

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR MARCHESE FOR THE PURPOSE OF REVIEWING ITEMS ON THE AUGUST 17, 2020 AGENDA WITH THE CITY COUNCIL. THE WORK SESSION ADJOURNED AT 7:21 P.M.

**Minutes of the Regular Meeting**

**of the City Council of the**

**CITY OF DARIEN**

**August 17, 2020**

**7:30 P.M.**

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 Marchese.

2. **PLEDGE OF ALLEGIANCE**

Mayor Marchese led the Council and audience in the Pledge of Allegiance.

3. **ROLL CALL** — The Roll Call of Aldermen by Clerk Ragona was as follows:

Present:                    Thomas J. Belczak (Zoom)    Ted V. Schauer (Zoom)  
                                  Thomas M. Chlystek (Zoom) Mary Coyle Sullivan (Zoom)  
                                  Eric K. Gustafson (Zoom)    Lester Vaughan (Zoom)  
                                  Joseph A. Kenny (Zoom)

Absent:                    None

Also in Attendance:    Joseph Marchese, Mayor  
                                  JoAnne E. Ragona, City Clerk  
                                  Michael J. Coren, City Treasurer (Zoom)  
                                  Bryon D. Vana, City Administrator  
                                  Gregory Thomas, Police Chief (Zoom)  
                                  Daniel Gombac, Director of Municipal Services (Zoom)  
                                  Lisa Klemm, Administrative Assistant (Zoom)

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

5. **QUESTIONS, COMMENTS AND ANNOUNCEMENTS – GENERAL**

Director Gombac provided Council with report regarding chicken raising and beekeeping as requested; included spreadsheet indicating regulations from various municipalities. He explained the goal would be to create a balanced City ordinance based on the definitions and quantities outlined in report. He reviewed additional regulations that will be presented to Committee for consideration as follows:

- Grandfathering of Existing/Amortization
- Permit through Registration – Right to Access Property
- Setbacks
- Structures
- Prohibited Uses – Home Based Business – Prohibited
- Sanitation
- Violations – Penalties/Fees

Heather Conroy, a Darien resident, provided background and information regarding chickens and chicken raising. Ms. Conroy welcomed an ordinance that protects chicken owners and their rights.

Jim Freidag presented a letter and pictures to Council; he expressed concerns regarding maintenance of his neighbor’s chicken coop. He asked Council to set fair and equal restrictions that protect the safety and welfare of residents and their property.

Melissa Goodrich noted that she is the owner of the chicken coop referenced by Mr. Freidag. She clarified location of chicken coop and expressed her viewpoint regarding chicken raising.

Mary Sullivan noted receipt of communication from Dr. Kelly Glisan regarding his opposition to allowing chicken coops on the side of houses.

Alderman Chlystek inquired regarding number of chickens that lay eggs; he requested property maintenance to include dogs; Director Gombac responded.

Mayor Marchese noted Alderman Kenny submitted Downers Grove ordinance pertaining to chickens, which will be added to Directors Report.

Alderman Vaughan inquired if putting up a fence on the property housing the chicken coop would resolve the issue of “creating an eyesore.” Council discussion ensued. Mr. Freidag and Ms. Goodrich provided final comments; Director Gombac will work with both parties to mitigate an amicable solution.

Mayor Marchese stated Director Gombac will be presenting information regarding chicken raising and beekeeping to the Municipal Services Committee; the meeting is open to the public.

6. **APPROVAL OF MINUTES** – August 3, 2020 City Council Meeting

It was moved by Alderman Kenny and seconded by Alderman Schauer to approve the minutes of the City Council Meeting of August 3, 2020.

Roll Call:       Ayes:       Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

                  Nays:       None

                  Absent:      None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

7. **RECEIVING OF COMMUNICATIONS**

Alderman Schauer received communication from...

...Matt Rynkar, 7717 Stratford Place, regarding ComEd outage, which affects the same 12 homes whenever an outage occurs.

...Larry Krupicka, 1704 Lakeview Drive, regarding DuPage County sanitary sewer issue at the end of Marco Court.

Alderman Gustufson received communication from various residents regarding motorized scooters; he noted owners are not abiding by traffic and safety rules. Chief Thomas stated complaints received have been addressed with parents.

Alderman Kenny received communication from...

...Brian Krajewski, Dupage County Board Member, regarding vehicles parking illegally in handicap parking spaces within Darien at various locations.

...Jacque Carson, 75<sup>th</sup> Street & Adams, regarding garbage not picked up. In addition, she expressed being in favor of establishing an ordinance regarding chickens.

...Steve Leopoldo regarding chickens.

Alderwomen Sullivan...

...received communication from multiple residents regarding power outages in Brookeridge Creek and Carriage Way West; she stated a large area of her Ward was without power for three days.

