permit.

Alderman Eric Gustafson questioned why the petitioner did not seek a permit.

The petitioner, Mr. Anthony Maggiore stated that he was a City kid who bought a home in the suburbs and thought that permits were only for large structures. He stated that there is no other answer other than plain ignorance.

Alderman Gustafson suggested staff get the word out to the public more about the permit process.

Mr. Gombac reported that residents are notified through Direct Connect as well as through some written documents that the City has in place but that they would publicize more.

Mr. Yanke reported that the petitioner took the large tree into account when constructing and that there would still be a variance. He reported that the structure was constructed with the least impact to the surrounding neighbors.

Mr. Gombac reported that the easement language gives residents the right to plant evergreens and plantings. He reported that the terrain is hilly, and that there are sheds and driveways that encroach and were built under the county which was less restrictive.

There was no one else in the audience wishing to present public comment.

Alderman Belczak made a motion, and it was seconded by Alderman Kenny approval of PZC2021-07 Maggiore (1414 Sequoia Lane) Variations to City Code Section 5A-7-2-6 (A) and Section 5A-5-9-2 (A)(2)(b)(1) of the Zoning Ordinance with the following conditions:

- 1) The City's Architectural/Building Code Consultant grants approval for the patio/terrace and hot tub structures.**
- 2) The patio/terrace and hot tub structures are confirmed and/or altered to be located entirely within the subject property's northern and eastern boundary lines.**

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

- b. Resolution – Authorizing the Mayor to execute a contract with LRS CleanSweep for the City of Darien's 2022 Street Sweeping Program not to exceed \$44,750.00.**

Mr. Dan Gombac, Director stated that at the last meeting he reported that staff was not happy with the sweep services of the current vendor. He reported that the vendor was contacted and

that it was decided not to extend the current contract. He further reported that using a vendor in the State of Illinois was best. Mr. Gombac reported that LRS CleanSweep was the lowest bid and with good references. He reported that there will be three sweeps scheduled with a fourth in the contract if an additional sweep is needed.

There was no one in the audience wishing to present public comment.

Alderman Kenny made a motion, and it was seconded by Alderman Gustafson approval of a Resolution authorizing the Mayor to execute a contract with LRS CleanSweep for the City of Darien's 2022 Street Sweeping Program not to exceed \$44,750.00.

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

- c. Resolution - Approval of a Supplemental Illinois Department of Transportation Resolution, (IDOT BLR 14220) authorizing the expenditure of Motor Fuel Tax (MFT) Funds for the FY 2020-2021 General Maintenance- maintenance of various streets and rights of way that impact City streets, in an amount not to exceed \$32,409.34.**

Mr. Dan Gombac, Director reported that the City Council approved an Illinois Department of Transportation Resolution for FY20/21 in the amount of \$681,899.16 for Motor Fuel Tax Fund (MFT) expenditures. He reported that the City is required to provide IDOT an annual expenditure close out report and that a final summary was calculated and resulted in an increase.

Mr. Gombac reported that a Supplemental Resolution is in place should it be required by IDOT.

There was no one in the audience wishing to present public comment.

Alderman Belczak made a motion, and it was seconded by Alderman Kenny approval of Resolution of a Supplemental Illinois Department of Transportation Resolution, (IDOT BLR 14220) authorizing the expenditure of Motor Fuel Tax (MFT) Funds for the FY 2020-2021 General Maintenance- maintenance of various streets and rights of way that impact City streets, in an amount not to exceed \$32,409.34.

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

- d. Resolution - Authorizing the Mayor to execute an amended contract extension with Rag's Electric, Inc. for the 2022 Street Light Maintenance beginning May 1, 2022, through April 30, 2023.**

Mr. Dan Gombac, Director reported that staff received four sealed bids for the 2021-22 Street Light Maintenance Contract. He reported that the tabulation included a pricing schedule for two additional option years and that Rags Electric was not the lowest price for the subsequent years but upon the expiration of the proposed contract ending April 30, 2022, staff reviewed the contract and negotiated amended pricing. He further reported that their services have been satisfactory.

There was no one in the audience wishing to present public comment.

