

## Minutes

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE AUGUST 6, 2007 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:28 P.M.

Minutes of the Regular Meeting  
of the City Council of the  
CITY OF DARIEN  
AUGUST 6, 2007

### 1. CALL TO ORDER

The regular meeting of the City Council of the City of Darien was called to order at 7:30 P.M. by Mayor Weaver.

### 2. PLEDGE OF ALLEGIANCE

Mayor Weaver led the Council and audience in the Pledge of Allegiance.

### 3. ROLL CALL — The Roll Call of Aldermen by Clerk Coleman was as follows:

Present: Halil Avci Joseph A. Marchese John Galan Sylvia Mclvor Carolyn A. Gattuso John F. Poteraske, Jr.

Absent: William R. Durkin

Also in Attendance: Kathleen Moesle Weaver, Mayor Joanne F. Coleman, City Clerk Michael J. Coren, City Treasurer John B. Murphey, City Attorney Bryon D. Vana, City Administrator Robert Pavelchik, Chief of Police Daniel Gombac, Director of Community Development/Public Works

### 4. DECLARATION OF A QUORUM — There being six Aldermen present, Mayor Weaver declared a quorum.

### 5. APPROVAL OF MINUTES – July 16, 2007

It was moved by Alderman Marchese and seconded by Alderman Gattuso to approve the minutes of the July 16, 2007 meeting, as presented.

Alderman Avci noted that a correction needs to be made under the Standing Committee Reports. The next regularly scheduled meeting of the Administrative/Finance Committee should read August 13, 2007. The draft minutes reflect August 15, 2007.

The change was made by the City Clerk.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, Mclvor

Nays: None

Abstain: Poteraske

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1 MOTION DULY CARRIED

## 6. RECEIVING OF COMMUNICATIONS

Alderman Mclvor...

...has received several communications regarding dissatisfaction with ARC Disposal.

...encouraged residents to contact Scott Coren or Dan Gombac if their scheduled refuse, recycling, or yardwaste is not collected on their regularly scheduled pick up day.

Mayor Weaver...

...has received numerous communications regarding ComEd.

Administrator Vana...

...advised that representatives of ComEd will be at the September 3, 2007 Council Meeting to respond to City and resident concerns.

Alderman Galan...

... received several communications regarding resident concerns with storage containers on residential property.

Mayor Weaver...

...advised that these concerns have been referred to the Administrative and Finance Committee for review.

Alderman Mclvor...

...received complaints about residents feeding stray animals. These complaints were forwarded to the Police Department. Residents are encouraged not to feed stray animals.

Mayor Weaver...

...thanked everyone for their expressions of sympathy in the loss of her husband.

...met with Joanne Hofstetter, a concerned resident in the District 66 School District. Mayor Weaver asked Alderman Marchese and Alderman Poteraske to put a request in writing to District 66 requesting their participation in the school consolidation meetings. Mayor Weaver stated if District 66 is not interested in participating, their objections should be put in writing.

...urged all residents to write their legislatures regarding the need for school funding.

## 7. MAYOR'S REPORT

A. CONSIDERATION OF A MOTION TO APPROVE REAPPOINTMENT OF MEMBERS OF COMMUNICATIONS COMMISSION: HAMILTON GIBBONS, STEVE KOWYNIA, RONALD SNYDER, AND MICHAEL J. VONDER HEIDE.

It was moved by Alderman Gattuso and seconded by Alderman McIvor to advise and consent to the reappointment of Hamilton Gibbons, Steve Kowynia, Ronald Snyder, and Michael J. Vonder Heide to the Communications Commission.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske

Nays: None

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1 MOTION DULY CARRIED

Clerk Coleman administered the Oath of Office to Michael J. Vonder Heide and Steve Kowynia.

#### B. CONSIDERATION OF A MOTION TO APPROVE REAPPOINTMENT OF JAMES STARK TO THE POLICE PENSION BOARD.

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to advise and consent to the reappointment of James Stark to the Police Pension Board.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske

Nays: None

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1 MOTION DULY CARRIED

#### 8. CITY CLERK'S REPORT

##### A. CONSIDERATION OF A MOTION TO CONSENT TO THE APPOINTMENT OF LYNN DUBMAN AS DEPUTY CLERK.

It was moved by Alderman Marchese and seconded by Alderman Gattuso to consent to the appointment of Lynn Dubman as Deputy Clerk.