...thanked Police Department for communicating ruse burglary attempt.

...received communication from Pinehurst residents & HOA President regarding Carriage Greens Golf Course being used as a walking path. She expressed the dangers to walkers and reiterated the golf course is private. She stated Carriage Greens Golf Course is reviewing fencing and signage options. Alderwoman Sullivan noted Carriage Greens Golf Course incurred damage on greens from children riding bikes.

...received communication from Heidi Ramirez, Gleneyre Road regarding a drainage issue.

...is working with residents regarding concerns with traffic to Honey Bee Gardens Farm.

Mayor Marchese expressed his concerns with power outage due to the storm. He explained situation with ComEd being on sight and unable to work on restoring power until tree trimming crew was available to cut tree branches. He expressed resident frustration with long wait for service restoration and inability to reach a representative at 1-800-Edison1. He introduced Phil Halliburton, ComEd External Affairs Manager, to address concerns.

Mr. Halliburton provided an update on the severity of the storm, amount of damage sustained, and volume of calls that overloaded system that caused issues in ability to report outages. He noted issues with website and 800 number were resolved.

Mayor Marchese requested Mr. Halliburton provide Council with an updated ComEd report on improvements made in Darien. He asked Council to provide Mr. Halliburton with resident contact information regarding storm outages, so he can review history, causes, durations, and request tree assessments. Mr. Halliburton addressed Council question.

8. **MAYORS REPORT**

Mayor Marchese...

...stated meeting was being held virtually due to DuPage County Health Department reporting an increase in COVID positivity rate.

...encouraged residents to get their flu vaccinations.

...noted residents need to wear masks, wash hands and practice social distancing, which should result in fewer influenza cases.

...attended the Mark DeLay School dedication of the Joey Ventimiglia Memorial Baseball Field. He thanked Darien Youth Club, School District 61 and Darien Lions Club for their contributions; Sergeant Skweres, President Darien Youth Club, for his dedication to community and efforts in putting the event together.

9. **CITY CLERK'S REPORT**

Clerk Ragona announced that City offices will be closed on Monday, September 7, 2020 in observance of Labor Day. The next City Council Meeting will be held on Tuesday, September 8, 2020.

10. **CITY ADMINISTRATOR'S REPORT**

There was no report.

11. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

**A. POLICE DEPARTMENT – NO REPORT**

**B. MUNICIPAL SERVICES**

Director Gombac...

...provided an update on the DuPage County 75<sup>th</sup> Street Project.

...noted architectural review is an ongoing issue.

...Public Works crew is picking up debris from storm; regular brush pickup will be conducted the week of August 24 – 28.

Alderman Chlystek received communication from residents thanking Municipal Services for doing a great job picking up branches after the storm.

12. **TREASURER'S REPORT**

**A. WARRANT NUMBER 20-21-08**

It was moved by Alderman Vaughan and seconded by Alderwoman Sullivan to approve payment of Warrant Number 20-21-08 in the amount of \$608,600.14 from the enumerated funds, and \$262,740.10 from payroll funds for the period ending 08/13/20 for a total to be approved of \$871,340.24.

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

**B. MONTHLY REPORT – MAY 2020**

**C. MONTHLY REPORT – JUNE 2020**

**D. MONTHLY REPORT – JULY 2020**

Treasurer Coren explained all reports are preliminary, pending final issuance of audit report. He reviewed year-to-date sources of revenue, expenditures, and fund balances through the month of July 2020.

General Fund: Revenue \$4,270,895; Expenditures \$3,636,198, Current Balance \$2,800,233

Water Fund: Revenue \$1,214,106; Expenditures \$1,246,477; Current Balance \$3,427,153

Motor Fuel Tax Fund: Revenue \$656,966; Expenditures \$108,631; Current Balance \$1,107,305

Water Depreciation Fund: Revenue \$3,341 Expenditures \$13,425; Current Balance \$2,428,910

Capital Improvement Fund: Revenue \$120,700; Expenditures \$195,468; Current Balance \$5,367,759

13. **STANDING COMMITTEE REPORTS**

**Administrative/Finance Committee** – Alderwoman Sullivan announced the next meeting of the Administrative/Finance Committee is scheduled for Tuesday, September 8, 2020 at 6:00 P.M. in the City Hall Conference Room.

**Municipal Services Committee** – Chairman Belczak announced the next meeting of the Municipal Services Committee is scheduled for September 28, 2020 at 7:00 P.M.

**Police Committee** – Chairman Kenny announced the next meeting of the Police Committee is scheduled for September 21, 2020 at 6:00 P.M. in the Police Department Training Room.

