

PUBLIC HEARING – TAX LEVY (SSA)

THE TAX LEVY PUBLIC HEARING WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER. THE PUBLIC HEARING ADJOURNED AT 7:04 P.M.

A WORK SESSION WAS CALLED TO ORDER AT 7:04 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE DECEMBER 7, 2009 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:20 P.M.

EXECUTIVE SESSION

It was moved by Alderman Schauer and seconded by Alderman McIvor to go into Executive Session for the purpose of discussing Sale or Lease of Real Estate, Section 2(C)(6) of the Open Meetings Act at 7:20 P.M.

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

Nays: None

Absent: Marchese

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

EXECUTIVE SESSION ADJOURNMENT

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

REVERSE ROLL CALL - MOTION DULY CARRIED

The Executive Session meeting adjourned at 7:30 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

DECEMBER 7, 2009

1. **CALL TO ORDER**

The regular meeting of the City Council of the City of Darien was called to order at 7:31 P.M. by Mayor Weaver.

December 7, 2009

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	Sylvia McIvor
	John Galan	John F. Poterasko, Jr.
	Carolyn A. Gattuso	Ted V. Schauer

Absent: Joseph A. Marchese

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

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

5. **APPROVAL OF MINUTES** – November 16, 2009

It was moved by Alderman Galan and seconded by Alderman Avci to approve the minutes of the November 16, 2009 meeting, as presented.

Roll Call: Ayes: Avci, Galan, McIvor, Poterasko, Schauer

Nays: None

Abstain: Gattuso

Absent: Marchese

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

6. **RECEIVING OF COMMUNICATIONS**

There were none.

7. **MAYOR'S REPORT**

- A. Mayor Weaver read into the record a proclamation declaring December, 2009 as *“Drunk and Drugged Driving (3D) Prevention Month”* in the City of Darien.
- B. Mayor Weaver read into the record a proclamation declaring December 7, 2009 as *“Angelman Syndrome Awareness Day”* in the City of Darien.

Representatives of the Kids4Good Program were in attendance to accept the proclamation. The Leader of the Kids4GoodProgram, Cynthia McGann, introduced 3rd Grader Gina Evans, who brought Angelman Syndrome to the attention of her classmates, their parents, and teachers, and was instrumental in the organization of the project. Ms. McGann thanked the parent volunteers Mary Beth Owano, Beth Tischler, and Debbie Gaudiardo, who were immensely involved in the labor intensive project. Ms. McGann also expressed gratitude to Dr. Carlo, Superintendent of School District 61, Mr. Casey, Principal of Lace School, Mr. Fitzgerald and Mr. Filas, Principals of Eisenhower Junior High School, and Ms. Lantvit, Principal of Mark Delay School. Ms. McGann thanked her family for their patience during this project. Ms. McGann introduced Paula Evans.

Paula Evans, the mother of Ainsley, a child with Angelman Syndrome, expressed gratitude to the community for all they did to bring awareness of Angelman Syndrome.

Cynthia McGann presented the Speak Out for AS event slide show for the Council Members and viewing audience.

Mayor Weaver announced that nominations for the Holiday Home Decorating Contest are being accepted in person or by telephone at City Hall through Monday, December 14. The winners will be announced at the next City Council Meeting on December 21, 2009. Reservations are being taken at City Hall for the free Holiday Trolley rides on December 22, 23, and 28. Cider, cookies and hot chocolate will be served.

8. **CITY CLERK'S REPORT**

City Clerk Coleman invited all to attend Coffee with the Mayor on Saturday, December 19, 2009 at Carmelite Carefree Village, 8419 Bailey Road, from 9:00 A.M. to 10:00 A.M.

9. **CITY ADMINISTRATOR'S REPORT**

There was no report.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Director Gombac advised that a summary comparing budgeted amounts to actual expenditures of completed major projects was presented to the Public Works/Streets Committee at the November 17, 2009 meeting.

Director Gombac provided the highlights as follows:

Concrete Replacement Program. Residents participated with approximately \$50,000 worth of concrete work through the city's contract. It is anticipated that next year's concrete program will find a reduction in the sidewalk portion, and focus more on maintenance. Director Gombac commended the efforts of the Concrete Liaison, Kris Throm. Director Gombac announced that Kris Throm has been promoted to Water Division Foreman.

Ditch Improvement. Seven projects ranging from \$12,000 to \$205,000 were performed this year. Director Gombac was proud to say the entire drainage improvement project came in almost \$93,000 below budget. Director Gombac commended Ditch Project Liaison, Jeff Corneils.

Street Maintenance: Director Gombac advised that the Street Maintenance Project came in approximately \$230,000 under budget. Director Gombac commended Street Division Foreman, David Fell, for his oversight of this project.

