

Minutes - March 20, 2006

A WORK SESSION WAS CALLED TO ORDER AT 7:03 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE MARCH 20, 2006 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:10 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

MARCH 20, 2006

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

At Mayor Weaver's invitation, the Eisenhower Junior High School Wrestling Team 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 A. Biehl Joseph A. Marchese William R. Durkin John F. Poteraske, Jr. Carolyn A. Gattuso Kathleen Moesle Weaver

Absent: Sylvia McIvor

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

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

5. APPROVAL OF MINUTES – March 6, 2006

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve the Minutes of the Regular Meeting of March 6, 2006, as presented. Roll Call: Ayes: Durkin, Gattuso, Marchese, Poteraske, Weaver

Abstain: Biehl

Nays: None

Absent: McIvor

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

6. RECEIVING OF COMMUNICATIONS

Alderman Biehl conversed with Warren Anderson in regard to the roadway funding and condition of 67th Street; he indicated that Director Gombac responded to Mr. Anderson. Mayor Weaver inquired about development funds for 67th Street; Administrator Vana responded that there was approximately \$50,000 in the fund and that construction was tentatively scheduled for summer 2007. There was discussion about the roadway fund.

Alderman Durkin submitted a letter for the record that he received from Gina Adelpia, 1308 Regency Grove, in regard to the purchase of a generator due to the sub-station fire. The letter indicated that she submitted a claim to ComEd and it was denied. He noted that Ms. Adelpia resubmitted the claim due to information stated at a previous council meeting but she had not received a response from ComEd.

7. MAYOR'S REPORT

A. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION COMMENDING MARK ZABORNIAK FOR HIS ACHIEVEMENT TO THE RANK OF EAGLE SCOUT IN THE CITY OF DARIEN, ILLINOIS

Mayor Weaver read the Resolution that honored Mark Zaborniak for his high ranking achievement of Eagle Scout.

It was moved by Alderman Biehl and seconded by Alderman Marchese to approve

RESOLUTION NO. R-06-06 A RESOLUTION COMMENDING MARK ZABORNIAK FOR HIS ACHIEVEMENT TO THE RANK OF EAGLE SCOUT IN THE CITY OF DARIEN, ILLINOIS as presented.

Roll Call: Ayes: Biehl, Durkin, Gattuso, Marchese, McIvor, Poteraske, Weaver, Coleman, Monaghan, Murphey, Vana

Nays: None

Absent: None

Results: Ayes 11, Nays 0, Absent 0 MOTION DULY CARRIED

Mayor Weaver presented Mark Zaborniak with the Resolution and a City of Darien pin; he received a round of applause from Council and those in attendance. Eagle Scout Zaborniak thanked Council for the honor; he indicated that he was happy to serve the community.

B. MAYORAL PROCLAMATION "DONALD E. JISKRA DAY" (MARCH 22, 2006)

Mayor Weaver read the Proclamation and declared March 22nd as 'Donald E. Jiskra Day'; she presented Don with the Proclamation and a plaque.

Don 'Miracle Man' Jiskra thanked everyone for the honor and assured everyone that he would not challenge them to climb the Sears Tower. He said that Hinsdale Hospital saved his life and that the Paulson Rehab therapists challenged him to regain his strength. He noted that it was hard work but indicated that there was hope for recovery.

C. MAYORAL PROCLAMATION "2006 EISENHOWER JUNIOR HIGH WRESTLING TEAM DAY" (MARCH 24, 2006)

Mayor Weaver read the Proclamation and declared March 24th as '2006 Eisenhower Junior High Wrestling Team Day'. She presented the team captain with the Proclamation and each team member received a City of Darien pin. Wrestlers and the Coach spoke; they thanked Council for the recognition.

D. COM ED UPDATE

Cornell Barnett addressed Council and referred to the "Darien Reliability Action Plan" dated March 20, 2006 and "Darien outages – January/February 2006" report, copies of which are attached hereto. Alderman Poteraske inquired if ComEd had information about a recent outage; Mr. Barnett said that he currently had no information. It was reported that on Sunday, March 19th, Line 10341 was tripped out for less than a minute. Alderman Gattuso asked about an outage that occurred on Wednesday, March 15th; she was informed that ComEd would investigate and provide staff with information.

