

**EXECUTIVE SESSION – PERSONNEL, SECTION 2(C)(11) OF THE OPEN MEETINGS ACT**

It was moved by Alderman Schauer and seconded by Alderman Seifert to go into Executive Session for the purpose of discussing Personnel, Section 2(C)(1), and Pending Litigation, Section 2(C)(11) of the Open Meetings Act at 7:00 P.M.

Roll Call: Ayes: Avci, Beilke, Marchese, Poteraske, Schauer, Seifert

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

**MOTION DULY CARRIED**

It was moved by Alderman Marchese and seconded by Alderman Poteraske at 7:45 P.M. to recess into open session.

Roll Call: Ayes: Avci, Beilke, Marchese, McIvor, Poteraske, Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

DUE TO THE LENGTHY EXECUTIVE SESSION, THE WORK SESSION DID NOT TAKE PLACE.

**Minutes of the Regular Meeting**

**of the City Council of the**

**CITY OF DARIEN**

**SEPTEMBER 19, 2011**

1. **CALL TO ORDER**

The regular meeting of the City Council of the City of Darien was called to order at 7:47 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 Ragona was as follows:

Present:	Halil Avci	John F. Poteraske, Jr.
	Tina M. Beilke	Ted V. Schauer
	Joseph A. Marchese	Joerg Seifert
	Sylvia McIvor	

Absent: None

Also in Attendance: Kathleen Moesle Weaver, Mayor  
JoAnne E. Ragona, City Clerk  
John B. Murphey, City Attorney  
Bryon D. Vana, City Administrator  
Scott Coren, Assistant City Administrator  
Daniel Gombac, Director of Community Development/Municipal Services  
David Skala, Deputy Chief  
John Cooper, Deputy Chief

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

5. **APPROVAL OF MINUTES** – September 6, 2011

It was moved by Alderman Seifert and seconded by Alderman Poteraske to approve the minutes of the City Council Meeting of September 6, 2011, as presented.

Roll Call:	Ayes:	Avci, Beilke, Marchese, McIvor, Poteraske, Schauer, Seifert
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Nays:	None
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Absent:	None
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Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

6. **RECEIVING OF COMMUNICATIONS**

There were none.

7. **MAYOR'S REPORT**

**A. POLICE CHIEF APPOINTMENT – ERNEST BROWN**

It was moved by Alderman Schauer and seconded by Alderman Avci to advise and consent to the Mayor's appointment of Ernest Brown as Police Chief.

Mayor Weaver explained the process followed for selection of the Police Chief. She acknowledged and commended the five residents: Jim Bulla, John Gonczy, Charles Slaybough, David Gore and David Kessler for a stellar job of identifying and ranking the 100 resumes and assisting in the selection of the ten candidates to be interviewed.

Administrator Vana reviewed the research and background investigations conducted during the process. He provided an overview of Ernest Brown's qualifications, experience, and credentials. Administrator Vana spoke of the rumors and allegations posted on the internet.

Ernest Brown spoke of his past experience and provided a detailed explanation of the allegations that had come forward.

Lieutenant Dominic Rizzi of the Chicago Police Department spoke of his working experience with and for Mr. Brown. He noted that Mr. Brown's professionalism, reputation, and capabilities were beyond reproach. He added that the anonymous postings on the internet were incorrect and resulted in undeserved damage.

Alderman Seifert advised that he expected to interview the top three candidates; he spoke of his dissatisfaction with the process and inability to be involved.

Richard Biehl of 410 Maple Lane spoke against hiring from the outside when there are two qualified city employees.

John Gonczy of 2228 Donegal Drive spoke of the process to assist in reducing the number of candidates from 140 to 10. He explained the rating system and noted that it was very fair to Darien officers. Mr. Gonczy added that the committee supported Mayor Weaver's choice and agreed there was no need to bring other candidates forward.

Alderman Marchese advised that he also expected to interview the top three candidates, and expressed disappointment with not being involved in the process.

Alderman Avci commented he had also expected to interview the three final candidates, but feels Mr. Brown is very well qualified for the position.

Stacey Tantillo of 7301 Bunker Road felt the alderman should have been part of the process and questioned why they were not. Mayor Weaver responded and explained she felt Mr. Brown to be her candidate of choice.

Ms. Tantillo spoke of the positive relationship between the residents and the Police Officers, and requested assurance from Mr. Brown that the relationship will continue. Mr. Brown assured Ms. Tantillo that he is aware of the importance of good customer service and understands Darien must be served at a much different level of intensity than Chicago.

Neil Christenson of 8525 Creekside feels the contention this evening was not appropriate and apologized to Mr. Brown.

