

Minutes - November 18, 2002

Minutes

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR CARMEN D. SOLDATO FOR THE PURPOSE OF REVIEWING ITEMS ON THE NOVEMBER 18, 2002 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
NOVEMBER 18, 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 John F. Poteraske, Jr.
David Hagen Kathleen Moesle-Weaver
Absent: James Tikalsky
Also in Attendance: Carmen D. Soldato, Mayor
Joanne F. Coleman, City Clerk
Arthur P. Donner, City Treasurer
Judith N. Kolman, City Attorney
Bryon D. Vana, City Administrator
Robert Pavelchik, Chief of Police
Gregory Dreyer, Community Development Director
Robert Mengarelli, Asst. Director of Public Works

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

5. APPROVAL OF MINUTES - November 4, 2002

It was moved by Alderman Weaver and seconded by Alderman Hagen to approve the Minutes of the Regular Meeting of November 4, 2002, as presented.

Alderman Poteraske asked that a correction be made to a name under "Receiving of Communications"; he requested that "Odato" be changed to "Lodato".

Roll Call: Ayes: Biehl, Cotten, Hagen, Marchese, Poteraske, Weaver
Nays: None
Absent: Tikalsky
Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

6. RECEIVING OF COMMUNICATIONS

Alderman Marchese stated that he received a 'thank you' email from Donna Luce, 8750 Kentwood Court, regarding repair of the street.

Alderman Poteraske reported that:

* George Teske, 1400 block of Sequoia Lane, inquired when tree trimming would begin on Sequoia Lane. Asst. Director Mengarelli informed him that there was a five-year program and that Sequoia would be done in 2004.

* Rosemary DeFalco, 1500 block of Carrol Court, suggested that the 'No Parking Noon-8:00 PM' signs be removed. He said that a Petition would be circulated on that street to see if neighbors agreed.

Alderman Weaver thanked staff for the copy of a complaint received about a refrigerated trailer behind the Jewel. She explained that there was an agreement between the City and Jewel that restricted hours for deliveries.

7. MAYOR'S REPORT

A. APPOINTMENT OF "COORDINATOR OF THE DARIEN OFFICE OF EMERGENCY MANAGEMENT" - SERGEANT GERALD PICCOLI

Mayor Soldato noted that Terry Abma was previously the Coordinator and since he retired, Chief Pavelchik recommended the appointment of Sergeant Piccoli for that position.

It was moved by Alderman Biehl and seconded by Alderman Cotten to approve the Appointment of Sergeant Gerald Piccoli as Coordinator of the Darien office of Emergency Management, as presented.

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

Nays: None

Absent: Tikalsky

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

Clerk Coleman administered the Oath of Office to Sergeant Piccoli; he received congratulations from the City Council and a round of applause from those in attendance. Sergeant Piccoli spoke to Council regarding the responsibility affiliated with the position and his expectations.

Mayor Soldato thanked the Council for their commitment and stated that a Goal Setting Session was scheduled for Tuesday, November 19th, at 6:30 P.M. in the Police Training Room.

8. CITY CLERK'S REPORT

Clerk Coleman...

... informed everyone that the referendum to stagger the terms of Aldermen overwhelmingly passed and would take effect in 2005.

... noted that the Cable Communications Commission meeting scheduled for Thursday, November 21st, had been cancelled.

... stated that City offices would be closed on Thursday and Friday, November 28 and 29, for the Thanksgiving Holiday. She wished everyone a happy and healthy Thanksgiving Holiday.

... announced that the Darien Historical Society would host a "Tree Lighting" ceremony on Sunday, December 1st, at 4:00 P.M. and that everyone was invited to participate.

9. CITY ADMINISTRATOR'S REPORT

A. COMPREHENSIVE ANNUAL FINANCIAL REPORT - FISCAL YEAR ENDED APRIL 30, 2002

Administrator Vana stated that Wolf & Company LLP, City auditors, had made a presentation to the Administrative/Finance Committee regarding the Comprehensive Annual Financial Report. He introduced John DeLand, of Wolf, who informed Council that they had made a 'clean' opinion with one technical change.