Mr. Barnett indicated that ComEd contacted Ms. Adelpia regarding the generator claim. Mayor Weaver commented that when the outage occurred, all generators had been rented and residents were forced to purchase one; she emphasized that the resident requests needed to be addressed. Alderman Durkin spoke about the claims process.

Alderman Poteraske asked if Mr. Barnett viewed the Council meeting when The Seaton Group addressed Council; Mr. Barnett said that he did view the presentation but had 'no comment'. He also asked if ComEd's Annual Report would contain historical information, items that the consultant thought were significantly important; Mr. Barnett stated that the 2005 Report was almost completed. Alderman Poteraske requested that an early 'draft' be submitted for review, mark-up and comment. There was discussion about the formula utilized for claims submitted for generator reimbursement. Alderman Poteraske inquired about the claims process, specifically how many claims were open. Mr. Barnett said that 98% were completed; he indicated that new claims were still being submitted.

8. CITY CLERK'S REPORT

City Clerk Coleman...

...announced that the Cable Commission meeting scheduled for March 16th had been rescheduled to March 30th at 7:00 P.M.

... informed Council, Members of Boards, Commissions and Committees, and Department Heads that the Clerk's Office sent 'Ethic Statement' forms, which needed to be returned by May 1st. She noted that the DuPage County Clerk had sent 'Statement of Economic Interest' forms, which needed to be filed with the County by May 1st or a penalty would be imposed.

... reminded everyone to vote on March 21st in the General Primary Election.

9. CITY ADMINISTRATOR'S REPORT

Administrator Vana noted that the new 'Darien Neighbors' informational magazine would be delivered to residents on March 31st and April 1st. Mayor Weaver noted that Rosemarie Courtney, 2006 Citizen of the Year, would be featured on the cover.

10. DEPARTMENT HEAD REPORT

Community Development/Public Works Director Daniel Gombac...

... noted that Arbor Green, the 2006 Tree Trimming Program contractor, completed work and trimmed approximately 1,550 trees. He indicated that staff sent letters to residents who had ornamental trees

within the parkway; the letters requested that they contact the City's arborist to understand the impact of trimming ornamental trees.

... commented that the Administrative/Finance Committee would review contracts for the burial of overhead utility lines adjacent to the Water Tower Project, Plant #2, on Plainfield Road. He indicated that on or about April 15th the Water Tower Project would go to bid.

... spoke about the new Illinois Energy Conservation Code that would go into effect on April 8, 2006. He said that the law specifically applied to commercial buildings; it mandated that commercial buildings that exceed three stories must follow the Code in order to protect the environment and to reduce energy consumption.

Mayor Weaver asked if Director Gombac had communicated with the Illinois Department of Transportation in regard to the dangerous situation on Frontage Road near the Carriage Greens subdivision. He indicated that he had left messages but had not received a response from IDOT.

11. TREASURER'S REPORT

A. WARRANT NUMBER 05-06-20

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve payment of Warrant Number 05-06-20 in the amount of \$107,011.93 from the General Fund; \$117,749.54 from the Water Fund; \$20,222.57 from the Motor Fuel Tax Fund; \$984.86 from the Darien Area Dispatch Center; \$208,484.07 from the General Fund Payroll for the period ending 03/02/06; \$24,898.57 from the Water Fund Payroll for the period ending 03/02/06; \$28,162.64 from the D.A.D.C. Fund Payroll for the period ending 03/02/06; for a total to be approved of \$507,514.18.

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

Nays: None

Absent: McIvor

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

B. TREASURER'S MONTHLY REPORT – FEBRUARY 2006

City Treasurer Monaghan reviewed all sources of revenue and expenditures for the month of February 2006 with the following year-to-date fund balances: General Fund \$4,392,284; Water Fund \$511,382; and Motor Fuel Tax Fund \$156,488.

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee — No Report.