Alderman Belczak made a motion, and it was seconded by Alderman Kenny approval of Resolution authorizing the Mayor to execute an amended contract extension with Rag's Electric, Inc. for the 2022 Street Light Maintenance beginning May 1, 2022, through April 30, 2023.

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

- e. Resolution - Accepting the unit price proposal for analytical soil testing fees from Clean Soils Consulting, LLC at the proposed unit prices for certain waste for a period of May 1, 2022, through April 30, 2023.**

Mr. Dan Gombac, Director reported that during the year, the department generates excavated materials from various Public Works projects, such as water main breaks, valve and hydrant replacements, landscape restorations and ditching projects. He reported that in July 2011, the Clean Construction or Demolition Debris (CCDD), became law requiring the Illinois EPA to propose rules to establish technical requirements for CCDD facilities; set operating standards for uncontaminated soil fill operations; and develop standards for the maximum allowable concentrations of chemical constituents in uncontaminated soil generated during construction or demolition activities and used as fill material.

Mr. Gombac reported that the law affects owners and operators of CCDD facilities and uncontaminated soil fill operations as well as governmental entities, road builders, landscapers, and other contractors and excavators that deliver CCDD or uncontaminated soil generated from construction or demolition activities to CCDD facilities and uncontaminated soil fill operations.

Mr. Gombac reported that staff requested competitive quotes for the required analytical testing services and received two (2) competitive quotes and the lowest bid was provided by Clean Soils Consulting, LLC.

There was no one in the audience wishing to present public comment.

Alderman Gustafson made a motion, and it was seconded by Alderman Belczak approval of Resolution accepting the unit price proposal for analytical soil testing fees from Clean Soils Consulting, LLC at the proposed unit prices for certain waste for a period of May 1, 2022, through April 30, 2023.

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

- f. Resolution - Preliminary approval for the 2022 Street Maintenance contract with Orange Crush, LLC as per the following schedule of pricing: base bid - \$1,509,857.50; alternate 1 - patching - \$ 78,000.00; for a total of \$1,587,857.50.**

Mr. Dan Gombac, Director reported this Resolution is for Preliminary approval for the 2022 Street Maintenance contract with Orange Crush, LLC. He reported that this year's 2022 Street Maintenance Program includes 4.18 miles to be resurfaced and that the City averages approximately five miles of resurfacing per year.

There was no one in the audience wishing to present public comment.

Alderman Kenny made a motion, and it was seconded by Alderman Belczak preliminary approval for the 2022 Street Maintenance contract with Orange Crush, LLC as per the following schedule of pricing: base bid - \$1,509,857.50; alternate 1 - patching - \$ 78,000.00; for a total of \$1,587,857.50.

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

g. Minutes – December 28, 2021, Municipal Services Committee

Mr. Jordan Yanke, City Planner reported that the minutes state that he was present at the meeting.

There was no one in the audience wishing to present public comment.

Alderman Gustafson made a motion, and it was seconded by Alderman Kenny approval of the amended minutes removing Mr. Yanke as present from the December 28, 2021, Municipal Services Committee Meeting Minutes.

Upon voice vote, the MOTION CARRIED UNANIMOUSLY 3-0.

DIRECTOR'S REPORT

Mr. Dan Gombac, Director provided an update on 67th and Clarendon Hills Road. He reported that staff is working with the Village of Willowbrook to contribute \$200,000 for a future traffic light. He further reported that staff is reviewing the boundaries and should the project move forward that the City would be the controlling agency. Mr. Gombac reported that staff is working on an Intergovernmental Agreement.

NEXT SCHEDULED MEETING

Chairperson Belczak announced that the next meeting is scheduled for Monday, February 28, 2022.

ADJOURNMENT

With no further business before the Committee, Alderman Kenny made a motion, and it was seconded by Alderman Gustafson to adjourn. Upon voice vote, THE MOTION CARRIED unanimously, and the meeting adjourned at 7:46 p.m.

RESPECTFULLY SUBMITTED:

Thomas Belczak
Chairman

Eric Gustafson
Alderman

Joseph Kenny
Alderman