Clerk Coleman administered the Oath of Office to Lynn Dubman. She received a round of applause from the Council and audience.

...invited all to attend coffee with the Mayor on Saturday, August 18, 2007 from 9:00 a.m. to 10 a.m. at Darien City Hall in the Council Chambers.

#### 9. CITY ADMINISTRATOR'S REPORT

Administrator Vana...

...announced that the State of Illinois has approved a state-wide smoking ban. Attorney Murphey will be providing a synopsis of the new law in the near future. Staff will work with the Chamber of Commerce and the business community to assist in the adherence of the new regulations, which go into effect January 1, 2008.

...staff will be working with District 63 and 61 regarding parking issues. District 63 will no longer be providing bus service. This will result in an increase in transportation being provided by parents. Officer Ralph Menzione has been designated as the point person. Representatives of the school districts will be at the City's next Administrative and Finance Committee meeting to discuss changes they are seeking in the parking regulations. Parents in the affected areas will be kept informed of any proposed parking plans and changes. If members of the Council or community have any questions, they are encouraged to contact Chief Pavelchik.

## 10. DEPARTMENT HEAD REPORT

Community Development/Public Works Director Daniel Gombac updated the Council on various programs...

... sidewalk and curb and gutter removal and replacement program is in its final phases. A completion date for the program is slated for the week of August 13.

... parkway and road edge restoration from the concrete program is underway. Restoration is targeted for completion by the Public Works Department by the end of August.

... the road resurfacing program is nearing completion. There are six roadways remaining that will be completed later this week.

... road striping on 67th Street, Bailey Road, Adams, and re-striping of the intersection at 75th Street and Manning Road will be performed following the road resurfacing program.

... gave an explanation of the roadway crack fill program, the work to be performed, and a list of the streets included in the program were provided. The crack fill program is tentatively scheduled to begin the week of August 27, with anticipated completion by the second week of September. Hand flyers have recently been delivered to all the adjacent residents fronting the roadways. Informational signs at the intersections of the affected residences will be placed 48 hours prior to the commencement of the project.

... the storm sewer ditch project adjacent to 67th Street and Western Avenue, referred to as Project H, has been completed. An explanation of the work performed was provided.

... an update on the Emerald Ash Borer Disease, and an explanation of the damage done by these insects was provided. Emerald Ash Borer Disease has recently been found in Glendale Heights. As a preventive measure, residents are urged not to bring firewood in from outside of the area. Additional information will be provided as it becomes available.

...an update on the Frontage Road resurfacing project between Clarendon Hills Road and Cass Avenue was provided. A preconstruction meeting is scheduled to take place on August 10, with work anticipated to begin in late August, and to be completed in September. The awarded bidder is Fiala Paving.

... an update on the water tower project was provided. Construction of the tower has been completed. The painting crew is on site and has begun preparation. The painting operation will last approximately two months.

... Edible Arrangements has recently opened in the Chestnut Shopping Center.

... a reminder was given that Brush Pick up is scheduled for Monday August 27 through the 31st.

... advised residents that double ground chips are currently available.

Mayor Weaver...

... requested that the city begin advertising the dates for Amnesty Days.

Administrator Vana...

...advised that a public hearing has been scheduled for Speedway on 75th and Cass Avenue. Speedway is proposing the demolition of their current structure and the construction of a new building. A meeting with Speedway, Mayor Weaver, Dan Gombac, Michael Griffith and Bryon Vana will take place prior to the public hearing. The city has stressed to Speedway the importance of the construction of a quality structure and canopy. In addition to the Planning and Zoning Commission, this case will also come before the City Council for review due to the variance requests.

Dan Gombac...

...advised that, to date, the Euclid Foundation has not submitted the revised engineering plans. Therefore, this case has not been scheduled for Planning/Development Committee review.

... Jewel Food Store is applying for a Special Use to allow a temporary storage trailer on site from the middle of November to the middle of January.