Planning/Development Committee — Chairman Poteraske announced that the Committee would meet on Monday, March 27th, at 6:30 P.M.

Public Works Water/Streets Committee — No Report.

13. QUESTIONS AND COMMENTS — AGENDA RELATED

There were no agenda related Questions or Comments to come before the City Council.

14. OLD BUSINESS

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

15. CONSENT AGENDA

Mayor Weaver indicated that New Business Item A had been moved to the Consent Agenda as Item H.

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

A. CONSIDERATION OF A MOTION TO APPROVE THE DARIEN CHAMBER OF COMMERCE 6th ANNUAL DARIEN DASH, A 5K RUN/1 MILE WALK, ON MAY 21, 2006 BEGINNING AT 8:30 A.M.

B. CONSIDERATION OF A MOTION TO APPROVE THE USE OF THE RIGHT HALF OF THE FOLLOWING STREETS FOR THE DARIEN DASH WHICH BEGINS AT THE NORTHWEST CORNER OF DARIEN COMMUNITY PARK AND CONTINUES: 5K RUN – 71st STREET TO RICHMOND AVENUE; SOUTH ON RICHMOND AVENUE AND FOLLOWING CHEROKEE DRIVE TO DARIEN LANE; NORTH ON DARIEN LANE AND FOLLOWING TIMBER LANE TO SEMINOLE DRIVE; NORTH ON SEMINOLE DRIVE TO 71st STREET; WEST ON 71st STREET TO BEECHNUT LANE TO HINSBROOK AVENUE; EAST ON HINSBROOK AVENUE TO WILMETTE AVENUE; NORTH ON WILMETTE AVENUE TO 69th STREET; EAST ON 69th STREET TO BENTLEY AVENUE; SOUTH ON BENTLEY AVENUE TO 71st STREET; EAST ON 71st STREET TO NORTHWEST CORNER OF DARIEN COMMUNITY PARK WITH ACCESS FOR EMERGENCY VEHICLES AND LOCAL TRAFFIC AT ALL TIMES; AND 1 MILE WALK – 71st STREET TO RICHMOND AVENUE; NORTH ON RICHMOND TO MAPLE LANE; EAST ON MAPLE LANE TO BENTLEY AVENUE; SOUTH ON BENTLEY AVENUE TO 71st STREET; EAST ON 71st STREET TO NORTHWEST CORNER OF DARIEN COMMUNITY PARK WITH ACCESS FOR EMERGENCY VEHICLES AND LOCAL TRAFFIC AT ALL TIMES

C. ORDINANCE NO. O-10-06 AN ORDINANCE DELETING SECTION 9-4-4 "DRIVE-IN RESTAURANT REGULATIONS" OF THE DARIEN CITY CODE

D. ORDINANCE NO. O-11-06 AN ORDINANCE AMENDING TITLE 3 "BUSINESS REGULATIONS" OF THE DARIEN CITY CODE TO CREATE A NEW CHAPTER 9 "DRIVE-THRU EATING ESTABLISHMENTS"

E. RESOLUTION NO. R-11-06 A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS SUBJECT TO MAINTENANCE (INTREPID SUBDI-VISION 75th STREET AND FAIRVIEW AVENUE)

F. ORDINANCE NO. O-11-06 AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN

G. CONSIDERATION OF A MOTION TO APPROVE THE PURCHASE OF 180 RED AND 60 YELLOW REFLECTORIZED MARKERS AND 170 SQUARE SIGN POLES IN THE AMOUNT NOT TO EXCEED \$13,750.00 TO BE USED ON VARIOUS STOP SIGNS AND CROSS WALKS WITHIN THE CITY

H. CONSIDERATION OF A MOTION TO ACCEPT PROPOSAL FROM MEADOW EQUIPMENT SALES & SERVICE IN THE AMOUNT OF \$6,966.25 FOR THE SEALING AND CAPPING OF WELL #3

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

Nays: None

Absent: McIvor

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

There were no Questions, Comments or Announcements to come before the City Council.

18. ADJOURNMENT

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:30 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 03-20-06.