

Minutes

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY CLERK COLEMAN FOR THE PURPOSE OF REVIEWING ITEMS ON THE MARCH 17, 2008 AGENDA WITH THE CITY COUNCIL. ALDERMAN POTERASKE SUGGESTED ALDERMAN MARCHESE CHAIR THE WORKSHOP SESSION. THE SESSION ADJOURNED AT 7:24 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

MARCH 17, 2008

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 William R. Durkin Sylvia Mclvor John Galan John F. Poteraske, Jr. Carolyn A. Gattuso

Absent: None

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 seven aldermen present, Mayor Weaver declared a quorum.

5. APPROVAL OF MINUTES – March 3, 2008

It was moved by Alderman Gattuso and seconded by Alderman Durkin to approve the minutes of the March 3, 2008 meeting, as presented.

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

Nays: None

Abstain: Mclvor

Absent: None

Results: Ayes 7, Nays 0, Absent 0 MOTION DULY CARRIED

6. RECEIVING OF COMMUNICATIONS

Alderman Galan...

...received a telephone call today from Rick Feldges of 7013 Clarendon Hills Road concerning a skunk problem in his area. Alderman Galan put Mr. Feldges in touch with Scott Coren. Scott Coren contacted Mr. Feldges and provided him with available options. Mr. Feldges was pleased with the options provided.

... received a telephone call from Bill Bucholz of 7117 Eleanor regarding two items. The first was a downed street sign at Eleanor and Plainfield. The second request is for the installation of a School Zone Caution or Speed sign on Eleanor now that Kingswood Academy is in operation. Dan Gombac was contacted on both of these items. Bob Mengarelli was able to get DuPage County to immediately put the sign back up, and is to be commended for his efforts. The school signs were installed five days after Mr. Bucholz's request. Alderman Galan thanked Jeff Corneils, Jake Bruzan, and Jim Herman for their efforts in getting the requested signs installed so quickly.

...reminded the viewing audience that, although the elected officials are the ones who receive the telephone calls from residents, it is city staff that performs the work. Alderman Galan stated that there are great people working for Darien, and they deserve the credit for the efficient delivery of service to the residents.

Alderman Avci...

...received a call from resident Shirley Miller of 1126 Timber Lane requesting a new street sign at Cass and Timber Lane. After speaking with Dan Gombac, and discussing the matter with Council Members during this evening's work session, the request would pertain to all the corners along the county roads that run through the city. The Council Members have determined that it is better to wait until the completion of the current street sign program, and to revisit this request in July.

Mayor Weaver...

...received a letter from the Illinois State Treasurer's office requesting the city share the information that the Treasurer's office will again be offering their Excellence in Agriculture Scholarship program. The State Treasurer's office is offering ten scholarships for students who are pursuing agriculture related studies in college. Scholarship applications will be available on their website at www.treasurer.il.gov. The city will also try to get the information on our website.

7. MAYOR'S REPORT

There was no report this evening.

8. CITY CLERK'S REPORT

Clerk Coleman...

...announced that City Hall will be closed on March 21, 2008 in observance of Good Friday.

...announced that the March 20, 2008 Communications Commission meeting has been cancelled.

...reviewed the steps which were taken upon receiving a Freedom of Information request for a copy of the city's December 2007 electric bill for the city hall building. The City of Darien does not pay for electricity for this building. Upon receipt of the request, staff found that there was no such invoice, and called the requestor and sent a letter to the person to advise of same. The letter, which was sent to the address provided in the request, was returned to the city as undeliverable on February 28. Upon receipt of the undelivered letter, staff immediately called Ms. Peterson, and then faxed the letter to her. It was learned the person making the request was a reporter for the Suburban Life Newspaper. She was grading the municipalities on their performance in responding to the request. Because she did not physically receive the requested information until the 28th of February, Darien received an "F." The clerk's office made every attempt to provide the requested information, and feels the grade was very unfair.

Mayor Weaver also feels that the reporter's rating of the city's performance was unjust. Staff went above and beyond to respond to the request. As a part of the city's franchise agreement with ComEd, the city does not pay for electricity at city hall.

Alderman Galan questioned if the information was sent to the return address the reporter had in her letter.

Administrator Vana advised that the letter was sent to the return address provided in the letter, but the address provided did not include a suite number. A suite number was necessary in order for the letter to be delivered. At the time of receipt of the undeliverable letter, staff contacted the maker of the request, and the suite number was then provided. This particular reporter had other letters that were not delivered to her because she did not provide the suite number in her letter.

9. CITY ADMINISTRATOR'S REPORT

Administrator Vana advised that a few of the aldermen have received telephone calls regarding a particular telephone solicitation. Chief Pavelchik will investigate this locally, but it seems the solicitors may have used the name of the City of Darien or the Darien Police Department. Administrator Vana cautioned that the city has not sanctioned any telephone solicitation. Residents who have questions about solicitation calls they have received are free to contact Administrator Vana.