Rear Yard Drainage: Thirteen successful, resident cost sharing projects resulted this year. Many nuisance drainage concerns were addressed.

Director Gombac reported that the city realized a \$622,000 or 13.61% savings on all of this year's projects. Random 2009 Program Survey Result cards were sent out. All comments were provided in the Administrator's Report.

In response to Alderman Avci's inquiry, Director Gombac explained that resident reimbursements referred to money paid to the city for work performed under the city's contracts, and that the city does not get involved with any warranties for the private portion of the concrete replacement program. The city held a surety bond from the contractor in the amount of \$10,000 for the city's portion of the work.

In response to Alderman Poteraske, Director Gombac advised that the only project not included in the summary report is Walnut Drive. It is anticipated the Walnut Drive project will come in \$50,000 to \$75,000 under budget.

December 7, 2009

Assistant Administrator Coren advised that the city will be entering the final year of the refuse contract with ARC Disposal on April 1, 2010. Residents of Darien have been paying approximately 20% less than neighboring communities on the current contract. The city is anticipating going out to bid beginning in March or April of 2010 for the May, 2011 contract in order to provide additional time in the event the award goes to a new vendor. A meeting will be held with all interested major vendors to discuss various options including Amnesty Day and Fall Leaf Pick-Up. In response to Mayor Weaver, Assistant Administrator Coren advised that April, 2010 begins the city's final option year.

In response to Alderman Poteraske, Assistant Administrator Coren advised that after in-depth discussions, the Environmental Committee prefers the sticker program.

In response to Alderman Avci, Assistant Administrator Coren advised that a year and a half ago it was not financially advisable to go with the tote program. The tote program can now be considered with a new contract.

Administrator Vana clarified that the base bid will reflect the current program, and any options will be above and beyond.

Alderman Avci expressed an interest in having more than the last four City Council Meetings available for viewing on line, and inquired as to the demand.

Administrator Vana responded that a report to determine the number of on-line video viewings can be obtained. Administrator Vana added that copies of meetings are easily available to interested parties via e-mail.

Assistant Administrator Coren added that the demand can be tracked based on the number of hits. City Council Meetings are archived at City Hall, and are easily retrieved for e-mailing or copying to a dvd. It is very costly to maintain the videos on the website.

Alderman Avci reiterated his desire to have more meetings available on the website, and suggested quotations for maintaining two months, six months, and one year be obtained and provided to the Administrative Finance Committee for review and recommendation.

Treasurer Coren advised that, in his opinion, maintenance of four meetings on the website is reasonable since copies of all the meetings are available at City Hall. Treasurer Coren suggested that the quotations be brought to the City Council as part of the budget review process.

Alderman McIvor added that since the minutes, agendas and e-packets are available on-line, she feels that, with the exception of critical meetings, it is not necessary to keep the older videos on the website.

Mayor Weaver agreed that review of the video quotations be conducted as part of the budget process.

11. **TREASURER'S REPORT**

A. WARRANT NUMBER 09-10-14

It was moved by Alderman Gattuso and seconded by Alderman Galan to approve payment of Warrant Number 09-10-14 in the amount of \$90,015.95 from the General Fund; \$17,794.78 from the Water Fund; \$3,658.71 from the Motor Fuel Tax Fund; \$3,360.00 from the Water Depreciation Fund; \$4,601.22 from the Darien Area Dispatch Fund; \$169,944.49 from the Capital Improvement Fund; \$198.44 from the Special Service Area Tax Fund; \$225,358.45 from the General Fund Payroll for the period ending 11/19/09; \$16,841.80 from the Water Fund Payroll for the period ending 11/19/09; \$24,480.58 from the D.A.D.C. Fund Payroll for the period ending 11/19/09 for a total to be approved of \$556,254.42.

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

Nays: None

Absent: Marchese

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

B. TREASURER'S MONTHLY REPORT – OCTOBER, 2009

Treasurer Coren reviewed all year-to-date sources of revenue and expenditures and fund balances through the month of October, 2009: General Fund Revenue \$6,897,140; General Fund Expenditures \$5,883,840; Current General Fund Balance \$3,892,365; Water Fund Revenue \$1,772,415 Water Fund Expenditures \$1,785,122; Current Water Fund Balance \$438,247; Motor Fuel Tax Fund Revenue \$306,083; Motor Fuel Tax Fund Expenditures \$160,249; Current Motor Fuel Tax Fund Balance \$33,987; Water Depreciation Fund Revenue \$13,709; Water Depreciation Fund Expenditures \$65,110; Current Water Depreciation Fund Balance \$584,773; Capital Improvement Fund Revenue \$221,996; Capital Improvement Fund Expenditures \$1,805,066; Current Capital Improvement Fund Balance \$1,107,928; Capital Projects Debt Service Fund Revenue \$85,353; Capital Projects Debt Service Fund Expenditures \$452,000; and a current fund balance of \$73,638.

