

EXECUTIVE SESSION

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

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

Nays: None

Absent: Avci

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

EXECUTIVE SESSION ADJOURNMENT

It was moved by Alderman McIvor and seconded by Alderman Galan to adjourn into open session.

REVERSE ROLL CALL - MOTION DULY CARRIED

The Executive Session meeting adjourned at 7:25 P.M.

DUE TO THE LENGTH OF THE EXECUTIVE SESSION, THERE WAS NO WORK SESSION.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

JUNE 15, 2009

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:

June 15, 2009

Present: John Galan Sylvia McIvor
Carolyn A. Gattuso John F. Poteraske, Jr.
Joseph A. Marchese Ted V. Schauer

Absent: Halil Avci

Also in Attendance: Kathleen Moesle Weaver, Mayor
Joanne F. Coleman, City Clerk
Michael J. Coren, City Treasurer
John B. Murphey, City Attorney
Scott Coren, Assistant City Administrator
Daniel Gombac, Director of Community Development/Municipal Services
Robert Pavelchik, Police Chief

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

5. **APPROVAL OF MINUTES** – June 1, 2009

It was moved by Alderman Marchese and seconded by Alderman Gattuso to approve the minutes of the June 1, 2009 meeting, as presented.

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

Nays: None

Abstain: McIvor

Absent: Avci

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

6. **RECEIVING OF COMMUNICATIONS**

Alderman Marchese received a telephone call from Lou Mallers of 1411 Pine Cove Court. As a representative of Pinehurst Homeowners Association, Mr. Mallers expressed concern with the curb repairs. Alderman Marchese and Superintendent of Municipal Services Salvato visited the site. Superintendent Salvato was able to explain how the city is responding to some of the concerns, and was apprised of issues of which he was unaware. Alderman Marchese received a telephone call from Mr. Mallers expressing gratitude for the time spent in satisfying the concerns of the residents. Alderman Marchese commended Superintendent Salvato's efforts.

June 15, 2009

Alderman McIvor received a telephone call prior to this evening's meeting from Diane Schimmel of 7620 Wilton Court. Alderman McIvor requested Director Gombac and Chief Pavelchik contact Ms. Schimmel in regards to her desire to fence in her backyard, and traffic concerns on Manning Road.

Treasurer Coren advised that in a conversation with Mary Wurzer of Meadow Court, she commended the Municipal Services Department on the Concrete Replacement and Tree Trimming Programs.

Mayor Weaver...

...received an e-mail from Mrs. Judy Keefe of 6709 Tennessee expressing appreciation with Municipal Services employees Paul Marshall and James Thomas during brush pickup.

...received a letter from Ron Kiefer of 1530 71st Street commending Director Gombac, All Star Landscaping, and Municipal Services Staff for the great job on the Rear Yard Drainage Program. Mayor Weaver commended Director Gombac for introducing this program.

7. **MAYOR'S REPORT**

- A. Mayor Weaver read into the record a Proclamation declaring June 15, 2009 as "*Eisenhower Junior High Music Department Day*" in the City of Darien in honor of their hard work and achievements.

The members of the band came forward to receive the Proclamation, and have their photograph taken with Mayor Weaver.

Ms. Zurbano, the Director of Bands at Eisenhower, Patrick Conniff, Jose Moreno, Nicole Perillo, and Joey Perillo each provided an explanation of the various awards received at the North American Music Festival in Hershey, Pennsylvania.

Mayor Weaver commended Ms. Zurbano for her accomplishments with the various bands.

There was a round of applause from the Council Members and the audience, and congratulatory hand shakes from the City Council.

Police Chief Pavelchik announced that he will be taking Agenda Items B through E out of order.

June 15, 2009

C. AAIM Awards (DUI Enforcement): Officer Anton Hruby and Officer Steven Liss

Chief Pavelchik presented Officer Anton Hruby and Officer Steven Liss with Certificates of Appreciation awarded by the Alliance Against Intoxicated Motorists in recognition of their commendable DUI enforcement. Chief Pavelchik expressed pride in both officers.

There was a round of applause from the Council Members and the audience, and congratulatory hand shakes from the City Council.

