

## **Minutes - April 2, 2002**

Darien City Council Meeting Minutes: 02.04.02

A WORK SESSION WAS CALLED TO ORDER AT 7:10 P.M. BY MAYOR CARMEN D. SOLDATO FOR THE PURPOSE OF REVIEWING ITEMS ON THE FEBRUARY 4, 2002 AGENDA WITH THE CITY COUNCIL. THE WORKSHOP SESSION ADJOURNED AT 7:15 P.M. Minutes of the Regular Meeting of the City Council of the CITY OF DARIEN, FEBRUARY 4, 2002.

### **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 Carmen D. Soldato.

### **2. PLEDGE OF ALLEGIANCE**

Mayor Soldato led the Council and audience in the Pledge of Allegiance.

### **3. ROLL CALL - The Roll Call of Aldermen by City Clerk Coleman was as follows:**

Present: Richard Biehl Joseph Marchese  
Morgan Cotten James Tikalsky  
Sean P. Durkin Kathleen Moesle-Weaver  
David Hagen

Also in Attendance: Joanne F. Coleman, City Clerk  
Arthur P. Donner, City Treasurer  
Judith N. Kolman, City Attorney  
Rick O. Curneal, City Administrator  
Edward Musial, Chief of Police  
JoEllen Charlton, Director Community Development  
Barbara Richards, Director of Finance & Administration  
Robert Mengarelli, Asst. Director of Public Works  
Robert Rodgers, Asst. Director of Public Works

### **4. DECLARATION OF A QUORUM - There being seven Aldermen present, Mayor Soldato declared a quorum.**

### **5. APPROVAL OF MINUTES - January 21, 2002**

It was moved by Alderman Hagen and seconded by Alderman Tikalsky to approve the Minutes of the Regular Meeting of January 21, 2002 as presented.

Roll Call: Ayes: Biehl, Cotten, Durkin, Hagen, Marchese, Tikalsky, Weaver

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

### **6. RECEIVING OF COMMUNICATIONS**

Alderman Biehl received many complaints about the snowplowing within his Ward. He commented that "somebody fell asleep on the job this time" and that the crews should have been called out earlier.

Alderman Durkin agreed with Alderman Biehl; he requested a report on plowing procedures. He noted that Cass Avenue within Westmont was in excellent condition compared to Darien.

Alderman Weaver commented that Cass Avenue and other major streets within Darien were under the jurisdiction of DuPage County for plowing. She noted Darien had requested permission to plow Cass Avenue, however DuPage County threatened a lawsuit should we plow roads in their jurisdiction. She said that the County should be contacted about their procedures.

Administrator Curneal said that a presentation regarding snow plowing procedures was a good idea. He

said that he would contact County regarding their procedures.  
Mayor Soldato said that Cass Avenue was a disaster. He asked that the policy for plowing cul-de-sacs be revisited and that safety sidewalks needed to be shoveled/plowed when streets were plowed.

## 7. MAYOR'S REPORT

Mayor Soldato asked for a Special Meeting of the City Council in order to discuss economic development on Monday, February 11, 2002 at 7:30 P.M.

## 8. CITY CLERK'S REPORT

City Clerk Coleman ...

... commented that City office would be closed on Monday, February 18th, in observance of Presidents Day.

... noted that the next City Council Meeting would be held on Tuesday, February 19th, due to the Presidents Day Holiday.

... announced that a Special Meeting of the City Council would be held on Monday, February 11th, at 7:30 P.M. to discuss economic development.

... invited everyone for coffee with Mayor Soldato on Saturday, February 16th, from 9:00-10:00 A.M. in the Darien City Hall Council Chambers.

... stated that the Plan Commission meeting scheduled for February 6th and the Zoning Board of Appeals meeting scheduled for February 12th were cancelled due to lack of agenda items.

... said that the close for Voter's registration was Tuesday, February 19th, for eligibility to vote at the March 19, 2002 Primary Election.

... received notification from the DuPage County Election Commission that any civic organization and proponents/opponents of propositions that are on the March 19th ballot should register with the Election Commission prior to February 7, 2002 in order to obtain pollwatcher credentials.

## 9. CITY ADMINISTRATOR'S REPORT

Administrator Curneal reminded Council of the scheduled Administrative/Finance Committee-of-the-Whole budget meetings, which are to be held on February 26, March 5 and March 12.

## 10. DEPARTMENT HEAD REPORT

Police Chief Edward Musial ...

