

## **Minutes - March 6, 2006**

### EXECUTIVE SESSION

It was moved by Alderman Marchese and seconded by Alderman Gattuso at 7:00 P.M. to move into Executive Session for the purpose of discussing Litigation as prescribed by Section 2(c)11 and Purchase or Lease of Real Estate as prescribed by Section 2(c)(5) of Public Act 88-261.

Roll Call: Ayes: Durkin, Gattuso, Marchese, Mclvor, Poteraske, Weaver

Nays: None

Absent: Biehl

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

It was moved by Alderman Marchese and seconded by Alderman Mclvor at 7:25 P.M. to move into Open Session.

Roll Call: Ayes: Durkin, Gattuso, Marchese, Mclvor, Poteraske, Weaver

Nays: None

Absent: Biehl

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

A WORK SESSION WAS CALLED TO ORDER AT 7:25 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE MARCH 3, 2006 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:30 P.M.

### Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

MARCH 6, 2006

#### 1. CALL TO ORDER

The regular meeting of the City Council of the City of Darien was called to order at 7:31 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: William R. Durkin Sylvia Mclvor Carolyn A. Gattuso John F. Poteraske, Jr. Joseph A. Marchese  
Kathleen Moesle Weaver

Absent: Richard A. Biehl

Also in Attendance: Kathleen Moesle Weaver, Mayor Joanne F. Coleman, City Clerk Kevin P. Monaghan,  
City Treasurer Gina Madden, City Attorney Bryon D. Vana, City Administrator Robert Pavelchik, Chief of  
Police Daniel Gombac, Director of Community Development/Public Works Michael Griffith, Senior Planner

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

5. APPROVAL OF MINUTES – February 21, 2006

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve the Minutes of the  
Regular Meeting of February 21, 2006, as presented.

Roll Call: Ayes: Durkin, Gattuso, Mclvor, Poteraske, Weaver

Nays: None

Abstain: Marchese

Absent: Biehl

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

#### 6. RECEIVING OF COMMUNICATIONS

Mayor Weaver received email from: \* Pat Corey, 903 Windmere Court, in regard to the February 6th  
meeting when the traffic consultant addressed Council; she was concerned about the recommended  
changes for 67th Street. \* Beata Kolpek, 1061 Sean Circle, indicated that she was opposed to any  
changes to 67th Street. \* Stephen Kehoe, 2960 Meadow Court, was concerned about tree trimming.

Alderman Mclvor \* received a phone call from Arthur Gillian, Beller Drive resident; he complimented the  
tree trimming being performed and questioned if consideration was ever given to raising sidewalks  
instead of replacing them. \* received email from Sally Smith with First American Bank on 75th Street; she  
indicated that two community messages had been placed on their signage, which changed hourly.

Alderman Durkin received correspondence from a resident concerned with the subdivision street and  
sidewalk; Director Gombac followed up. Also, he received correspondence from another resident in  
regard to a utility pole and street sign; Director Gombac followed up. Alderman Durkin spoke about the  
Suburban Life article written by Lane Kelley in regard to the rezoning of a parcel on Plainfield Road; he  
said that residents who had attended the meeting were shocked that the article did not represent the  
outcome of the meeting.

Alderman Durkin suggested that someone speak with the Editor of the Suburban Life Newspaper for  
articles to be written with a more accurate representation. Reporter Lane Kelley wrote a story that  
appeared in the March 4 & 5, 2006 paper that did not accurately report the outcome of the Planning and  
Zoning Commission meeting. Mayor Weaver stated that the article was appalling; she said that she would  
read a letter in regard to the March 1st article entitled "Cracks Emerge Over Darien Sidewalk Fix"  
addressed to the Editor under the "Mayor's Report".