Lou Mallers of 1411 Pine Cove Court feels further discussion is necessary and requested postponement of the appointment.

Alderman McIvor expressed concern with lack of input from the City Council Members. She feels Mr. Brown's experience and qualifications do not meet the needs of the community.

Dick Simester of 8521 Creekside expressed displeasure with the process.

Alderman Beilke stated that although Mr. Brown appears to be the most qualified of the three candidates on paper, she would have preferred to meet each individual in person.

Roll Call:	Ayes:	Avci, Beilke, Poteraske, Schauer
	Nays:	Marchese, McIvor, Seifert
	Absent:	None

Results: Ayes 4, Nays 3, Absent 0  
**MOTION DULY CARRIED**

City Clerk Ragona administered the Oath of Office to Ernest Brown.

There was applause from the City Council Members and audience and congratulatory handshakes.

The meeting recessed at 9:04 P.M.

The meeting reconvened at 9:16 P.M.

**B. COM ED**

Katie Maier, ComEd External Affairs Representative, reviewed and provided an update on completed work, and further measures to be taken in the five areas of Darien which experience the most frequent outages. Ms. Maier responded to questions from the Aldermen and audience, and will research further remedies.

8. **CITY CLERK'S REPORT**

City Clerk Ragona reminded the local, non-profit organizations the deadline to participate in the 2012 Vehicle Sticker Lottery is Friday, September 30, 2011.

Alderman McIvor requested the new vehicle sticker include "Illinois" in the design

In response to Alderman Marchese, Clerk Ragona explained that all solicitors must obtain permission from her office. She added that a permit fee is required from commercial solicitors.

9. **CITY ADMINISTRATOR'S REPORT**

There was no report.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Director Gombac announced that the deadline to participate in the 2011 50/50 Parkway Tree Planting and the Private Property Tree Programs is Thursday, September 22, 2011. Information on available trees was sent out on Direct Connect and is on the City's website and cable station.

11. **TREASURER'S REPORT**

**A. WARRANT NUMBER 11-12-09**

It was moved by Alderman Poterasko and seconded by Alderman Beilke to approve payment of Warrant Number 11-12-09 in the amount of \$119,909.63 from the General Fund; \$229,553.76 from the Water Fund; \$195,655.61 from the Motor Fuel Tax Fund;



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

- A. **A MOTION TO APPROVE THE OUR LADY OF PEACE CATHOLIC SCHOOL 5K RUN SCHEDULED FOR OCTOBER 16, 2011 AT 8:00 A.M.**
- B. **ORDINANCE NO. O-21-11**            **AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN**
- C. **RESOLUTION NO. R-76-11**            **A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO RENEW THE DENTAL INSURANCE PLAN WITH DELTA DENTAL FROM OCTOBER 1, 2011 TO SEPTEMBER 30, 2013**
- D. **RESOLUTION NO. R-77-11**            **A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR AND CITY CLERK TO ENTER INTO INSTALLMENT PURCHASE AGREEMENT WITH HINSDALE BANK & TRUST CO. FOR THE FINANCING OF POLICE VEHICLES**

Roll Call:        Ayes:        Avci, Beilke, Marchese, McIvor, Poteraske, Schauer, Seifert

                     Nays:        None

                     Absent:      None

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

16. **NEW BUSINESS**

A. It was moved by Alderman McIvor and seconded by Alderman Poteraske to approve:

- RESOLUTION NO. R-78-11**            **A RESOLUTION ACCEPTING AND AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO**

**EXECUTE A GRANT AGREEMENT WITH THE STATE OF ILLINOIS, ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY (DCEO), FOR A \$150,000 GRANT, NO. 11-203320**

Administrator Vana explained this authorizes reimbursement from the State for ditch and road capital improvements which have been completed. He anticipates an additional \$350,000 will be reimbursed in the future. Alderman Poteraske noted that the \$150,000 grant revenue was not included in the budget and will increase the Capital Improvement Fund balance.

Roll Call: Ayes: Avci, Beilke, Marchese, McIvor, Poteraske, Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

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

In regards to Consent Agenda Item D, Joe Kenney of 1605 Holly Avenue questioned why purchase was approved in May and financing is being sought now. Administrator Vana answered that the vehicle purchase was identified and budgeted in May but there was a delay in the purchase. He added that the delay resulted in newer model vehicles at the same price.

Mayor Weaver noted that there was no need to reconvene Executive Session.

18. **ADJOURNMENT**

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



**VIA VOICE VOTE – MOTION DULY CARRIED**

The City Council meeting adjourned at 10:00 P.M.

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Mayor

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City Clerk

JER/ld

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 09-19-11.  
Minutes of 09-19-11 CCM