

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE NOVEMBER 16, 2009 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:30 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

NOVEMBER 16, 2009

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**

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	John F. Poteraske, Jr.
	John Galan	Ted V. Schauer
	Sylvia McIvor	

Absent:	Carolyn A. Gattuso
	Joseph A. Marchese

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

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

5. **APPROVAL OF MINUTES** — November 2, 2009 City Council Meeting

It was moved by Alderman Avci and seconded by Alderman Schauer to approve the minutes of the November 2, 2009 City Council Meeting, as presented.

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

Results: Ayes 5, Nays 0, Absent 2

MOTION DULY CARRIED

6. **RECEIVING OF COMMUNICATIONS**

Alderman McIvor received a telephone call from Ghanim Kassir of 2702 Woodmere Drive expressing concern about the look of the new business located in the city-owned shopping center. Alderman McIvor advised that the proposal submitted to the City Council for Jim's Fine Coins was for the operation of a fine coin shop on a month to month rental basis. Alderman McIvor submitted a photograph which was taken prior to the business owner having a business license. Alderman McIvor's concern is the manner in which the business owner is advertising and the signage.

Alderman Galan commented that Clerk Coleman specifically asked if the business was a pawn shop, and was told it was not. Alderman Galan agrees with Alderman McIvor, and feels the store front looks like a pawn shop. Alderman Galan advised that Assistant Administrator Coren spoke with the business owner who is planning on bringing in coins, and improving the look of the store. Alderman Galan feels that the business is cash for gold, and that the Council Members were aware of this.

Alderman McIvor responded that she thought the main business operation was going to be a coin store with a side business of cash for gold. Alderman McIvor expressed displeasure with the current sign, and asked if it will remain.

Administrator Vana responded that a "Jim's Fine Coins" sign, which is similar to the current sign, will be added.

Mayor Weaver also expressed displeasure with the current signage.

In response to Clerk Coleman, Administrator Vana advised that the Sign Code was reviewed by staff, and discussed with the business owner. As the lease stands now, there is nothing that prohibits the current and proposed signage. Administrator Vana added that since there is uncertainty as to how long the business and building will remain, the owner does not want to make the same investment he would if the location were permanent.

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Alderman McIvor feels it would be more acceptable if the current sign was replaced with a "Jim's Finer Coins" sign, and perhaps a small "Cash for Gold" window sign.

Mayor Weaver concurred that she would like the signage to be less ostentatious.

Alderman McIvor requested Director Gombac add review of the Sign Ordinance on the next Planning & Development Committee Meeting Agenda.

Alderman Schauer commented that the sign above the store front should advertise the business name and not "Cash for Gold."

Alderman McIvor requested the owner of Jim's Finer Coins be invited to attend Monday's Planning/Development Committee meeting.

Mayor Weaver received a card from Mrs. Miller of 1126 Timber Lane expressing gratitude for the new street signs.

Alderman Galan received an e-mail from William Behrens of 706 71st Street inquiring how to apply for a tax rebate for the purchase of appliances. Following a conversation with Assistant Administrator Coren, it was learned that although the tax rebate is a Federal Government Program, individual states will administer the program. It is anticipated the state will have a program in place by the beginning of next year.

Alderman Schauer is in receipt of e-mails from Wayne Loek on behalf of his mother-in-law, Bernadine Dowding, who resides at 7625 Gail Avenue, Toni Bazon of 7701 Gail, and Rick Klepacz of 7706 Gail in regards to drainage problems on their street. Alderman Schauer requested this issue be considered when discussing next year's budget.

Director Gombac advised that Gail Avenue is on the list for 2010.

Mayor Weaver advised that she received a Public Hearing Notice from DuPage County Board of Appeals regarding Dunham Drive which is to take place on November 19, 2009 at 7 P.M.

Clerk Coleman received follow-up communication from Paul A. Schuster of Hinsdale South Athletic Club regarding his request to hold the 1st Annual Hornet Run on Sunday, April 18, 2010.

Administrator Vana advised that this item will be on the December Administrative Finance Committee Agenda. Mr. Schuster will be advised of the Administrative Finance Committee's recommendation.

7. **MAYOR'S REPORT**

There was no report.

8. **CITY CLERK'S REPORT**

Clerk Coleman...

...invited everyone to attend Coffee with Mayor Weaver on Saturday, November 21, 2009 at Citizen Financial Bank at 8301 Cass Avenue from 9:00 A.M. to 10:00 A.M.

...announced that Darien City Offices will be closed on November 26 and 27 in observance of the Thanksgiving Day Holiday.

...advised that there will be a Tax Levy Public Hearing on December 7, 2009 at 7:00 P.M.