## 7. MAYOR'S REPORT

### A. PRESENTATION BY INDIAN PRAIRIE PUBLIC LIBRARY

Mayor Weaver introduced Board Members of the Indian Prairie Public Library: Trustee Luanne Spiros and President Marian Krupicka. Trustee Spiros stated that the library served 44,000 people, which included Willowbrook, most of Darien, parts of Burr Ridge and unincorporated areas. On behalf of the library, she presented Mayor Weaver with a poster that contained the Mayor's picture; Trustee Spiros expressed appreciation for the Mayor's leadership and sharing of her incites at a special Veterans Day Event entitled "We the People". Mayor Weaver thanked the Library for the honor.

### B. PRESENTATION BY ROB VUILLAUME – GIFT FOR CARL FOUNDATION/COMPOST BIN GIVEAWAY

Mr. Vuillaume stated that his son, Carl, died in a tragic drowning accident while the family was on vacation in 2005. He said that Carl enjoyed various activities and in remembrance of him and his positive attitude toward life, the Vuillaume family started a charitable not-for-profit organization called "The Gift of Carl Foundation". The purpose of the Foundation was to encourage participation and education in the fields of theater arts, literacy, music, and environment. He indicated that scholarships would be offered to graduating thespians at Hinsdale South High School; books had been purchased for the Indian Prairie Public Library; they funded some children's piano lessons. The Foundation would participate in the Annual Arbor Day celebration by contributing toward the memorial tree program and would conduct a Citywide raffle for thirty hand-made compost bins in order to encourage recycling of yard waste. The FREE raffle would be open to all Darien residents; raffle tickets and drop boxes would be located at City Hall, Indian Prairie Public Library, and at their website [www.giftofcarl.org](http://www.giftofcarl.org). Raffle tickets may be entered from March 15th through April 15th; the drawing would be held on April 28th at the Arbor Day celebration.

### C. COM ED CONSULTANT UPDATE

Mayor Weaver asked Kenneth Seaton of The Seaton Group, Inc. to address Council. Mr. Seaton distributed packets to Council and reviewed slide presentation entitled "Status of ComEd's Electric Reliability Review and Up-Grade for City of Darien" dated March 6, 2006, copy attached hereto. He commented that since December, Adm. Assistant Coren and he have dealt with ComEd on various issues. He said that Darien had twenty-two feeders that provided power to the City. Alderman McIvor clarified that the 34 kV line was a transmission line and the twenty-two feeder lines were 12 kV; Mr. Seaton affirmed. There was discussion about inspections and repair reports. Alderman Pateraske asked if the Group would address flickering and low voltage areas; Mr. Seaton said that lower voltage could be caused by a number of situations and flickering was usually created by wires touching briefly.

Mayor Weaver addressed the March 1st article entitled "Cracks Emerge Over Darien Sidewalk Fix" that was published in the Suburban Life Newspaper; she read a letter that would be forwarded to the Editor of the Suburban Life newspapers. The letter indicated that the article was inaccurate and left out important information that should have been reported to the public.

Alderman Durkin commented that there was a pattern of inaccurate reporting by Reporter Lane Kelley of the Suburban Life Newspapers that needed to be addressed.

## 8. CITY CLERK'S REPORT

Clerk Coleman...

... invited everyone to have Coffee with Mayor Weaver on Saturday, March 18th, from 9:00 until 10:00 A.M. at Carmelite Carefree Village located at 8419 Bailey Road.

... reminded everyone that the 2006 Citizen of the Year dinner/dance honoring Rosemarie Courtney would be held on Saturday, March 11th, at Millennium Char House and Banquet and ticket information could be obtained by contacting City Hall at 852-5000, Extension 200.

#### 9. CITY ADMINISTRATOR'S REPORT – No Report.

#### 10. DEPARTMENT HEAD REPORT

Police Department Chief Robert Pavelchik...

... stated that he was certified to carry a Taser. He indicated that he had been zapped by a Taser and that it was the longest five seconds of his life; he said that it definitely was an attention getter

... reported that Officer Stutte spotted a minor vehicle license plate violation; they stopped the vehicle. The driver had a suspended license, did not have insurance and was arrested. A search was conducted because open beer was seen in the vehicle. K9 Officer Rolf was allowed to search the vehicle; he discovered illegal drugs and a suitcase containing \$119,000.

