

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE MAY 17, 2010 AGENDA WITH THE CITY COUNCIL. THE MEETING IMMEDIATELY RECESSED TO GO INTO EXECUTIVE SESSION. THE WORK SESSION RECONVENED AT 7:14 P.M. THE SESSION ADJOURNED AT 7:35 P.M.

**EXECUTIVE SESSION**

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

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

**EXECUTIVE SESSION ADJOURNMENT**

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

**REVERSE ROLL CALL - MOTION DULY CARRIED**

The Executive Session meeting adjourned at 7:14 P.M.

**Minutes of the Regular Meeting**

**of the City Council of the**

**CITY OF DARIEN**

**MAY 17, 2010**

1. **CALL TO ORDER**

The regular meeting of the City Council of the City of Darien was called to order at 7:35 P.M. by Mayor Weaver.

2. **PLEDGE OF ALLEGIANCE**

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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:

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

Absent: None

Also in Attendance: Kathleen Moesle Weaver, Mayor  
Joanne Coleman, City Clerk  
Michael J. Coren, City Treasurer  
Bryon D. Vana, City Administrator  
Daniel Gombac, Director of Community Development/Municipal Services  
Robert Pavelchik, Police Chief

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

5. **APPROVAL OF MINUTES** – May 3, 2010

It was moved by Alderman Gattuso and seconded by Alderman McIvor to approve the minutes of the May 3, 2010 meeting as presented.

|            |       |  |
|------------|-------|--|
| Roll Call: | Ayes: | Avci, Galan, Gattuso, Marchese, McIvor, Poteraske, Schauer |
|------------|-------|--|

|  |       |      |
|--|-------|------|
|  | Nays: | None |
|--|-------|------|

|  |         |      |
|--|---------|------|
|  | Absent: | None |
|--|---------|------|

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

6. **RECEIVING OF COMMUNICATIONS**

Alderman Galan received an e-mail from Will Repole expressing his opposition to the city's cost share for a lobbyist, and thanking Alderman Galan for his vote against the expenditure.

Alderman Marchese advised that he represented Mayor Weaver and the city at the 12<sup>th</sup> Annual Asian American Festival inauguration which took place at the Daley Plaza this

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morning. Alderman Marchese stated that the event recognizes the cultural diversity and contributions of the Asian American Community. Alderman Marchese noted that Darien resident, Krishan Sant, served on the festival committee. Alderman Marchese felt very privileged to represent the Mayor and city at this event.

7. **MAYOR'S REPORT**

It was moved by Alderman Galan and seconded by Alderman Marchese to approve the following motion as presented.

**A. CONSIDERATION OF A MOTION TO APPROVE REAPPOINTMENT TO THE ENVIRONMENTAL COMMITTEE: KRISHAN SANT**

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Pteraske, Schauer

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

City Clerk Coleman administered the Oath of Office to Krishan Sant.

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

Mayor Weaver read into the record the following resolution.

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

**B. RESOLUTION NO. R-35-10**

**CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION COMMENDING AND AWARDED THE ACTIONS OF CITIZEN CATHERINE A. MADURA**

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Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske, Schauer, Weaver, Coleman, Coren, Murphey, Vana  
Nays: None  
Absent: None

Results: Ayes 12, Nays 0, Absent 0  
**MOTION DULY CARRIED**

Chief Pavelchik presented Catherine A. Madura with a Citizen Recognition Plaque.

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

It was moved by Alderman McIvor and seconded by Alderman Schauer to approve the following motion as presented.

**C. CONSIDERATION OF A MOTION TO APPROVE THE REAPPOINTMENT OF DEPARTMENT HEADS: BRYON VANA, CITY ADMINISTRATOR; ROBERT PAVELCHIK, POLICE CHIEF; AND DANIEL GOMBAC, DIRECTOR OF MUNICIPAL SERVICES**

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske, Schauer  
Nays: None  
Absent: None

Results: Ayes 7, Nays 0, Absent 0  
**MOTION DULY CARRIED**

City Clerk Coleman administered the Oath of Office to Bryon Vana, Robert Pavelchik, and Director Gombac.

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

Mayor Weaver took Item E as the next item under the Mayor's Report.