D. Letter of Commendation: Auxiliary Officer William Whitesides

Chief Pavelchik read into the record and presented Auxiliary Officer Whitesides with a Letter of Commendation from the Darien Police Department. Chief Pavelchik commended Auxiliary Officer Whitesides for his quick, reactive, rescue efforts on February 26, 2009. Chief Pavelchik expressed pride in Auxiliary Officer Whitesides.

There was a round of applause from the Council Members and the audience, and congratulatory hand shakes from the City Council.

B. Recognition of Retirement: Sergeant Leonard Catalano, 30 Years of Service

Police Chief Pavelchik advised that Sergeant Leonard Catalano was hired by the Darien Police Department in May, 1979, and has recently retired. Chief Pavelchik commended Retired Sergeant Catalano for his supervisory skills, common sense attitude, and thirty years of service to the Darien community. Chief Pavelchik presented Retired Sergeant Catalano with his retirement plaque, Patrolman and Sergeant Badges, and congratulated him on his retirement.

There was a round of applause from the Council Members and the audience, and congratulatory hand shakes from the City Council.

E. Swearing in of New Sergeant: Officer Ralph Menzione

Board of Fire & Police Commissioner Mark Piccoli administered the Oath of Office to Sergeant Ralph Menzione.

There was a round of applause from the Council Members and the audience, and congratulatory hand shakes from the City Council.

June 15, 2009

Mayor Weaver advised that DuPage County Department of Transportation's preliminary plan for 75th Street is available for viewing at City Hall.

F. Mayoral Proclamation "Census 2010 Partnership"

Mayor Weaver read into the record a Proclamation declaring full support of the 2010 Census by forming a Complete Count Committee to be led by the Darien Communications Commission to ensure all residents in our community are counted.

Mr. Sullivan of the U.S. Census Bureau was in attendance to accept the Proclamation. Mr. Sullivan advised that, given today's economy, next year's census is very important. Mr. Sullivan urged residents to return the completed forms to the U. S. Census Bureau. Mr. Sullivan thanked the City Council, and advised that he looks forward to working with the city.

Mayor Weaver added that the city receives funds from the state on a per capita basis. If the city does not have the correct count of residents, the funds received are reduced, which could cause a reduction in services to the community.

Mayor Weaver...

...announced that the July 6 City Council Meeting has been cancelled due to a lack of agenda items.

...advised the Darien 4th of July Parade is being put on by the Darien Lions Club. The parade will begin at Hinsdale South High School, and end at Eisenhower Junior High.

...advised the fireworks display will begin at dusk at the Ziegfield Troy Golf Course.

8. CITY CLERK'S REPORT

City Clerk Coleman...

...invited all to attend Coffee with the Mayor on Saturday, June 20, 2009 from 9:00 A.M. to 10:00 A.M. at Carmelite Carefree Village.

...announced the Planning and Zoning Commission Meeting scheduled to take place on Wednesday, June 17, 2009 has been canceled due to a lack of agenda items.

June 15, 2009

...invited all to attend the Darien Historical Society's Ice Cream Social on Wednesday, June 17, 2009 at the Darien Community Park from 6:00 P.M. til dusk. The rain location is at the Darien Park District on 75th and Fairview.

...announced that city offices will be closed on Friday, July 3 in observance of the 4th of July holiday.

Mayor Weaver added that Republic Bank is having a 40th Anniversary event on Saturday, June 27.

9. **CITY ADMINISTRATOR'S REPORT**

Assistant City Administrator Coren...

...advised that the next brush pickup begins on Monday, June 22, and reminded residents to have their brush put to the curb by Sunday evening.

...advised that approval of Amnesty Day is on this evening's agenda. This year's Amnesty Day will be held the week of September 21 on the resident's regular garbage day.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Alderman McIvor requested Director Gombac review, for the viewing audience, the City's regulations in regards to tall grass.

Director Gombac advised that grass in excess of eight inches in height is in violation. Residents are urged to call 630-353-8105 to report any property maintenance issues.

In response to Alderman McIvor, Assistant City Administrator Coren reviewed the City's Mosquito Control Program. Any questions regarding this program should be directed to 630-353-8104.