Alderman Weaver inquired about the Joint Use Facility Fund. Mr. DeLand responded that the first debt payment was made last year and that the only revenue received was from the rental of the property. He spoke about the real estate taxes for the property and which fund they should appear in. Mr. DeLand commented that the Management Letter also offered recommendations; he spoke about GASB Statement No. 34 that quantified infrastructure costs and needed to be implemented for the fiscal year ending April 30, 2004.

Administrator Vana noted that the City, for many years, received the "Certificate of Achievement for Excellence in Financial Reporting" through the Government Finance Officers certificate program; he said that the City would make application.

Administrator Vana updated Council about the Dale Basin Project, he noted that the basin was retaining water on the north/northeast side. He said that the County's construction inspection engineer would make a recommendation about mitigation.

10. DEPARTMENT HEAD REPORT

Chief Robert Pavelchik...

... announced achievements made within the department, letters of commendation were received by Officer Falco for involvement in the arrest of a drunk driver, Detective Vlach for involvement with Internet crime research, and Officer Glomb for work on a burglary.

... spoke about the Dispatch Center and their charitable efforts, which they coordinate yearly around the holidays. They are soliciting contributions and donations from employees for a less fortunate family.

... thanked Tom and Janet DiViscour for getting involved. On December 9, 2001 they notified the Police Department about loud noises they heard; they recently testified in court; the result was a conviction.

11. TREASURER'S REPORT

A. WARRANT NUMBER 02-03-14

It was moved by Alderman Biehl and seconded by Alderman Weaver to approve payment of Warrant Number 02-03-14 in the amount of \$96,788.49 from the General Fund; \$107,183.60 from the Water Fund; \$6,517.74 from Motor Fuel Tax Fund; \$679.05 from the Hotel/Motel Tax Fund; \$4,058.48 from Darien Area Dispatch Fund; \$158,215.90 from the General Fund Payroll for the period ending 10/31/02; \$13,695.97 from the Water Fund Payroll for the period ending 10/31/02; \$21,224.67 from the D.A.D.C. Fund Payroll for the period ending 10/31/02; \$170,587.66 from the General Fund Payroll for the period ending 11/14/02; \$19,502.98 from the Water Fund Payroll for the period ending 11/14/02; \$27,407.49 from the D.A.D.C. Fund Payroll for the period ending 11/14/02; for a total to be approved of \$625,862.03.

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

Nays: None

Absent: Tikalsky

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

B. TREASURER'S MONTH REPORT - OCTOBER 2002

City Treasurer Donner reviewed all sources of revenue and expenditures for the month of October 2002 with the following year-to-date fund balance: General Fund \$2,118,298; Water Fund \$679,397; Motor Fuel Tax Fund \$770,748; Darien Towne Centre Sales Tax Fund \$625,598; and Hotel/Motel Tax Fund \$84,547.

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee - Chairman Weaver submitted, for the record, Minutes of the Meeting held on November 11, 2002. She reported that the next scheduled meeting would be held on December 9, 2002 at 6:30 P.M.

Planning/Development Committee - Chairman Hagen reported that the Committee would meet on Monday, November 25th, at 6:30 P.M.

Public Works Water/Streets Committee - Chairman Biehl reported that the Committee would meet on Wednesday, November 20th, at 6:30 P.M.13.

QUESTIONS AND COMMENTS - AGENDA RELATED

There were no Agenda related questions or comments.

14. OLD BUSINESS

Clerk Coleman clarified that "Old Business" Item C was moved to "New Business" as Item D.

A. CONSIDERATION OF A MOTION TO REMOVE FROM THE TABLE THE PURCHASE OF SEVEN (7) DELL LAPTOP COMPUTERS, ONE (1) DELL DESKTOP COMPUTER, ONE (1) HP SCANJET 7450C SCANNER, AND FIVE (5) CURRENT LAPTOP SOFTWARE UPGRADES, FOR A TOTAL COST OF \$16,357.25

It was moved by Alderman Marchese and seconded by Alderman Cotten to Remove From the Table the Purchase of Seven (7) Dell Laptop Computers, One (1) Dell Desktop Computer, One (1) HP Scanjet 7450C Scanner, and Five (5) Current Laptop Software Upgrades, for a Total Cost of \$16,357.25, as presented.