#### 11. TREASURER'S REPORT

##### A. WARRANT NUMBER 05-06-19

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve payment of Warrant Number 05-06-19 in the amount of \$29,932.25 from the General Fund; \$6,916.37 from the Water Fund; \$760.00 from the Motor Fuel Tax Fund; \$1,717.56 from the Darien Area Dispatch Center; \$484,328.91 from the General Fund Payroll for the period ending 02/16/06; \$25,372.06 from the Water Fund Payroll for the period ending 02/16/06; \$29,472.26 from the D.A.D.C. Fund Payroll for the period ending 02/16/06; for a total to be approved of \$578,499.41.

Roll Call: Ayes: Durkin, Gattuso, Marchese, McIvor, Poteraske, Weaver

Nays: None

Absent: Biehl

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

#### 12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee — No Report.

Planning/Development Committee — No Report.

Public Works Water/Streets Committee — No Report.

#### 13. QUESTIONS AND COMMENTS — AGENDA RELATED

Clerk Coleman wanted to verify that all outstanding fees had been paid in regard to the Mayada Brook Subdivision; Alderman Poteraske indicated that there were some outstanding fees. Director Gombac said that he would investigate outstanding invoices.

Alderman Poteraske asked for the dollar amount set aside for the 67th Street roadway reconstruction project.

#### 14. OLD BUSINESS

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

#### 15. CONSENT AGENDA

Mayor Weaver indicated that New Business Items A and B had been moved to the Consent Agenda as Items E and F, respectively.

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

A. RESOLUTION NO. R-07-06 A RESOLUTION APPROVING AND PUBLISHING THE UPDATED CITY OF DARIEN OFFICIAL 2006 ZONING MAP

B. ORDINANCE NO. O-07-06 AN ORDINANCE APPROVING A VARIATION TO THE DARIEN ZONING ORDINANCE (PZC 2005-22: 6702 CREST ROAD)

C. ORDINANCE NO. O-08-06 AN ORDINANCE FORMALLY GRANTING A SPECIAL USE FOR AN EXISTING RELIGIOUS INSTITUTION AND GRANTING AN AMENDMENT TO THE SPECIAL USE FOR EXPANSION OF AN EXISTING PARKING LOT (PZC 2005-10: 142 PLAINFIELD ROAD, MARION HILLS BIBLE CHURCH)

D. RESOLUTION NO. R-08-06 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF DARIEN AND KENIG, LINDGREN, O'HARA & ABOONA, INC. FOR PROFESSIONAL TRAFFIC PLANNING SERVICES SUB AREA 2 NEIGHBORHOOD TRAFFIC STUDY

E. ORDINANCE NO. O-09-06 AN ORDINANCE APPROVING A FINAL PLAT OF SUBDIVISION AND FINAL ENGINEERING (PZC 2005-07: MAYADA BROOK SUBDIVISION)

F. RESOLUTION NO. R-09-06 A RESOLUTION AUTHORIZING ATTENDANCE AND PARTICIPATION IN A MEETING OF CHARTER CUSTOMERS TO COMMENCE SECTION 12(C) PROCEDURES SCHEDULED BY THE DUPAGE WATER COMMISSION FOR MARCH 15, 2006

Roll Call: Ayes: Durkin, Gattuso, Marchese, Mclvor, Poteraske, Weaver

Nays: None

Absent: Biehl

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

#### 16. NEW BUSINESS

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

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

Treasurer Monaghan congratulated the Eisenhower Jr. High School Wrestling Team; he said that eighteen wrestlers were eligible to compete in State Finals.

Rudy Dione, 7801 Pine Parkway, indicated that he would be affected by the rezoning of the property on Plainfield Road; he commented that the newspaper misrepresented the outcome of the meetings.

Warren Anderson, 533 Chestnut Lane, stated that he appreciated the fact that Alderman Poteraske inquired how much money was collected from developer fees for the reconstruction of 67th Street. He indicated that the roadway was in need of repair.

#### 18. ADJOURNMENT

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:55 P.M.

Mayor \_\_\_\_\_ City Clerk jr All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 03-06-06.