In response to Alderman Pateraske, Director Gombac advised that DuPage County's Preliminary Proposal for 75th will be displayed in the City Hall lobby beginning this week.

Director Gombac provided a status update report on the Concrete Replacement and the 2009 Street Programs.

In response to Alderman Marchese, Director Gombac advised that staff makes it very clear to residents that the city is not an agent for the concrete contractor. Participation in

June 15, 2009

the Concrete Replacement Program allows residents to take advantage of the city's unit pricing. The city is not responsible for driveway work that is performed.

Alderman McIvor apprised Chief Pavelchik of a resident complaint about speeding on Hillside Lane in Farmingdale Village.

Police Chief Pavelchik advised that when there is a speeding concern, traffic counters are placed at the location for a seventy-two hour period to accurately determine the extent of violations.

Chief Pavelchik reminded residents to remove any valuables and to lock their vehicles.

11. **TREASURER'S REPORT**

A. WARRANT NUMBER 09-10-04

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve payment of Warrant Number 09-10-04 in the amount of \$93,011.62 from the General Fund; \$200,022.04 from the Water Fund; \$2,033.70 from the Motor Fuel Tax Fund; \$1,074.93 from the Darien Area Dispatch Fund; \$19,998.02 from the Capital Improvement Fund; \$42,343.94 from the Debt Service Fund; \$239,522.97 from the General Fund Payroll for the period ending 06/04/09; \$23,942.56 from the Water Fund Payroll for the period ending 06/04/09; \$27,435.46 from the D.A.D.C. Fund Payroll for the period ending 06/04/09 for a total to be approved of \$649,385.24.

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

Nays: None

Absent: Avci

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

B. TREASURER'S MONTHLY REPORT – MAY, 2009

Treasurer Coren reviewed all year-to-date sources of revenue and expenditures and fund balances through the month of May, 2009: General Fund Revenue \$711,363; General Fund Expenditures \$695,312; Current General Fund Balance \$3,007,663; Water Fund Revenue \$2,574 Water Fund Expenditures \$207,001; Current Water Fund Balance \$235,178; Motor Fuel Tax Fund Revenue \$46,337; Motor Fuel Tax Fund Expenditures \$25,697; Current Motor Fuel Tax Fund Balance (\$90,993); Water Depreciation Fund

June 15, 2009

Revenue \$3,558; Water Depreciation Fund Expenditures \$0; Current Water Depreciation Fund Balance \$669,814; Capital Improvement Fund Revenue \$14,952; Capital Improvement Fund Expenditures \$5,881; Current Capital Improvement Fund Balance \$2,691,122; Capital Projects Debt Service Fund Revenue \$2,441; Capital Projects Debt Service Fund Expenditures \$0; and a current fund balance of \$440,592.

Alderman Galan questioned why only \$3500 was paid to DuPage County Children's Center when \$7,000 was budgeted.

Chief Pavelchik explained that \$3500 is budgeted for the DuPage County Children's Center and \$3,500 is budgeted for FIAT.

12. **STANDING COMMITTEE REPORTS**

Public Works Water/Streets Committee — Alderman Marchese advised that the next Public Works Water/Streets Committee Meeting is scheduled to take place on Monday, July 20, 2009 at 6:30 P.M. in the upstairs conference room pending agenda items.

Administrative/Finance Committee — Alderman Poteraske submitted the minutes from the February 18 and 24, 2009 meetings of the Administrative Finance Committee for the record, and advised that the next Administrative and Finance Committee Meeting is scheduled to take place on Monday, July 13, 2009 at 6:30 P.M. in the upstairs conference room.

Planning/Development Committee — Alderman McIvor advised that the June 22, 2009 Planning/Development Committee meeting has been cancelled due to a lack of agenda items. The next meeting is scheduled to take place on Monday, July 27, 2009 at 6:30 P.M. in the Council Chambers pending agenda items.

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

Alderman Galan inquired if the creation of the liquor license under New Business, Item A is specifically for Speedway, or if other gas stations, who qualify, will be able to apply for the same license.