**E. DARIEN YOUTH CLUB REPORT – COMMUNITY PROJECT – FACILITY IMPROVEMENTS FOR YOUTH BASEBALL, SOCCER, AND SOFTBALL**

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Mayor Weaver invited Jamie Kuhlman, the President of the Darien Youth Club (DYC) to share some very exciting news.

Jamie Kuhlman advised that DYC is revisiting their 2008 plan to rebuild and upgrade their outdoor facility at Lace School. Ms. Kuhlman provided a historical recap of their programs use and loss of playing fields. The attempt to complete the construction of baseball and soccer fields back in 2008 was stalled due to lack of funds. DYC is planning on conducting fundraisers in order to complete the construction of these fields at Lace School. Topographical surveys were completed by Wight & Company three years ago. Through the cooperative efforts of the School District, the local businesses, and the community leaders, DYC is hoping to get this project started.

Mayor Weaver advised that although the city is unable to contribute financially, DYC is welcome to use the city's website, Direct Connect, Cable TV, and the Neighbors of Darien magazine to get the word out. In addition, staff may be able to assist.

Alderman Galan suggested that DYC might be able to take advantage of the city's unit pricing for construction.

Alderman Avci suggested that DYC participants from other communities be contacted to contribute.

Ms. Kuhlman advised that School Districts 63 and 66 are willing to forward DYC's information to their students before the end of the school year.

Mayor Weaver added that notice will go out to all the parents of DYC participants to help in the fund raising efforts.

Jamie Kuhlman noted that donations will be tax deductible.

In response to Alderman Galan, Ms. Kuhlman advised that the original, estimated cost of the project was \$232,000. Ms. Kuhlman noted that a Darien resident, who is a general contractor, has offered to perform most of the work at cost. With his help, it is anticipated the project can be completed at a cost between \$150,000 and \$160,000. If lighting were installed, this would increase the cost of the project significantly.

Director Gombac offered to meet with Ms. Kuhlman to review the plan to insure it is in compliance with all DuPage County Stormwater Ordinances.

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Mayor Weaver suggested Wight & Company's proposal also be brought to the meeting. Mayor Weaver invited Ms. Kuhlman to attend future City Council Meetings to provide updates on the project.

**D. POLICE DEPARTMENT PRESENTATIONS**

Police Chief Pavelchik advised that the majority of awards presented this evening revolve around the events of March 2, 2010.

- Police Chief Pavelchik read into the record and awarded a Letter of Commendation to the following individual:
  - Dispatch
    - Lynda Gutierrez

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

- Police Chief Pavelchik read into the record and awarded a Unit Letter of Commendation to the following members of the Patrol Shift:
  - Patrol Shift – Unit Commendation
    - Sergeant Greg Cheure
    - Officer William Greenberg
    - Officer Steve Liss
    - Officer Kevin Yeo
    - Officer Anton Hruby

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

In her absence, and in recognition of thirteen years of service, Chief Pavelchik presented Officer Patricia Greenberg's husband, William, with her plaque and badge.

- Police Chief Pavelchik read into the record and awarded a Unit Letter of Commendation to the following members of the Detective Division:
  - Detective Division – Unit Commendation
    - Detective Sergeant Steve Reed
    - Detective David Stock
    - Detective William Foster

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- Detective Mark Bozek
- Detective Brette Glomb

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

- Police Chief Pavelchik recognized the years of service of the following individuals who could not be in attendance this evening:
  - Auxiliary Officer Dean Nowicki
  - Phil Robinson
- Police Chief Pavelchik recognized the accomplishments of Retired Sergeant Ralph Menzione, and presented him with his retirement plaque, Patrolman and Sergeant badges, and congratulated him on his retirement. His fellow officers placed a banner in the back of the Council Chambers that read: “How DARE You Retire?” referencing Officer Menzione’s years of service as the City’s DARE Officer.

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

Retired Sergeant Ralph Menzione stated that he is very proud of the men and women of the Darien Police Department, and was proud to have been a member. Retired Sergeant Menzione thanked the businesses and civic organizations for their support of the DARE Program, and thanked his wife for her support during his years of service.

Mayor Weaver thanked Retired Sergeant Ralph Menzione for his years of service.

8. **CITY CLERK’S REPORT**

City Clerk Coleman announced that Darien City Offices will be closed on Monday, May 31, 2010 in observance of the Memorial Day holiday.

