

Minutes

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE DECEMBER 17, 2007 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:15 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

DECEMBER 17, 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

The members of Webelos Cub Scout Pack #36 and Tiger Cub Scout Pack #36 led the Council and audience in the Pledge of Allegiance.

Photographs of each Cub Scout pack were taken to be placed on the City's "Wall of Fame," and each scout was given a City of Darien pin.

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

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

Absent: William R. Durkin Sylvia McIvor

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 Daniel Gombac, Director of Community Development/Public Works Robert Pavelchik, Police Chief

4. DECLARATION OF A QUORUM — There being five aldermen present, Mayor Weaver declared a quorum.

5. APPROVAL OF MINUTES – December 3, 2007

It was moved by Alderman Marchese and seconded by Alderman Gattuso to approve the minutes of the December 3, 2007 meeting, as presented.

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

Nays: None

Absent: Durkin, McIvor

Results: Ayes 5, Nays 0, Absent 2 MOTION DULY CARRIED

6. RECEIVING OF COMMUNICATIONS

Alderman Galan stated....

...as a result of a petition received from the residents on Crest Road, between Plainfield and Janet, seeking some type of remediation from the headlight glare and noise created by the new Willowbrook Mall, a meeting was held on December 11, 2007 with the developer, Harlem Irving, Dan Gombac, John Galan, and Tami Hollendonner of 7117 Crest Road.

Director of Community Development/Public Works, Dan Gombac, reviewed the situation and concerns for the Council Members and audience, and advised that the developer has agreed to revisit the issue and consider the installation of an eight-foot fence or landscaping to help with the lighting and noise concerns. In order to expedite the process, staff is recommending the variance request to allow an eight-foot fence be put through the approval process immediately.

In response to Alderman Poteraske, Alderman Galan advised that maintenance of the fences would be the responsibility of the homeowners.

7. MAYOR'S REPORT

A. Darien Holiday Home Decorating Contest Committee Member, Jeannette Campo, reviewed the selection process and announced the winners as follows:

Honorable Mentions: The Arsic Family 618 79th Street Ben Santore 7349 Adams 5th Place Lorie Reczek 1118 79th Street 4th Place Randall McKenney 102 68th Street 3rd Place Anthony & Ashley Truhlar 8408 Cramer Lane 2nd Place Tim & Haline Sembach 8572 Ailsworth 1st Place The Aguirre Family 1522 Clairmont

As each winner was announced, Mayor Weaver presented their respective awards.

Jeannette Campo advised that the Holiday Lights Trolley Tour will be touring the winning homes starting December 18, 2007. Since seating is limited, reservations are necessary.

Mayor Weaver thanked Jeannette and the Home Decorating Contest Committee.

B. Mayor Weaver advised that she was a participant in District 61's Bull Dog Marathon which took place on December 4. The event was held to raise funds for playground equipment at School District 61.

8. CITY CLERK'S REPORT

Clerk Coleman...

...announced that the Planning and Zoning Commission meeting scheduled for Wednesday, December 19, 2007 has been cancelled due to lack of agenda items.

...announced that the Darien Police Pension Board has scheduled a Special Meeting on Thursday, December 20, 2007 at 7:00 P.M.

...stated City Hall will be closed December 24 and 25, 2007 in observance of the Christmas holiday.

...extended congratulations to Mayor and Mrs. Soldato on the birth of their first grandchild, Addison Rose.

9. CITY ADMINISTRATOR'S REPORT

Administrator Vana...

...announced that the Smoke Free Illinois Act takes effect on January 1, 2008. The city will be sending letters to the businesses in town to help them understand the new law and the responsibilities of the business owners and their patrons.

10. DEPARTMENT HEAD REPORT

There was no Department Head Report this evening.

11. TREASURER'S REPORT

A. WARRANT NUMBER 07-08-15

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve payment of Warrant Number 07-08-15 in the amount of \$50,122.26 from the General Fund; \$84,335.87 from the Water Fund; \$7,792.01 from the Motor Fuel Tax Fund; \$304,001.61 from the Water Depreciation Fund; \$3,080.00 from the Darien Area Dispatch Center; \$968.35 from the D.A.R.E. Fund; \$175,443.97 from the General Fund Payroll for the period ending 12/6/07; \$22,493.45 from the Water Fund Payroll for the period ending 12/6/07; \$29,857.85 from the D.A.D.C. Fund Payroll for the period ending 12/6/07; for a total to be approved of \$678,095.37.