## 11. TREASURER'S REPORT

### A. WARRANT NUMBER 07-08-06

It was moved by Alderman Galan and seconded by Alderman Gattuso to approve payment of Warrant Number 07-08-06 in the amount of \$56,501.14 from the General Fund; \$20,766.48 from the Water Fund; \$569,724.21 from the Motor Fuel Tax Fund; \$221,835.16 from the Water Depreciation Fund; \$1,621.91 from the Darien Area Dispatch Center; \$186,899.23 from the Capital Improvement Fund; \$835.13 from the DARE Fund; \$127,108.75 from the General Fund Payroll for the period ending 07/19/07; \$23,468.00 from the Water Fund Payroll for the period ending 07/19/07; \$29,719.08 from the D.A.D.C. Fund Payroll for the period ending 07/19/07; for a total to be approved of \$1,238,479.09.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske

Nays: None

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1 MOTION DULY CARRIED

### B. TREASURER'S MONTHLY REPORT – JUNE, 2007

Treasurer Coren reviewed all year-to-date sources of revenue and expenditures and fund balances through the month of June 2007: General Fund Revenue \$2,800,662; General Fund Expenditures \$3,092,847; Current General Fund Balance \$3,197,239. Water Fund Revenue \$404,578; Water Fund Expenditures \$539,478 Current Water Fund Balance \$,449,807. Motor Fuel Tax Fund Revenue \$120,164; Motor Fuel Tax Fund Expenditures \$25,746 Current Motor Fuel Tax Fund Balance \$356,285. Water Depreciation Fund Revenue \$38,140; Water Depreciation Fund Expenditures \$1,084,455; Current Water Depreciation Fund Balance \$2,434,635. Capital Improvement Fund Revenue \$2,467,387; Capital Improvement Fund Expenditures \$1,419,932; Current Capital Improvement Fund Balance \$1,089,675; Capital Projects Debt Service Fund Revenue \$2,658,832 with no expenditures and a fund balance of \$2,658,832.

Treasurer Coren reviewed the newly designed Cash Reserves Summary Report and updated the council on the City's investments.

## 12. STANDING COMMITTEE REPORTS

Public Works Water/Streets Committee — Alderman Marchese presented the Minutes of the Public Works Water/Streets Committee Meeting of June 18, 2007. The next meeting is scheduled to take place on Wednesday, August 22, 2007 at 6:30 p.m.

Administrative/Finance Committee — Alderman Poteraske presented the Minutes of the Administrative/Finance Committee of June 12, 2007. The next meeting is scheduled to take place on Monday, August 13, 2007 at 6:30 p.m.

Planning/Development Committee — Alderman McIvor presented the Minutes of the Planning/Development Committee Meeting of June 25, 2007. The next meeting is scheduled to take place on Monday, August 27, 2007 at 6:30 p.m. in the Council Chambers.

## 13. QUESTIONS AND COMMENTS — AGENDA RELATED

There were none.

## 14. OLD BUSINESS

There was no Old Business to come before the City Council.

## 15. CONSENT AGENDA

Mayor Weaver indicated that during the Workshop Session it was determined that Agenda Item L. be removed from the agenda and referred back to Administrative/Finance Committee for further review. New Business Agenda Items A through K have been moved to the Consent Agenda as items G through Q, respectively.

It was moved by Alderman Poteraske and seconded by Alderman Galan to approve by Omnibus Vote the following items on the Consent Agenda:

A. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR OUR LADY OF PEACE SCHOOL HOME AND SCHOOL ASSOCIATION.

B. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR HINSDALE SOUTH HORNET FOOTBALL CLUB.

C. RESOLUTION NO. R-39-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR (AND CITY CLERK) TO EXECUTE A PLAT OF EASEMENT (BINNY'S BEVERAGE DEPOT, 6920 S. KINGERY HIGHWAY (ROUTE 83) WILLOWBROOK, ILLINOIS).

D. ORDINANCE NO. 0-29-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE GRANTING A MINOR AMENDMENT TO AN APPROVED PLANNED UNIT DEVELOPMENT (TOWNHOMES OF VIOLET'S FARM PUD: 8417 DAWN LANE).

E. ORDINANCE O-30-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE GRANTING A MINOR AMENDMENT TO AN APPROVED PLANNED UNIT DEVELOPMENT (CROSSROADS OF DARIEN PUD, 2861 83RD STREET, OFFICE BUILDING C).