9. **CITY ADMINISTRATOR’S REPORT**

City Administrator Vana advised that city staff have received several calls regarding the water rate increase. Detailed information regarding the water rate increase will be placed again on the city’s website, Cable TV, and Direct Connect.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Alderman Poteraske expressed displeasure with DuPage County's lack of responsiveness in regards to the proposed expansion of 75<sup>th</sup> Street. Alderman Poteraske feels the county owes the City of Darien a clear understanding of their plans.

Administrator Vana advised that the next step would be to contact the elected county officials.

Mayor Weaver requested staff copy the city's three representatives of all communications to the county regarding this project, and to let them know that no response has been received.

Alderman McIvor requested the following open items be addressed by staff:

1. The sidewalk located on Lemont Road on the west side between Beller and 83<sup>rd</sup> Street is in disrepair and has been for more than a year.
2. There is a massive hole on the south side of Beller at Parkside. Alderman McIvor believes this is a Comcast issue, and would like to know what the project is and when it will be completed.
3. Would like a time frame for a report from ComEd.

Administrator Vana advised that Assistant Administrator Coren met with ComEd last week to discuss outages and service. An update will be provided to the City Council Members with the next Administrator's Report. ComEd representatives are unable to attend a City Council Meeting in June, but it is anticipated they will attend a meeting in July.

11. **TREASURER'S REPORT**

**A. WARRANT NUMBER 10-11-02**

It was moved by Alderman Schauer and seconded by Alderman Gattuso to approve payment of Warrant Number 10-11-02 for FYE 2010 in the amount of \$40,446.00 from the General Fund; \$138,080.02 from the Water Fund; \$104.40 from the Motor Fuel Tax Fund; \$1,275.97 from the Darien Area Dispatch Fund; and for FYE 2011 in the amount of \$50,722.73 from the General Fund; \$78,990.17 from the Water Fund; \$111.00 from the Motor Fuel Tax Fund; \$182,550.81 from the Capital Improvement Fund; \$52,000.00 from the Debt Service Fund; \$218,688.74 from the General Fund Payroll for the period



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ending 05/08/2010; \$14,734.24 from the Water Fund Payroll for the period ending 05/08/2010; \$25,232.84 from the D.A.D.C. Fund Payroll for the period ending 05/08/2010; for a total to be approved of \$802,936.92.

MOTION TO AMEND

Alderman Galan reiterated his reasons for being against the expenditure for the lobbyist.

Clerk Coleman advised that the council could vote to remove the item from the Warrant. The Warrant can then be approved as amended. Since the City Council has already approved the expenditure, the item could be placed on the next agenda for a motion to reconsider.

It was moved by Alderman Galan and seconded by Alderman McIvor to remove Check Number 4330 in the amount of \$3376.46 payable to the Village of Willowbrook from Warrant 10-11-02.

Discussion: Alderman Avci feels it is appropriate to remove this item from the Warrant and, if necessary, to vote on the expenditure separately.

|            |         |                                       |
|------------|---------|---------------------------------------|
| Roll Call: | Ayes:   | Avci, Galan, McIvor                   |
|            | Nays:   | Gattuso, Marchese, Poteraske, Schauer |
|            | Absent: | None                                  |

Results: Ayes 3, Nays 4, Absent 0

**MOTION FAILED**

Alderman Avci questioned whether the payment to the Illinois Director of Employment Security listed on Page 1 of the Expenditure Journal is a one time payment or recurring, and inquired if this expense is covered under unemployment insurance.

Treasurer Coren responded that, unlike the private sector, the city is responsible for making unemployment payments for a period of time determined by the government. Once the former employee secures another position, the city's payments cease. The city self-funds unemployment.

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Roll Call: Ayes: Avci, Gattuso, Marchese, Poteraske, Schauer  
Nays: Galan, McIvor  
Absent: None

Results: Ayes 5, Nays 2, Absent 0

**MOTION DULY CARRIED**

**B. TREASURER’S MONTHLY REPORT – APRIL, 2010**

Treasurer Coren announced that the monthly financial statement for April, 2010 will be presented for review at the June 7, 2010 City Council Meeting in order to be able to include the year end accrual adjustments.