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

Nays: None

Absent: Durkin, McIvor

Results: Ayes 5, Nays 0, Absent 2 MOTION DULY CARRIED

B. TREASURER'S MONTHLY REPORT – NOVEMBER, 2007

Treasurer Coren reviewed all year-to-date sources of revenue and expenditures and fund balances through the month of November 2007: General Fund Revenue \$7,600,818; General Fund Expenditures \$7,209,287; Current General Fund Balance \$3,803,258. Water Fund Revenue \$1,522,954; Water Fund Expenditures \$1,426,006; Current Water Fund Balance \$681,273. Motor Fuel Tax Fund Revenue \$417,197; Motor Fuel Tax Fund Expenditures \$648,214; Current Motor Fuel Tax Fund Balance \$37,561; Water Depreciation Fund Revenue \$62,036; Water Depreciation Fund Expenditures \$2,161,859; Current Water Depreciation Fund Balance \$1,379,939; Capital Improvement Fund Revenue \$2,473,832; Capital Improvement Fund Expenditures \$2,806,456; Current Capital Improvement Fund Balance \$(294,671); Capital Projects Debt Service Fund Revenue \$2,683,794 with no expenditures and a fund balance of \$2,683,794.

Treasurer Coren thanked the City Council Members and staff for their assistance and patience these past six months. Treasurer Coren advised that the City is in a very sound financial position.

12. STANDING COMMITTEE REPORTS

There were no standing committee reports.

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

It was moved by Alderman Gattuso and seconded by Alderman Poteraske 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 THE DARIEN LIONS CLUB.

B. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR THE DARIEN HISTORICAL SOCIETY.

C. ORDINANCE NO. O-51-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OR DISPOSAL OF PERSONAL PROPERTY (EQUIPMENT) OWNED BY THE CITY OF DARIEN.

D. ORDINANCE NO. O-52-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 3, "BUSINESS REGULATIONS," OF THE CITY CODE OF DARIEN FOR THE ENFORCEMENT OF THE "SMOKE FREE ILLINOIS ACT."

E. ORDINANCE NO. O-53-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING TITLE 8, CHAPTER 10, "MISCELLANEOUS VIOLATIONS," OF THE CITY CODE OF DARIEN BY ADDING NEW SECTION 8-10-6, "SMOKING PROHIBITED," THERETO.

F. ORDINANCE NO. O-54-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING THE DARIEN BUILDING CODE TO PROVIDE FOR FEE ADJUSTMENTS IN THE CASE OF APPLICATIONS MADE BY LOCAL GOVERNMENTAL BODIES.

G. RESOLUTION NO. R-75-07 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION DECLARING A DEFAULT AND DEMANDING PAYMENT UNDER A CERTAIN LETTER OF CREDIT (FAIRFAX DARIEN, LLC/BANK OF AMERICA).

H. ORDINANCE NO. O-55-07 CONSIDERATION OF A MOTION TO AMEND AN ORDINANCE ON THE PURPOSE AND POWERS AND DUTIES OF THE ENVIRONMENTAL COMMITTEE.

I. ORDINANCE NO. O-56-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY (VEHICLE) OWNED BY THE CITY OF DARIEN.

J. ORDINANCE NO. O-57-07 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OR DISPOSAL OF PERSONAL PROPERTY (POLICE PROPERTY ROOM) OWNED BY THE CITY OF DARIEN.

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

Nays: None

Absent: Durkin, Mclvor

Results: Ayes 5, Nays 0, Absent 2 MOTION DULY CARRIED

16. NEW BUSINESS

There was no new business to come before the City Council.

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS — GENERAL

Alderman Poteraske announced that the Planning and Development Committee Meeting has been rescheduled from December 24, 2007 to Tuesday, December 18, 2007 at 6:30 P.M.

Alderman Marchese wished everyone Happy Holidays.

Clerk Coleman advised that the next City Council Meeting will take place on January 7, 2008.

Mayor Weaver announced that the cut off date for nominations for Citizen of the Year is January 7, 2008.

18. ADJOURNMENT

There being no further business to come before the City Council and since no action will take place as a result of Executive Session discussions, it was moved by Alderman Galan and seconded by Alderman Poteraske to adjourn.

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:10 P.M. into EXECUTIVE SESSION

It was moved by Alderman Galan and seconded by Alderman Poteraske at 8:10 P.M. to move into Executive Session for the purpose of discussing Purchase or Lease of Real Estate as prescribed by Section 2(C)(5) and Collective Bargaining as prescribed by Section 2(C)(2) of Public Act 88-621. No action will take place as a result of these discussions.

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

Nays: None

Absent: Durkin, Mclvor

Results: Ayes 5, Nays 0, Absent 2 MOTION DULY CARRIED

It was moved by Alderman Gattuso and seconded by Alderman Poteraske at 9:00. P.M. to adjourn Executive Session.

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

Nays: None

Absent: Durkin, Mclvor

Results: Ayes 5, Nays 0, Absent 2 MOTION DULY CARRIED

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 12-17-07. Minutes of 12-17-07 CCM December 17, 2007