

EXECUTIVE SESSION – SALE OR LEASE OF REAL ESTATE, SECTION 2(C)(5) AND PERSONNEL, SECTION 2(C)(1) OF THE OPEN MEETINGS ACT

It was moved by Alderman Kenny and seconded by Alderman Marchese to go into Executive Session for the purpose of discussion of Sale or Lease of Real Estate, Section 2(C)(5) and Personnel, Section 2(C)(1) of the Open Meetings Act at 7:02 P.M.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

Executive Session recessed at 7:11 P.M.

A WORK SESSION WAS CALLED TO ORDER AT 7:13 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE MARCH 3, 2014 AGENDA WITH THE CITY COUNCIL. THE WORK SESSION ADJOURNED AT 7:30 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

MARCH 3, 2014

1. **CALL TO ORDER**

The regular meeting of the City Council of the City of Darien was called to order at 7:36 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: Tina Beilke Sylvia McIvor

Thomas J. Belczak	Ted V. Schauer
Joseph A. Kenny	Joerg Seifert
Joseph A. Marchese	

Absent: None

Also in Attendance: Kathleen Moesle Weaver, Mayor
JoAnne E. Ragona, City Clerk
Michael J. Coren, City Treasurer
Bryon D. Vana, City Administrator
Scott Coren, Assistant City Administrator
Daniel Gombac, Director of Municipal Service
Ernest Brown, Police Chief
Greg Cheaure, Police Sergeant

4. **DECLARATION OF A QUORUM** — There being seven aldermen present, Mayor

Weaver declared a quorum.

5. **QUESTIONS, COMMENTS AND ANNOUNCEMENTS - GENERAL**

There were none.

6. **APPROVAL OF MINUTES** - February 18, 2014 City Council Meeting

It was moved by Alderman Beilke and seconded by Alderman Schauer to approve the minutes of the City Council Meeting of February 18, 2014 as presented.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor, Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

7. **RECEIVING OF COMMUNICATIONS**

Mayor Weaver was saddened to announce that an e-mail was received informing the City Council that Carmelite Carefree Village will cease to operate as of May 31, 2014.

8. **MAYOR'S REPORT**

A. CONSIDERATION OF A MOTION TO APPROVE THE REAPPOINTMENT OF MEMBERS TO THE PLANNING AND ZONING COMMISSION: DONALD HICKOK AND SUSAN VONDER HEIDE

It was moved by Alderman Marchese and seconded by Alderman McIvor to approve the reappointment of members to the Planning and Zoning Commission: Donald Hickok and Susan Vonder Heide.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor, Schauer, Seifert

 Nays: None

 Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

Donald Hickok and Susan Vonder Heide were not in attendance and will be sworn in at a later date.

B. CONSIDERATION OF A MOTION TO APPROVE THE APPOINTMENT OF DAVID KESLER TO THE BOARD OF FIRE AND POLICE COMMISSIONERS

It was moved by Alderman Seifert and seconded by Alderman Schauer to approve the appointment of David Kesler to the Board of Fire and Police Commissioners.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor, Schauer, Seifert

 Nays: None

 Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

Clerk Ragona administered the Oath of Office to David Kesler.

C. CONSIDERATION OF A MOTION TO APPROVE THE REAPPOINTMENT OF FRANK NOVERINI TO THE BOARD OF FIRE AND POLICE COMMISSIONERS

It was moved by Alderman Seifert and seconded by Alderman Schauer to approve the reappointment of Frank Noverini to the Board of Fire and Police Commissioners.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor, Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

Clerk Ragona administered the Oath of Office to Frank Noverini.

9. **CITY CLERK'S REPORT**

Clerk Ragona extended an invitation to Meet and Greet the Mayor on Monday, March 17, 2014 at 6:00 P.M. at City Hall in the upstairs conference room.

10. **CITY ADMINISTRATOR'S REPORT**

Administrator Vana advised that telephone solicitations for donations are not from, or for, the Darien Police Department. He recommended residents not make telephone donations.

11. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

There was no report. Alderman Schauer inquired as to the number of water main breaks. Director Gombac responded there have been sixty. Alderman McIvor noted that the same crews who work on the main breaks also perform snow removal.