12. **STANDING COMMITTEE REPORTS**

**Police Committee** — Alderman McIvor announced that the next Police Committee meeting has been rescheduled from Thursday, June 3, 2010 to June 10, 2010 at 6:00 P.M. in the Council Chambers. Alderman McIvor added that on May 6, 2010 the April 8, 2010 minutes were approved and submitted to the City Clerk’s Office.

**Municipal Services Committee** — Alderman Marchese announced that the next Municipal Services Committee Meeting scheduled to take place on Monday, May 24, 2010 will begin at 5:30 P.M. with a tour of the current projects. Since seating is limited, anyone interested in attending the tour is to contact Ashley Prueter at 630-353-8105 to reserve a seat. When the tour is over, the meeting will reconvene in the Council Chambers to continue with the regular agenda. Administrator Vana added that a map of tour locations and times will be available for those who wish to tour the site on their own or have questions on a specific project. Director Gombac advised that in the event of rain, the tour portion of the meeting will be cancelled, and the meeting will begin at 6:30 P.M. in the Council Chambers.

**Administrative/Finance Committee** — Alderman Avci suggested that an Administrative Finance Committee of the Whole Meeting take place in September prior to the Goal Setting Session to conduct a status review of the current and projected budgets.

Mayor Weaver noted, and Alderman Poteraske agreed, that the Goal Setting Session accomplishes that, and feels the additional meeting would be redundant.

Treasurer Coren advised that the budgeted numbers, in terms of expenditures and revenues, are reflected in the monthly reports.

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Alderman Poteraske advised that, in his opinion, the Goal Setting Sessions generally work out very well for review of the budget.

Alderman Marchese noted that his committee usually meets at the end of October for a six month review.

Alderman Avci reiterated his desire for an Administrative Finance Committee of the Whole Meeting, and suggested October with the Goal Setting Session to take place a week or two later.

Mayor Weaver thought that the budget review and Goal Setting Session can be incorporated into one meeting.

Treasurer Coren added that a budget review in October will only include four months of the current fiscal year.

In response to Alderman McIvor's suggestion, Administrator Vana advised that any items for the Goal Setting Session are provided to the City Council Members prior to the meeting.

In response to Alderman Avci, Administrator Vana advised that as the time gets closer, a survey of available dates for the Goal Setting Session will be sent to the Council Members.

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

There were none.

14. **OLD BUSINESS**

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

15. **CONSENT AGENDA**

Mayor Weaver announced that Item A under New Business has been removed and Item B under New Business will be added as Item C under the Consent Agenda.

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

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

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- A. **ORDINANCE NO. O-14-10**                      **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN**
- B. **CONSIDERATION OF A MOTION TO AUTHORIZE THE TEMPORARY CLOSURE OF STREETS FOR THE LIONS CLUB FOURTH OF JULY PARADE AND AUTHORIZING THE POLICE DEPARTMENT TO ASSIST IN TRAFFIC CONTROL**
- C. **CONSIDERATION OF A MOTION TO APPROVE THE EXPENDITURE FOR THE EQUIPMENT REPLACEMENT PURCHASE AND INSTALLATION AND YEAR 1 OF A 5 YEAR MAINTENANCE AGREEMENT FOR THE BUILDING AUTOMATION SYSTEM FOR THE POLICE FACILITY IN AN AMOUNT NOT TO EXCEED \$44,980 TO AUTOMATED LOGIC-CHICAGO**

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

                     Nays:        None

                     Absent:      None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

16. **NEW BUSINESS**

Item A under New Business has been removed and Item B was moved to the Consent Agenda as Item C.

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

Alderman Poteraske thanked the residents for their donations to the Darien Historical Society this past weekend. Alderman Poteraske thanked Mayor Weaver, Treasurer Coren, and John Coren for their efforts on behalf of the Darien Historical Society.

On behalf of the Darien Lions Club, Parade Chairman Dennis Kuczynski (“Kooch”) thanked the City Council, Police, Municipal Services Departments, and the Park District for their assistance and participation in the upcoming Independence Day Parade which

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will be held on Saturday, July 3, 2010. Mr. Kuczynski requested a link be placed on the City's website to the Lions Club. The theme of this year's parade is to honor our police and fire fighters.

18. **ADJOURNMENT**

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

**VIA VOICE VOTE – MOTION DULY CARRIED**

The City Council meeting adjourned at 8:55 P.M.

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Mayor

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City Clerk

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All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 05-17-10.  
Minutes of 05-17-10 CCM