Alderman Poteraske responded that if another gas station has interest in obtaining a liquor license, the request would go to Administrative/Finance Committee for review and recommendation. The request to increase the number of Class E licenses would then be forwarded to the City Council.

Alderman Galan requested the two items under New Business be moved to the Consent Agenda.

June 15, 2009

Clerk Coleman noted that since these two items reflect a major change to the Liquor Regulations, she requested they be listed under New Business. Clerk Coleman stated that it seems to be counter productive to teach children not to drink and drive, and then sell liquor from a gas station. Clerk Coleman recommended this ordinance be placed on hold until Speedway is constructed.

Attorney Murphey advised that the purpose of this ordinance is to provide Speedway with an incentive to construct the new facility with an increase in upgrades. If approved this evening, Item A would lift the restriction, and any gas station in town could apply for a Class E Liquor License. Passage of Item B provides Speedway with assurance that once the restoration project is completed, the City will issue the liquor license. In response to Mayor Weaver, Attorney Murphey clarified that the first motion lifts the restriction of sale of alcohol from gas stations. Unless the city passes Item A, the council cannot even consider issuing a license to a gas station because it is currently prohibited. If the ordinance is passed this evening, the restriction is lifted, but the council still retains the ability to limit the number of licenses issued. If the ordinance is passed this evening, the ability for another gas station to apply for a license is available.

Alderman Galan remarked that there are five other gas stations in Darien that may want to apply for this license.

Attorney Murphey reiterated that the city has complete control on the number of liquor licenses.

Alderman Poteraske suggested that Item B be passed without Item A.

Assistant City Administrator Coren advised that Item B cannot be approved without passage of Item A. Assistant City Administrator Coren stated that the City Council cannot provide the intent to create a new Class E liquor license while it is prohibited under the current ordinance.

Attorney Murphey noted that Speedway wants solid assurance that if the restoration project is completed, they will be able to get a liquor license. Attorney Murphey reiterated that Item A must be approved in order to approve Item B. Under the current code, assurance cannot be provided without passage of the ordinance.

Speedway's Regional Manager, Tom Hallick, advised that stores in nine states compete, corporately, for capital dollars. Being able to obtain a liquor license would place the Darien location higher on the list of potential rebuilds. If assurance of the liquor license is provided, it is anticipated that rebuild could begin the second quarter of 2010.

Alderman McIvor advised that if the City Council is comfortable with changing the ordinance, she would have no objection.

June 15, 2009

Mayor Weaver noted that Clerk Coleman feels very strongly about this issue. In Mayor Weaver's opinion, there is very little difference between purchasing liquor at Osco versus a gas station.

Alderman McIvor advised that since she is on the road a good deal of the time, she makes purchases at convenience stores and gas stations on her way home from work frequently. Sometimes these are the only stores open in certain areas. Alderman McIvor added that, if approved, gas stations would have to adhere to the same liquor regulations as other liquor license holders. Alderman McIvor stated that, in her personal opinion, if passage of the ordinance helps get the Speedway project off the ground, she would be willing to support the amendment to the Liquor Regulations.

Alderman Galan added that the fundamental issue is whether or not the city wants beer and wine to be sold at gas stations. If the answer is yes, then the Liquor Regulations need to be amended. If the ordinance is amended, there are at least five other gas stations that may apply for a liquor license as well. Alderman Galan suggested a quick poll of the Council Members.

Alderman Marchese remarked that if the Council Members are comfortable with the amendment, he would have no objection.

In response to Alderman Schauer, Mr. Hallick advised that passage of the ordinance would help move the project forward, and construction could begin when the weather breaks next year.

Mayor Weaver asked if any members of the audience had any questions and/or comments regarding this issue. There were none.

Attorney Murphey noted that Clerk Coleman pointed out that there is also the need of a technical amendment to Section 3-3-6 of the ordinance eliminating the restriction of the sale of alcohol from a gas station.

14. **OLD BUSINESS**

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

15. **CONSENT AGENDA**

Mayor Weaver reviewed the items on the Consent Agenda for the benefit of the viewing audience.

June 15, 2009

In response to Alderman McIvor, Assistant City Administrator Coren advised that there are uses for some of the old lap tops. The remaining lap tops will be donated or sold on E-Bay.