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

Nays: None

Absent: Tikalsky

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

B. CONSIDERATION OF A MOTION TO APPROVE THE PURCHASE OF SEVEN (7) DELL LAPTOP COMPUTERS, ONE (1) DELL DESKTOP COMPUTER, ONE (1) HP SCANJET 7450C SCANNER, AND FIVE (5) CURRENT LAPTOP SOFTWARE UPGRADES, FOR A TOTAL COST OF \$16,357.25

It was moved by Alderman Cotten and seconded by Alderman Weaver to Approve the Purchase of Seven (7) Dell Laptop Computers, One (1) Dell Desktop Computer, One (1) HP Scanjet 7450C Scanner, and Five (5) Current Laptop Software Upgrades, for a Total Cost of \$16,357.25, as presented.

Alderman Weaver explained that these items were separated into two levels, which were listed under "New Business" as Items B and D.

Roll Call: Ayes: None

Nays: Biehl, Cotten, Hagen, Marchese, Poteraske, Weaver

Absent: Tikalsky

Results: Ayes 0, Nays 6, Absent 1

MOTION FAILED

15. CONSENT AGENDA

There were no items on the Consent Agenda.

16. NEW BUSINESS

A. CONSIDERATION OF A MOTION TO GRANT THE REQUEST BY TERRY ABMA TO BE COMPENSATED WITH FULL PAYMENT OF HIS ACCUMULATED SICK TIME

It was moved by Alderman Biehl and seconded by Alderman Hagen to Grant the Request by Terry Abma to be Compensated with Full Payment of His Accumulated Sick Time, as presented.

Alderman Poteraske requested clarification that this request would permit Terry Abma payment in excess of what City Policy allowed. Mayor Soldato affirmed; he stated that Policy stated that upon retirement, accumulated sick time would be paid at fifty percent (50%) of the employee's salary up to an accrued maximum of one hundred twenty (120) days. Mr. Abma had requested full payment for 127.5 days for a total of \$44,084, which would be an exception to Policy.

Alderman Marchese stated that policy was created as a definitive structure for decision making. He said that policy protected all employees and should not be deviated, which could create precedence.

Alderman Hagen asked for clarification if the Motion was for one hundred twenty days or 127.5 days. Mayor Soldato stated the Motion was for full pay of 127.5 accumulated days.

Roll Call: Ayes: Biehl, Hagen
Nays: Cotten, Marchese, Poteraske, Weaver
Absent: Tikalsky
Results: Ayes 2, Nays 4, Absent 1
MOTION FAILED

B. CONSIDERATION OF A MOTION TO APPROVE THE PURCHASE OF ONE NETWORK SERVER, 18 DELL DESKTOP COMPUTERS, ONE NETWORK SERVER UPGRADE, ONE HP7450C SCANNER FROM DELL FOR \$31,446.00

It was moved by Alderman Marchese and seconded by Alderman Weaver to approve the Purchase of One Network Server, 18 Dell Desktop Computers, One Network Server Upgrade, One HP7450C Scanner from Dell for \$31,446.00, as presented.

Mayor Soldato stated that this was brought forward because Council expressed a desire to have a paperless system by utilizing laptop computers; he strongly stated that there were shortfalls with the current network and that Staff needed upgrades in order to function.

Alderman Weaver stated that in the past she was reluctant to make changes to an approved budget; she felt that this expenditure was important for delivery of services to residents.

Roll Call: Ayes: Biehl, Cotten, Hagen, Marchese, Poteraske, Weaver
Nays: None
Absent: Tikalsky
Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

C. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE ADOPTING AN AMENDMENT TO THE COMPREHENSIVE PLAN FOR THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS

It was moved by Alderman Cotten and seconded by Alderman Marchese to approve ORDINANCE NO. O-39-02 AN ORDINANCE ADOPTING AN AMENDMENT TO THE COMPREHENSIVE PLAN FOR THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS as presented.