... commented that the Department recently completed a tobacco/cigarette compliance check. There are twenty-one businesses that sell tobacco within Darien. Six businesses failed to comply; three did not ask for identification and three, after checking identification, sold to a minor. All six were cited. The Department scheduled a training seminar with the State of Illinois and all businesses in regard to compliance/regulations, which will be held on February 21st at 2:00 P.M. in the Council Chambers.

... stated that street parking continues to be an on-going problem at Hinsdale South High School. He said that a questionnaire was sent to residents and some have responded, the deadline for response was set for February 15.

... noted that the Department was over budget due to overtime, which resulted from officers recovering from various surgeries and/or injuries, plus other outside details.

Alderman Weaver inquired about the Hinsdale South High School parking at 74th Street and Elm. Chief Musial responded that "NO PARKING" was posted on Elm from Route 83 to the High School, 74th Street was posted, and Eleanor was posted on the east side between 74th and Elm. Permit parking, no parking and damage to parkways in the area were discussed.

Alderman Biehl inquired if tobacco advertising had to be a certain distance from a school. Chief Musial stated that he would investigate.

Alderman Tikalsky asked what the fine was to a business that sold tobacco to a minor. Chief Musial responded that the individual who sold the tobacco was fined, not the business.

## 11. TREASURER'S REPORT

A. WARRANT NUMBER 01-02-19

It was moved by Alderman Marchese and seconded by Alderman Durkin to approve payment of Warrant Number 01-02-19 in the amount of \$41,898.75 from the General Fund; \$5,322.73 from the Darien Area Dispatch Fund; \$13,815.67 from the Motor Fuel Tax Fund; \$172,787.49 from the Darien Towne Center Sales Tax Fund; \$1,414.50 from the Hotel/Motel Expenditures; \$19,370.15 from the Water Operations Fund; \$151,356.29 from the General Fund Payroll for the period ending 01/24/02; \$14,771.16 from the Water Fund Payroll for the period ending 01/24/02; \$20,718.66 from the D.A.D.C. Fund Payroll for the period ending 01/24/02; for a total to be approved of \$441,455.40. Roll Call: Ayes: Biehl, Cotten, Durkin, Hagen, Marchese, Tikalsky Weaver

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee - Chairman Weaver announced that the next scheduled meeting would be held on Monday, February 11th, at 6:30 P.M.

Planning/Development Committee - Chairman Hagen announced that the next scheduled meeting would be held on Monday, February 11th, at 6:30 P.M. in the Council Chambers.

Public Works Water/Streets Committee - Chairman Biehl announced that the next scheduled meeting would be held on Wednesday, February 27th, at 6:30 P.M. He submitted, for the record, Minutes from the January 21, 2002 meeting.

13. QUESTIONS AND COMMENTS - AGENDA RELATED

There were no questions or comments from either the audience or the City Council.

14. OLD BUSINESS

There was no Old Business to come before the City Council

15. CONSENT AGENDA

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

A. ORDINANCE NO. 0-04-02 AN ORDINANCE APPROVING A TEXT AMENDMENT TO THE ZONING REGULATIONS, TITLE 5A OF THE DARIEN CITY CODE

B. ORDINANCE NO. 0-05-02 AN ORDINANCE REZONING CERTAIN PROPERTY FROM THE R-1 SINGLE-FAMILY RESIDENCE DISTRICT TO THE OR&I OFFICE RESEARCH AND LIGHT INDUSTRY DISTRICT (PC 2001-08: 1100 N. Frontage Road (Bel-Kon Kennel))

C. ORDINANCE NO. 0-06-02 AN ORDINANCE GRANTING A SPECIAL USE FOR A KENNEL-INDOOR BOARDING ONLY, AND VARIATIONS TO THE DARIEN ZONING ORDINANCE (PC 2001-08: 1100 N. Frontage Road (Bel-Kon Kennel))

Roll Call: Ayes: Biehl, Cotten, Durkin, Hagen, Marchese, Tikalsky Weaver

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

16. NEW BUSINESS

A. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR DARIEN ROTARY CLUB

It was moved by Alderman Weaver and seconded by Alderman Cotten to grant a waiver of the raffle license bond requirement for Darien Rotary Club as presented.

Roll Call: Ayes: Biehl, Cotten, Hagen, Marchese, Tikalsky Weaver

Nays: None

Abstain: Durkin

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS - GENERAL

Alderman Marchese wished Alderman Tikalsky a "Happy Birthday".

18. ADJOURNMENT

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

VIA VOICE VOTE - MOTION DULY CARRIED

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

Mayor

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City Clerk

JFC/jr

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 02-04-02.