Mayor Weaver noted that Carefree Village is looking for computers for their residents.

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

- A. CONSIDERATION OF A MOTION TO APPROVE SEPTEMBER 11, 12, AND 13 AS DATES FOR THE DARIEN CHAMBER OF COMMERCE TO HOLD THE DARIENFEST 2009 CELEBRATION**
- B. CONSIDERATION OF A MOTION TO APPROVE THE CLOSURE OF ROADS TO ACCOMMODATE WINDY CITY AMUSEMENT CO./DARIENFEST, INCLUDING CLARENDON HILLS ROAD FROM PLAINFIELD ROAD TO 71ST STREET FROM 10:00 A.M. ON THURSDAY, SEPTEMBER 10, UNTIL 5:00 P.M. ON MONDAY, SEPTEMBER 14, 2009 (WITH MAINTENANCE OF LANE FOR EMERGENCY VEHICLES); TENNESSEE AVENUE AND 72ND STREET TO BENTLEY TO BE CLOSED EXCEPT FOR LOCAL TRAFFIC; NO PARKING ON THE NORTH SIDE OF 71ST STREET FROM CLARENDON HILLS ROAD TO THE WEST END OF DARIEN COMMUNITY PARK; NO PARKING ON BOTH SIDES OF CLARENDON HILLS ROAD FROM 71ST STREET TO 69TH STREET; NO PARKING ON THE EAST SIDE OF BENTLEY AVENUE FROM 71ST STREET TO 72ND STREET; AND PARKING ON ONE SIDE OF ROGER ROAD**
- C. CONSIDERATION OF A MOTION TO APPROVE THE PROVISION OF POLICE PROTECTION FOR THE DARIENFEST 2009 CELEBRATION**
- D. CONSIDERATION OF A MOTION GRANTING A WAIVER OF THE \$50.00 A DAY FEE FOR THE TEMPORARY LIQUOR LICENSE – DARIENFEST 2009**
- E. RESOLUTION NO. R-48-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION FOR IMPROVEMENT BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY (EXPENDITURE OF MOTOR FUEL TAX FUNDS FOR THE 2008 RESOLUTION - \$300,000.00)**

June 15, 2009

- F. RESOLUTION NO. R-49-09** **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ENTER INTO A CONTRACT FOR THE STREET NAME SIGN PROJECT BETWEEN THE CITY OF DARIEN AND ALLIED MUNICIPAL SUPPLY (IN AN AMOUNT NOT TO EXCEED \$11,391.18)**
- G. RESOLUTION NO. R-50-09** **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE PURCHASE FROM AUTO TRUCK INC. FOR ONE NEW ECONO TON II CRANE IN THE AMOUNT OF \$5,450.00 FOR TRUCK UNIT 402**
- H. RESOLUTION NO. R-51-09** **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE PURCHASE FROM AUTO TRUCK INC. FOR ONE NEW ECONO TON II CRANE IN AN AMOUNT OF \$5,450.00 FOR TRUCK UNIT 102**
- I. ORDINANCE NO. O-11-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE ANNEXING CERTAIN PROPERTY TO THE CITY OF DARIEN (18W061 73RD PLACE: ANNEXATION)**
- J. ORDINANCE NO. O-12-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A PLAT OF ABROGATION AND AN ASSESSMENT PLAT (18W061 73RD PLACE AND 1213 73RD PLACE: PLAT OF ABROGATION AND ASSESSMENT PLAT)**
- K. ORINANCE NO. O-13-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE GRANTING FINAL PUD APPROVAL, PHASE II (WIGHT & CO. PUD) (PZC**

June 15, 2009

2009-01: WIGHT & CO. PUD, PHASE II, FINAL)