Mayor Soldato congratulated everyone who worked on finalizing the document, which focused on the redevelopment of key parcels within the City.

Alderman Hagen said the information was two years old; he stated there were issues brought forward by the Plan Commission and Planning/Development Committee that were not reflected in the document.

Mayor Soldato spoke about particular parcels and their proposed use; he said this was a plan that had the capability to be changed.

Alderman Poteraske commented that the plan was a strategic document to be utilized as a guideline.

Roll Call: Ayes: Biehl, Cotten, Marchese, Poteraske, Weaver

Nays: Hagen

Absent: Tikalsky

Results: Ayes 5, Nays 1, Absent 1

MOTION DULY CARRIED

D. CONSIDERATION OF A MOTION TO APPROVE THE PURCHASE OF 7 DELL INSPIRON 2650 LAPTOP COMPUTERS, 4 GATEWAY LAPTOP SOFTWARE UPGRADES, 1 IBM LAPTOP UPGRADE FROM DELL FOR \$14,672.00

It was moved by Alderman Marchese and seconded by Alderman Cotten to approve the Purchase of 7 Dell Inspiron 2650 Laptop Computers, 4 Gateway Laptop Software Upgrades, 1 IBM Laptop Upgrade from Dell for \$14,672.00, as presented.

Alderman Poteraske stated that this item could be deferred until later in the budget year or early next year to conserve the City's fund balance.

Alderman Marchese said this item was in the budget; that the purchase of these items would save costs in regard to microfilming and paper; and that it would help Council become more efficient. He noted that tax revenues indicated progression.

Alderman Weaver said that the local sales tax did not reflect well; it was noted that it went from \$2.6 Million to \$2.1 Million. She was concerned about the budget process for the next fiscal year that the upcoming budget may not allow any flexibility.

Alderman Hagen said that most of the savings would be on copier costs.

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

Nays: Poteraske, Weaver

Absent: Tikalsky

Results: Ayes 4, Nays 2, Absent 1

MOTION DULY CARRIED

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS - GENERAL

Alderman Cotten asked Director Dreyer if Sokol submitted a revised proposal; Director Dreyer responded negatively. Aldermen Biehl and Weaver sought addresses of other buildings to view that are similar in nature. Alderman Hagen strongly recommended that the City contact Sokol.

Alderman Hagen commented that the Darien Historical Society would host their Annual Sunday Dinner on February 2, 2003 from 1:00-4:00 P.M. at Ripples.

Alderman Poteraske noted that the cable scheduled had been placed on the website.

Maria Knecht, a Tara Hill resident, addressed Council regarding problems within the Tara Hill wetlands. She said the issue was previously brought to Council's attention, she felt education of residents did not occur as she expected and she felt the issue was not resolved. She referred to correspondence and

documentation about the wetland area. Ms. Knecht inquired when signs restricting encroachment and mowing would be posted, about tax dollar utilization for maintenance, and about wetland education of the homeowners.

Mayor Soldato requested that Ms. Knecht meet with Administrator Vana, Director Dreyer, Christopher B. Burke Engineering and him to discuss the wetland issues. He noted that education included the letter sent by the City to specific residents and professional direction received about what could be impacted. He said that the land needed to be marked and maintained. Mayor Soldato asked Ms. Knecht to contact the City if she saw any violation of the protected wetland areas and that the City would respond.

Alderman Marchese said that it was his understanding after the last Goal Setting Session that a split rail fence was considered for installation to delineate the area. Mayor Soldato confirmed with Ms. Knecht that the area had been flagged by Burke Engineering; she concurred but reiterated that residents had removed most of the flags.

18. ADJOURNMENT

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

VIA VOICE VOTE - MOTION DULY CARRIED
The City Council meeting adjourned at 8:43 P.M.

Mayor

City ClerkJFC/jr

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 11-18-02.

Minutes of 11-18-02 CCM
November 18, 2002