10. DEPARTMENT HEAD REPORT

Community Development/Public Works Director Daniel Gombac...

...on behalf of the Police Department, advised that the Alive at 25 Program will be held on Saturday, April 5, 2008 from 8:00 A.M. to 12:30 P.M. This free course is geared toward drivers aged 16 to 24. The class will be held at the Darien Police Department Training Room at 1710 Plainfield Road. There are openings for ten more participants. To enroll, please call Carol Kopta at 630-353-8133.

...updated the Council on the 2008 tree trimming program. Vega Tree Service has completed approximately 1100 of the 1700 trees to be trimmed. The program should be completed by the middle of April. Approximately 50 households are participating in the private property tree trimming program.

...True Value, which is located within the Brookhaven Plaza, has recently opened for business.

...Alderman Galan, Administrator Vana, and Director Gombac recently visited the Public Works Department. During the visit, Alderman Galan was able to see the recent upgrades to the SCADA system, and how the system works via computer. Personnel from Public Works showed Alderman Galan a slide show that encapsulated a major rain event of August 2007.

Alderman Galan presented the slide show illustrating the drainage and actual flow of stormwater through the Marion Hills area approximately 24 hours following a storm. The slide show is a sequential

compilation of photographs taken by Dan Salvato documenting the flood water issues that affect the southern portion of the Marion Hills area. The water, which is still there 24 hours after a storm, should have flowed south along the old Saw Mill Creek bed. The aged creek bed has somewhat impeded water flow. The City Council has discussed these issues, and has budgeted funds to help rectify the problem. The three reasons for presenting the slide show this evening are to let the residents of Marion Hills know that this problem is a matter the City Council is making an effort to correct, to document the area problems, and to recognize Dan Salvato for the extra effort he put forth in putting this slide show together.

In response to Alderman Poteraske, Dan Gombac advised that the area never really dries out unless there are seven days without rain.

Alderman Mclvor questioned if a resident has the right to trim a neighbor's tree if it is hanging over into their yard.

Attorney Murphey advised that if the branches are on your property, you have the right to trim them without providing any notice.

At Administrator Vana's direction, Dan Gombac reviewed the benefits of the drainage projects. In a rural section such as Marion Hills, once the ditches are reshaped and put back to original condition, it will allow the water to come off the road and to convey water downstream in an effective manner. Areas that have been improved with curbs and gutters do not have the same concerns since there are no ditches to maintain. In those cases, the pipes are maintained.

Alderman Poteraske advised that there have been several articles about the use of beet juice and salt mix. The articles are claiming that this is an environmentally sound practice, although it is more expensive. Alderman Poteraske asked if the city is considering testing the mix next year.

Dan Gombac responded that, before the city performs any tests on city streets, the major concern about staining needs to be addressed. The cost of using the beet juice and salt mix costs approximately \$8 to \$10 more per ton. The county is the best source of testing the mix prior to use by the city. The Illinois Department of Transportation discontinued use of the beet juice/salt mix due to the cost.

Mayor Weaver confirmed that the city is going to get more information on this subject.

11. TREASURER'S REPORT

A. WARRANT NUMBER 07-08-21

It was moved by Alderman Mclvor and seconded by Alderman Gattuso to approve payment of Warrant Number 07-08-21 in the amount of \$64,298.28 from the General Fund; \$140,527.98 from the Water Fund; \$37,027.53 from the Motor Fuel Tax Fund; \$6,535.62 from the Water Depreciation Fund; \$1,519.58 from the Darien Area Dispatch Center; \$106,005.21 from the General Fund Payroll for the period ending 03/13/08; \$19,961.86 from the Water Fund Payroll for the period ending 03/13/08; \$25,236.46 from the D.A.D.C. Fund Payroll for the period ending 03/13/08; for a total to be approved of \$401,112.52.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0 MOTION DULY CARRIED

B. TREASURER'S MONTHLY REPORT – FEBRUARY, 2008

Treasurer Coren reviewed all year-to-date sources of revenue and expenditures and fund balances through the month of February, 2008: General Fund Revenue \$10,311,670; General Fund Expenditures \$10,051,969; Current General Fund Balance \$3,671,429; Water Fund Revenue \$2,378,407; Water Fund Expenditures \$2,320,843; Current Water Fund Balance \$641,888; Motor Fuel Tax Fund Revenue \$582,461; Motor Fuel Tax Fund Expenditures \$776,673; Current Motor Fuel Tax Fund Balance \$74,366; Water Depreciation Fund Revenue \$182,280; Water Depreciation Fund Expenditures \$2,207,887; Current Water Depreciation Fund Balance \$1,454,154; Capital Improvement Fund Revenue \$2,475,700; Capital Improvement Fund Expenditures \$1,403,331; Current Capital Improvement Fund Balance \$1,110,322; Capital Projects Debt Service Fund Revenue \$2,689,177; Capital Projects Debt Service Fund Expenditures \$1,211,715; and a fund balance of \$1,477,462.