9. **CITY ADMINISTRATOR'S REPORT**

There was no report.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

In response to Alderman Poteraske, Director Gombac provided a status update on DuPage County's proposed 75th Street expansion. The county is currently reviewing KLOA's report. It is anticipated the county will respond by the middle of next month. A response to Alderman Avci's environmental letter has not been received.

Alderman Poteraske would like to receive a formal response from the county.

Director Gombac advised that the city is currently in the process of street sweeping. This season's street sweeping is being conducted in two phases at the same cost. Phase One street sweeping should be completed by Wednesday or Thursday. Phase Two will begin next week in the problem area subdivisions where leaves are continually blowing into the road.

Alderman McIvor requested Ailsworth Drive be added to the list since that area flooded terribly during the last rainstorm, and there are banks of leaves piled along the curb.

Director Gombac reminded residents not to pile leaves in the curbs, gutters, and ditches.

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Mayor Weaver concurred that raking leaves into the street could adversely affect neighbors. As a point of interest, Mayor Weaver added that surrounding municipalities have ceased to allow residents to rake leaves to the curb for pick up by the city. This practice was found to clog sewers and cause flooding.

Alderman Galan pointed out that the city has a free leaf pick-up program that is still in process.

In response to Administrator Vana's request, Director Gombac provided an update on the ComEd line burial on 75th Street. The city's contractor, Gaffney's Protective Maintenance, submitted for a permit this afternoon. The city will also be submitting for a permit on the restoration. The bicycle path on the west end of the project may need to be moved approximately three feet to the south for thirty feet. Work may begin as early as Thursday.

Director Gombac advised that Walnut Drive has been completed with the exception of a few minor punch list items.

In response to Mayor Weaver, Director Gombac advised that he believes ComEd is performing the trench work along the east side of Cass.

In response to Alderman McIvor, Director Gombac advised that the repairs on the sidewalk in front of the townhouses on Lemont Road, and the pole north of Beller have been completed.

11. **TREASURER'S REPORT**

A. WARRANT NUMBER 09-10-13

It was moved by Alderman Galan and seconded by Alderman Schauer to approve payment of Warrant Number 09-10-13 in the amount of \$409,200.50 from the General Fund; \$375,531.61 from the Water Fund; \$179.30 from the Motor Fuel Tax Fund; \$395.54 from the Water Depreciation Fund; \$158,001.75 from the Capital Improvement Fund; \$52,000.00 from the Debt Service Fund; \$217,367.52 from the General Fund Payroll for the period ending 11/05/09; \$17,464.93 from the Water Fund Payroll for the period ending 11/05/09; \$24,353.13 from the D.A.D.C. Fund Payroll for the period ending 11/05/09 for a total to be approved of \$1,254,494.28.

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

Nays: None

Absent: Marchese, McIvor

Results: Ayes 5, Nays 0, Absent 2

MOTION DULY CARRIED

12. **STANDING COMMITTEE REPORTS**

Planning/Development Committee — Alderman McIvor advised that the next Planning and Development Committee Meeting is scheduled to take place on Monday, November 23, 2009 at 6:30 P.M. in the Council Chambers.

Public Works Water/Streets Committee — Director Gombac announced that the next Public Works Water/Streets Committee Meeting is scheduled to take place tomorrow evening at 6:30 P.M. in the upstairs conference room.

Administrative/Finance Committee — Alderman Poteraske advised that the next Administrative and Finance Committee Meeting is scheduled to take place on Monday, December 14, 2009 at 6:30 P.M. in the upstairs conference room.

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**

There were no Consent Agenda items.

16. **NEW BUSINESS**

There was no new business to come before the City Council

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

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Alderman Galan clarified that the city's decision to bury the ComEd lines on 75th Street had nothing to do with the tree in front of the Darien Historical Society. The decision was made to protect the city's investment.

Alderman Poteraske announced that the Annual Tree Lighting will be held on December 6, 2009 at 4:00 P.M.

Arleta Peknik expressed appreciation to Dan Salvato and his crew for their efforts in handling a large broken tree branch that fell during a storm a couple of months ago. Ms. Peknik advised that she has been trying to obtain internet service from AT&T, and was told it has to be worked out with the Village.

Mayor Weaver expressed frustration with AT&T. Mayor Weaver explained that State Legislature allows AT&T to pick and choose where they place their equipment. The city has no control over the locations where the equipment is installed.

Ms. Peknik complained about bright parkway flood lights at a residence on 72nd and Leonard, and inquired if there is an ordinance regulating the brightness.

Director Gombac will review the situation.

Ms. Peknik commended the City Council on the wonderful job they do for the community. Ms. Peknik also thanked Director Gombac for all he does.

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 finally adjourn.

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:15 P.M.

Mayor

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 11-16-09.
Minutes of 11-16-09 CCM