F. ORDINANCE 0-31-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING SECTIONS 9-2-2 (STOP SIGNS) AND 9-2-5 (YIELD SIGNS) OF CHAPTER 2 (TRAFFIC SIGNS AND SIGNAL LOCATIONS) TITLE 9 (TRAFFIC REGULATIONS) OF THE DARIEN CITY CODE.

G. RESOLUTION NO. R-40-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR THE 2007 DITCH MAINTENANCE PROJECT BETWEEN THE CITY OF DARIEN AND SCORPIO CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$74,500.00.

H. RESOLUTION NO. R-41-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ACCEPT A PROPOSAL FROM NORWALK TANK COMPANY FOR CULVERT METAL PIPE, FLARED END SECTIONS, AND FITTINGS FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT EXCEED \$17,192.86.

I. RESOLUTION NO. R-42-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM ADVANCED DRAINAGE SYSTEMS FOR HIGH DENSITY POLYETHYLENE PIPE (HDPE), FLARED END SECTIONS, AND FITTINGS FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$7,083.30.

J. RESOLUTION NO. R-43-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM NORWALK TANK COMPANY FOR STORM SEWER STRUCTURES CONSISTING OF IRON GRATES, CONCRETE STORM INLETS, CONCRETE CATCH BASINS, ADJUSTING RINGS, MORTAR AND BRICKS FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$2,665.20.

K. RESOLUTION NO. R-44-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM ALL STAR MAINTENANCE FOR LANDSCAPE RESTORATION CONSISTING OF THE PLACEMENT OF TOPSOIL, AND FOR THE PURCHASE AND PLACEMENT OF FERTILIZER AND SOD FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$30,838.62.

L. RESOLUTION NO. R-45-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM TAMELINGS, INCORPORATED FOR THE PURCHASE OF TOPSOIL FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$4,874.31.

M. RESOLUTION NO. R-46-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM ELIA PAVING FOR APRON RESTORATIONS FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$25,300.00.

N. RESOLUTION NO. R-47-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ADD QUANTITIES TO THE CURRENT CONTRACT FROM JG DEMO FOR APRON RESTORATIONS FOR THE 2007 DITCH MAINTENANCE IMPROVEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$7,550.40.

O. RESOLUTION NO. R-48-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM VULCAN MATERIALS FOR THE PURCHASE OF STONE FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$7,198.25.

P. RESOLUTION NO. R-49-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM LAND AND LAKES FOR DUMPING/TRANSFER FEES FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$8,186.43.

Q. RESOLUTION NO. R-50-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ACCEPT A PROPOSAL FROM E. D. SIEBERT FOR HAULING FEES FOR THE 2007 DITCH MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$8,960.28.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske

Nays: None

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1 MOTION DULY CARRIED

#### 16. NEW BUSINESS

There was no New Business to come before the Council.

#### 17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS — GENERAL

Mayor Weaver thanked the Council Members and staff for moving forward with the ditching projects.

Matt Haughton of 7206 Exner Lane complimented the City Council on their communication efforts to keep the residents informed of projects being performed in the area. However, Mr. Haughton noted he was not aware of the plan to install the speed hump in his neighborhood. In the future, Mr. Haughton suggested informational signs be placed, as are done with other projects. Mr. Haughton is not in favor of having speed humps.

Alderman Poteraske advised that the speed hump has been placed temporarily as a test, and will be removed in October or November. This issue will be re-visited in the fall. The City will attempt to better publicize the fall meeting.

Mayor Weaver explained that information regarding the discussion meetings were very well publicized but the City Council will continue to strive to improve communication with the residents.

Alderman Avci advised that residents are expressing opposition to striping around Hinsbrook Park. This item will be revisited at the August 13, 2007 Administrative/ Finance Committee Meeting. If the residents do not want the striping, it will not be done.

Chief Pavelchik announced that a Dodge van and a Mercedes SUV are listed for sale on E-Bay. The E-Bay Seller Identification Number is CODPD 1710.

#### 18. ADJOURNMENT

There being no further business to come before the City Council, it was moved by Alderman Galan and seconded by Alderman McIvor to adjourn.

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:28 P.M.

Mayor \_\_\_\_\_ City Clerk Id All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 08-06-07.