12. STANDING COMMITTEE REPORTS

Public Works Water/Streets Committee — Alderman Marchese submitted the minutes of the Public Works Water/Streets Committee meeting of January 21, 2008, and advised that the next meeting is scheduled to take place on Monday, April 21, 2008 at 6:30 P.M. in the upstairs conference room.

Administrative/Finance Committee — Alderman Poteraske submitted the minutes of the Administrative Finance Committee meeting of February 11, 2008, and advised that the next meeting is scheduled to take place on Monday, April 14, 2008 at 6:30 P.M. in the upstairs conference room.

Planning/Development Committee — Alderman McIvor announced that the March 24, 2008 meeting of the Planning/Development Committee has been rescheduled to Monday, March 31, 2008 at 6:30 P.M. in the Council Chambers. The Euclid Foundation petition will be on the agenda that evening, and they will be presenting the variances they are requesting.

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 advised that Item A. under New Business has been added to the Consent Agenda as Item M.

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

A. RESOLUTION NO. R-19-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION EXTENDING THE PERIOD OF PARTICIPATION IN THE INTERGOVERNMENTAL PERSONNEL BENEFIT COOPERATIVE FOR A PERIOD OF THREE ADDITIONAL YEARS

B. ORDINANCE NO. O-08-08 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN

C. ORDINANCE NO. O-09-08 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE DISPOSAL OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN

D. RESOLUTION NO. R-20-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH AM-COAT PAINTING INC. FOR THE PAINTING OF THE TWO-MILLION GALLON POTABLE WATER STANDPIPE LOCATED AT 67TH STREET AND WILMETTE AVENUE IN AN AMOUNT NOT TO EXCEED \$507,950.00

E. RESOLUTION NO. R-21-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH REEVES EXTERIOR SERVICES INC. FOR THE PURCHASE AND INSTALLATION OF ORNAMENTAL FENCING AT THE PERIMETER OF PLANT TWO WATER TOWER SITE LOCATED AT 1220 PLAINFIELD ROAD IN AN AMOUNT NOT TO EXCEED \$22,565.00

F. RESOLUTION NO. R-22-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH GENCO INDUSTRIES, INC. IN AN AMOUNT NOT TO EXCEED \$190,725.00 FOR THE BOOSTER PUMP PROJECT AT THE 75TH STREET PUMP STATION

G. RESOLUTION NO. R-23-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A PROPOSAL FROM AUTOMATED CONTROL SERVICES FOR UPGRADES TO THE CHLORINATION EQUIPMENT AND SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM IN AN AMOUNT NOT TO EXCEED \$27,180.00 FOR HARDWARE UPGRADE, INSTALLATION AND CENTRAL PROCESSING UNIT PROGRAMMING AS RELATED TO THE 75TH STREET PUMP STATION-BOOSTER PUMP PROJECT

H. RESOLUTION NO. R-24-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CUSTOMER WORK AGREEMENT WITH COM ED FOR THE INSTALLATION OF A POWER POLE AND TRANSFORMER ADJACENT TO THE PROPERTY LOCATED AT 2101 75TH STREET – 75TH STREET PUMPING STATION

I. ORINANCE NO. O-10-08 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING CHAPTER 5, "CONSTRUCTION OF UTILITY FACILITIES IN THE RIGHTS-OF-WAY," OF TITLE 6B "STREET DIVISION" OF THE CITY CODE OF THE CITY OF DARIEN, AS AMENDED, TO REGULATE THE USE OF CITY RIGHTS-OF-WAY BY UTILITY SERVICE PROVIDERS INCLUDING VIDEO SERVICE PROVIDERS PURSUANT TO PUBLIC ACT 95-0009

J. RESOLUTION NO. R-25-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A PROPOSAL FROM SPEER FINANCIAL, DATED FEBRUARY 28, 2008, TO PROVIDE FINANCIAL ADVISORY SERVICES FOR THE 2008 BOND REFINANCING ISSUE

K. ORDINANCE NO. O-11-08 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE ABATING PROPERTY TAX HERETOFORE LEVIED BY ORDINANCE NO. O-26-06

L. ORDINANCE NO. O-12-08 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE ABATING PROPERTY TAX HERETOFORE LEVIED BY ORDINANCE NO. O-21-07

M. RESOLUTION NO. R-26-08 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE CITY OF DARIEN AND CHRISTOPHER B. BURKE ENGINEERING, LTD. (2008 STREET MAINTENANCE)

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0 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 brought attention to a request that was published in District 61's newsletter asking for monetary donations for recreational equipment for the students. Anyone interested in making a donation should make their checks should be made payable to the Lace School Activity Fund.

Alderman Galan thanked the City Council and everyone who participated and supported the Darien Lions Club by attending the pancake breakfast yesterday. This is a function that allows the Darien Lions Club to give back to the community, as well as help the hearing and eye impaired.

18. ADJOURNMENT

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:10 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 03-17-08. Minutes of 03-17-08 CCM March 17, 2008