12. **STANDING COMMITTEE REPORTS**

December 7, 2009

Planning/Development Committee — Alderman McIvor announced that the Planning/Development Committee meeting of Monday, December 28 has been cancelled due to lack of agenda items.

Public Works Water/Streets Committee — Director Gombac advised that the Public Works Water/Streets Committee Meeting of December 21, 2009 has been cancelled.

Administrative/Finance Committee — Alderman Poteraske advised that the next Administrative and Finance Committee Meetings are scheduled to take place on Monday, December 14, 2009 and January 11, 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**

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

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

A. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR THE DARIEN WOMAN'S CLUB

B. ORDINANCE NO. O-35-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF DARIEN, TITLE 7, CHAPTER 4, ILLICIT DISCHARGE DETECTION AND ELIMINATION

C. RESOLUTION NO. R-78-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ENTER INTO AN INTERGOVERNMENTAL

December 7, 2009

AGREEMENT WITH DUPAGE COUNTY FOR THE ILLICIT DISCHARGE DETECTION AND ELIMINATION PROGRAM (IDDE)

- D. RESOLUTION NO. R-79-09** **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE CITY OF DARIEN AND CHRISTOPHER B. BURKE ENGINEERING, LTD. IN AN AMOUNT NOT TO EXCEED \$26,772.00 (2010 STREET MAINTENANCE)**
- E. ORDINANCE NO. O-36-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A VARIATION TO THE DARIEN ZONING ORDINANCE (PZC 2009-11: 7908 CASS AVENUE)**
- F. ORDINANCE NO. O-37-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE GRANTING A MINOR AMENDMENT TO AN APPROVED PLANNED UNIT DEVELOPMENT (ROCKWELL PUD, 8251 LEMONT ROAD, SUITE 101, FOUR CORNERS CHURCH)**
- G. ORDINANCE NO. O-38-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE LEVYING TAXES FOR GENERAL AND SPECIAL CORPORATE PURPOSES FOR THE FISCAL YEAR COMMENCING ON THE FIRST DAY OF MAY, 2009, AND ENDING ON THE THIRTIETH DAY OF APRIL, 2010, FOR THE CITY OF DARIEN, ILLINOIS**
- H. ORDINANCE NO. O-39-09** **CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES**

December 7, 2009

FOR THE FISCAL YEAR BEGINNING ON THE FIRST DAY OF MAY, 2009, AND ENDING ON THE THIRTIETH DAY OF APRIL, 2010, FOR THE CITY OF DARIEN SPECIAL SERVICE AREA NUMBER ONE KNOWN AS TARA HILL

- I. ORDINANCE NO. O-40-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING CHAPTER 1-5-7 OF THE DARIEN CITY CODE TO MODIFY THE CITY COUNCIL COMMITTEE STRUCTURE**
- J. CONSIDERATION OF A MOTION TO APPROVE MAYOR'S RECOMMENDED APPOINTMENTS TO THE STANDING COUNCIL COMMITTEES**

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

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**

Alderman Gattuso announced that nominations for Citizen of the Year are currently being accepted.

Mayor Weaver added that the Citizen of the Year is usually announced at the end of January, with a cake and coffee reception in February. The dinner dance will be held at Alpine Banquets on March 6, 2010.

Alderman Galan announced that the Darien Lions Club is conducting their annual Food Drive for their Holiday Food Basket Program which benefits area families in need. There

December 7, 2009

are collection boxes located at the schools, and at some local banks and businesses. Canned and non-perishable food products, and financial contributions are welcome. The cost to sponsor a family is \$60.00. Alderman Galan offered special gratitude to the Darien Park District for their donations of age appropriate toys for the children in each family. The Darien Park District would appreciate volunteers for toy wrapping.

Alderman Poterasko advised that last night's Annual Tree Lighting was a huge success. Alderman Poterasko thanked Mayor Weaver for her participation, and all who volunteered and attended.

Mayor Weaver advised that she had the pleasure and honor of speaking at the Filipino Association of Southeast DuPage Dinner Dance on November 14.

Treasurer Coren commended Director Gombac on his service to the community.

Mayor Weaver added her thanks to Director Gombac for his fine work.

In response to Dennis Bolsega of 106 68th Street, Mayor Weaver explained that the Special Service Area establishes a tax that is applied to the residents of Tara Hill Subdivision for the maintenance of the wetlands which were in place prior to development of the subdivision

18. **ADJOURNMENT**

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:35 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 12-07-09.
Minutes of 12-07-09 CCM