12. **TREASURER'S REPORT**

A. WARRANT NUMBER 13-14-20

It was moved by Alderman Belczak and seconded by Alderman Seifert to approve payment of Warrant Number 13-14-20 in the amount of \$96,811.95 from the enumerated

funds; and \$254,453.96 from payroll funds for the period ending 02/20/14; for a total to be approved of \$351,265.91.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor, Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

13. **STANDING COMMITTEE REPORTS**

Administrative/Finance Committee – Chairman Schauer advised the minutes of the February 3, 2014 Administrative/Finance Committee Meeting were submitted to the Clerk’s Office. He announced the next Committee of the Whole Budget Meeting is scheduled for March 4, 2014 at 6:30 P.M. in the Council Chambers, and the next regular meeting of the Administrative/Finance Committee is scheduled for April 7, 2014 at 6:00 P.M.

Municipal Services Committee — Chairman Marchese advised the minutes of the January 27, 2014 Municipal Services Committee Meeting were submitted to the Clerk’s Office. He announced the next meeting of the Municipal Services Committee is scheduled for March 24, 2014 at 6:30 P.M.

Police Committee – Chairman McIvor announced the next meeting of the Police Committee is scheduled for March 17, 2014 at 6:00 P.M. in the Police Department Training Room.

14. **QUESTIONS AND COMMENTS – AGENDA RELATED**

Kristin Jungles, a resident of Naperville, representing Main Street Organization of Realtors, spoke in opposition to New Business Item D.

15. **OLD BUSINESS**

There was none.

16. **CONSENT AGENDA**

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

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

- A. **ORDINANCE NO. O-04-14** **AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN (WIRELESS RECEIVER, TRANSMITTER, HP LASER JET PRINTER, IPODS AND MISC. ITEMS)**

- B. **RESOLUTION NO. R-51-14** **A RESOLUTION APPROVING AND PUBLISHING THE UPDATED CITY OF DARIEN OFFICIAL ZONING MAP**

- C. **ORDINANCE NO. O-05-14** **AN ORDINANCE GRANTING A ONE YEAR EXTENSION TO THE PREVIOUSLY APPROVED MINOR AMENDMENT TO AN APPROVED PLANNED UNIT DEVELOPMENT (DARIEN TOWNE CENTRE PUD, 2189 75TH STREET, ILLINOIS, AMVETS COLLECTION CENTER AT WAL-MART)**

- D. **RESOLUTION NO. R-52-14** **A RESOLUTION ACCEPTING THE UNIT PRICE PROPOSAL FOR ANALYTICAL SOIL TESTING FEES FROM TESTING SERVICES CORPORATION AT THE PROPOSED UNIT PRICES FOR CERTAIN WASTE FOR A PERIOD OF MAY 1, 2014 THROUGH APRIL 30, 2015**

- E. **RESOLUTION NO. R-53-14** **A RESOLUTION ACCEPTING A PROPOSAL FROM ASSOCIATED TECHNICAL SERVICES (ATS) FOR THE 2013-14 WATER LEAK SURVEY IN THE AMOUNT OF \$8,288.28 FOR THE LEAK DETECTION PHASE AND A PER UNIT COST FOR THE LEAK LOCATION PHASE IN THE AMOUNT OF \$350.00 PER MAINLINE OR SERVICE LEAK, AND \$95 PER FIRE HYDRANT LEAK OR**

**MAINLINE VALVE FOR A TOTAL
AMOUNT NOT TO EXCEED \$14,500**

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor,
Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

17. **NEW BUSINESS**

- A. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE FIRST AMENDMENT TO STRUCTURE LEASE AGREEMENT WITH GENERAL COMMUNICATIONS DATED MAY 16, 2013, TO ALLOW GENERAL COMMUNICATIONS TO LOCATE A WIRELESS DISH PROJECT ON THE DARIEN WATER TANK LOCATED AT 1220 PLAINFIELD ROAD**

It was moved by Alderman Schauer and seconded by Alderman Kenny to approve the resolution as presented.