- L. ORDINANCE NO. O-14-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A VARIATION TO THE DARIEN ZONING ORDINANCE (PZC 2009-02: 1521 CARROL COURT)
- M. ORDINANCE NO. O-15-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A FINAL PLAT OF RESUBDIVISION (PZC 2009-03: TARA HILL SUBDIVISION, UNIT 1, REPLAT OF LOTS 10, 16-19)
- N. CONSIDERATION OF A MOTION TO AUTHORIZE ADDITIONAL FUNDING IN THE AMOUNT OF \$20,000.00 FOR VARIOUS REAR YARD DRAINAGE PROJECTS
- O. RESOLUTION NO. R-52-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO SPEND \$21,520.00 TO PROVIDE AMNESTY DAY FOR RESIDENTS
- P. RESOLUTION NO. R-53-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO PAY \$40,390.00 TO ARC DISPOSAL TO PROVIDE FREE LEAF PICK-UP TO RESIDENTS IN OCTOBER AND NOVEMBER, 2009
- Q. RESOLUTION NO. R-54-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO PURCHASE SEVEN LAPTOPS FOR ELECTED OFFICIALS IN AN AMOUNT NOT TO EXCEED \$6,923.00

June 15, 2009

- R. RESOLUTION NO. R-55-09** **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH WEB Q&A TO PROVIDE SOFTWARE AND SERVICE IN AN AMOUNT NOT TO EXCEED \$325.00 PER MONTH**
- S. RESOLUTION NO. R-56-09** **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH DARIEN DRY CLEANERS**
- T. CONSIDERATION OF A MOTION TO APPROVE THE EXPENDITURE OF BUDGETED FUNDS FOR THE PURCHASE OF REPLACEMENT BALLISTIC VESTS**
- U. CONSIDERATION OF A MOTION TO APPROVE THE EXPENDITURE OF BUDGETED FUNDS FOR THE SERVICES OF LEXIPOL, LLC, TO CREATE A POLICE DEPARTMENT POLICY MANUAL AND PROVIDE DAILY TRAINING BULLETINS**
- V. ORDINANCE NO. O-16-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING SECTION 9-2-5 (YIELD SIGNS) OF CHAPTER 2 TRAFFIC SIGNS AND SIGNAL LOCATIONS) TITLE 9 (TRAFFIC REGULATIONS), OF THE DARIEN CITY CODE**
- W. ORDINANCE NO. O-17-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN**

June 15, 2009

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

Nays: None

Absent: Avci

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

16. **NEW BUSINESS**

It was moved by Alderman Gattuso and seconded by Alderman Marchese to approve the following ordinance as presented:

A. ORDINANCE NO. O-18-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING 3-3-7-5 AND SECTION 3-3-6 OF THE DARIEN CITY CODE (CLASS E LICENSE)

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

Nays: None

Absent: Avci

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

It was moved by Alderman Gattuso and seconded by Alderman Galan to approve the following motion as presented:

B. CONSIDERATION TO APPROVE A MOTION CONFIRMING COUNCIL'S INTENT TO CREATE A NEW CLASS E LICENSE FOR SPEEDWAY AT SUCH TIME AS SPEEDWAY COMPLETES ITS RAZE AND REBUILD OF THE STATION

June 15, 2009

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

Nays: None

Absent: Avci

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

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

Alderman Galan asked where the city stands on the legalization of the use of video poker machines.

Mayor Weaver responded that this was passed on to the Administrative Finance Committee at the last City Council Meeting to investigate the issue and make a recommendation.

Alderman Poteraske pointed out that Administrative Finance Committee has not met since the last council meeting.

Mayor Weaver added that Governor Quinn has not signed the bill yet.

Alderman Marchese announced that Alderman John Galan has been awarded the title of 2009 Darien Lion of the Year.

There was a round of applause from the Council Members and the audience.

Jerry Barrett of 7205 Exner, who is the Executive Director of the Academy of Sleep Medicine, thanked the City Council for approving their application to construct their new facility. Mr. Barrett invited the Mayor and City Council to attend the formal ground breaking ceremony on Thursday, July 9 at 3:00 P.M.

Kevin Monaghan advised that District 61 Superintendent, Chip Johnson has retired. Mr. Monaghan expressed gratitude to Mr. Johnson for his many years of service.

Jerry Barrett commended Daniel Gombac and his crew for their outstanding efforts in the lawn restoration work which followed the storm sewer repairs which took place last September.

June 15, 2009

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 8:53 P.M.

Mayor

City Clerk

ld

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 06-15-09.
Minutes of 06-15-09 CCM