RESOLUTION NO. R-54-14

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE FIRST AMENDMENT TO STRUCTURE LEASE AGREEMENT WITH GENERAL COMMUNICATIONS DATED MAY 16, 2013, TO ALLOW GENERAL COMMUNICATIONS TO LOCATE A WIRELESS DISH PROJECT ON THE DARIEN WATER TANK LOCATED AT 1220 PLAINFIELD ROAD

Alderman Schauer advised the Administrative/Finance Committee recommended approval. Alderman Beilke noted that a representative from General Communications provided photographs showing the wireless dish, which would blend in and not be visible.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor,
Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

B. CONSIDERATION OF A MOTION TO DIRECT STAFF TO PROPOSE CITY CODE AMENDMENTS, 1. A TEXT AMENDMENT TO THE ZONING ORDINANCE TO LIST MEDICAL CANNABIS CULTIVATION AND DISPENSING ESTABLISHMENTS AS SPECIAL USES IN THE I-1 GENERAL INDUSTRIAL DISTRICT, AND 2. ADDRESSING MEDICAL CANNABIS POSSESSION

It was moved by Alderman Marchese and seconded by Alderman Beilke to direct staff to propose City Code amendments, 1. A text amendment to the Zoning Ordinance to list medical cannabis cultivation and dispensing establishments as Special Uses in the I-1 General Industrial District, and 2. Addressing medical cannabis possession.

Alderman Beilke requested Director Gombac speak to the cultivating and dispensing requirements. Director Gombac advised that the City of Darien does not have any land available that would meet the State law requirements for cultivation. He added that Public Works and Great Dane are the only properties that would qualify as a dispensing location. Aldermen Marchese and Seifert noted the amendment would be a proactive approach for any future possibility.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, McIvor,
Schauer, Seifert

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

C. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION STATING THE POSITION OF THE MAYOR AND CITY COUNCIL REGARDING THE CITY OF DARIEN'S FUNDING OF CROSSING GUARDS FOR SCHOOL DISTRICT 61

It was moved by Alderman Beilke and seconded by Alderman Kenny to approve the resolution as presented.

Mayor Weaver explained the resolution would allow for continuation of District 61 crossing guard services through the end of the school year with no funding for future services. Alderman McIvor noted that an e-mail to Dr. Carlo from Administrator Vana was sent in this regard.

RESOLUTION NO. R-55-14

A RESOLUTION STATING THE POSITION OF THE MAYOR AND CITY COUNCIL REGARDING THE CITY OF DARIEN'S FUNDING OF CROSSING GUARDS FOR SCHOOL DISTRICT 61

Roll Call:	Ayes:	Beilke, Belczak, Kenny, Marchese, McIvor, Schauer, Seifert
	Nays:	None
	Absent:	None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

D. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING TITLE 8 OF THE DARIEN CITY CODE TO ADD A CHAPTER 23, "CRIME-FREE RESIDENTIAL HOUSING REQUIREMENTS"

It was moved by Alderman McIvor and seconded by Alderman Belczak to approve the resolution as presented.

Chief Brown and Assistant Administrator Coren reviewed the proposed ordinance and responded to questions from the City Council Members. A lengthy question/answer period ensued.

ORDINANCE NO. O-06-14

AN ORDINANCE AMENDING TITLE 8 OF THE DARIEN CITY CODE TO ADD A CHAPTER 23, "CRIME-FREE

**RESIDENTIAL
REQUIREMENTS”**

HOUSING

Roll Call: Ayes: Beilke, Belczak, Marchese, McIvor, Schauer
 Nays: Kenny, Seifert
 Absent: None

Results: Ayes 5, Nays 2, Absent 0
MOTION DULY CARRIED

18. **QUESTIONS, COMMENTS AND ANNOUNCEMENTS – GENERAL**

Alderman Beilke reminded all that the Citizen of the Year Dinner/Dance will be held on Saturday, March 8, 2014.

Alderman Marchese announced the Lions Club will be holding their Pancake Breakfast at Eisenhower Junior High on March 23, 2014 from 7 A.M. to 1 P.M.; advance tickets are \$5, tickets at the door are \$6.

Mayor Weaver announced the boys scouts are having their Pancake Breakfast on Sunday, March 9, 2014 at Eisenhower Junior High.

Clerk Ragona announced the Rotary Club will be holding a fundraiser at Carriage Greens on March 11, 2014 from 6:00 to 9:00 P.M. Proceeds will support the Backpack Program, which provides food for 100 Darien students.

Alderman Kenny announced he will be participating in the March 16, 2014 fundraiser for the St. Baldrick Foundation by shaving his head.

19. **ADJOURNMENT**

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

VIA VOICE VOTE – MOTION DULY CARRIED

City Council Meeting

March 3, 2014

The City Council meeting adjourned at 8:16 P.M.

Mayor

City Clerk

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 03-03-14. Minutes of 03-03-14 CCM.