**Police Pension Board** – Liaison Coren stated the Police Pension Board met on August 6, 2020. He commented that the investment advisors managed \$31M in the Police Pension Fund. Liaison Coren shared second calendar quarter results: account yielded 12.31%, which encompassed an equity return of 21.83% and a fixed income return of 1.69%.

14. **QUESTIONS AND COMMENTS – AGENDA RELATED**

There were none.

15. **OLD BUSINESS**

There was no Old Business.

16. **CONSENT AGENDA**

There was no Consent Agenda.

17. **NEW BUSINESS**

**A. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE PURCHASE OF (1) 2020 CHEVROLET TAHOE POLICE PURSUIT VEHICLE (PPV) FOR THE POLICE K9 UNIT FROM MILES CHEVROLET USING DEPARTMENT OF JUSTICE AWARD MONEY IN THE AMOUNT OF \$39,288**

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

**RESOLUTION NO. R-43-20**

**A RESOLUTION AUTHORIZING THE PURCHASE OF (1) 2020 CHEVROLET TAHOE POLICE PURSUIT VEHICLE (PPV) FOR THE POLICE K9 UNIT FROM MILES CHEVROLET USING DEPARTMENT OF JUSTICE AWARD MONEY IN THE AMOUNT OF \$39,288**

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

**B. CONSIDERATION OF A MOTION TO APPROVE A REQUEST TO RESTORE \$10,000 IN FUNDS BUDGETED IN LINE ITEM 01-40-4815 AND USE THE FUNDS TO PROVIDE A GRANT MATCH IN THE AMOUNT OF \$10,000 FOR A HOME SECURITY CAMERA REBATE PROGRAM GRANT**

It was moved by Alderman Belczak and seconded by Alderman Kenny to approve the motion as presented.

Mayor Marchese explained a matching grant was received which gives residents an opportunity to purchase outdoor camera(s) for reimbursement after the camera is installed and registered with the Darien Police Department. He noted some requirements/conditions apply. Rebate program will be on the City website and in Darien Direct Connect eNews.

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

**C. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE PURCHASE OF A FIVE YEAR, THREE LOCATION AGREEMENT FROM VIGILANT SOLUTIONS USING FEDERAL EQUITABLE SHARING PROGRAM AWARD MONEY IN AN AMOUNT NOT TO EXCEED \$206,907**

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



Chief Thomas explained benefits of Automated License Plate Readers (ALPR). Alderman Gustafson inquired regarding other computer costs; Chief Thomas responded there are no additional costs. Alderman Kenny asked Chief Thomas to review an article from 2016; Chief Thomas commented on the benefits of a ‘fixed’ device.

**RESOLUTION NO. R-44-20**

**A RESOLUTION AUTHORIZING THE PURCHASE OF A FIVE YEAR, THREE LOCATION AGREEMENT FROM VIGILANT SOLUTIONS USING FEDERAL EQUITABLE SHARING PROGRAM AWARD MONEY IN AN AMOUNT NOT TO EXCEED \$206,907**

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

**D. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A VARIATION FROM SECTION 5A-5-12(C) OF THE DARIEN ZONING ORDINANCE (PZC 2020-07: LYMAN AVENUE COMED SUBSTATION, PIN 09-29-301-031)**

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

Alderman Kenny inquired regarding Planning and Zoning vote; Director Gombac responded minutes were not available, but approval was unanimous at 3-0.

Alderman Gustafson inquired about other installation locations, if other communities will be benefiting from Darien substation, the benefits of the system, and if tower was for ComEd purposes only. Chris Collins, ComEd Senior Manager responded.

**ORDINANCE NO. O-17-20**

**AN ORDINANCE APPROVING A VARIATION FROM SECTION 5A-5-12(C) OF THE DARIEN ZONING ORDINANCE (PZC 2020-07: LYMAN AVENUE COMED SUBSTATION, PIN 09-29-301-031**

Roll Call: Ayes: Belczak, Chlystek, Kenny, Schauer, Sullivan, Vaughan  
Nays: Gustafson  
Absent: None

Results: Ayes 6, Nays 1, Absent 0

**MOTION DULY CARRIED**

**E. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION ACCEPTING A PROPOSAL FROM ADS ENVIRONMENTAL SERVICES FOR THE 2020 WATER LEAK SURVEY, IN AN AMOUNT NOT TO EXCEED \$11,661.00**

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

**RESOLUTION NO. R-45-20**

**A RESOLUTION ACCEPTING A PROPOSAL FROM ADS ENVIRONMENTAL SERVICES FOR THE 2020 WATER LEAK SURVEY, IN AN AMOUNT NOT TO EXCEED \$11,661.00**

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan  
Nays: None  
Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

18. **QUESTIONS, COMMENTS AND ANNOUNCEMENTS – GENERAL**

Alderman Chlystek inquired about holding community events at Carriage Greens Golf Course. Mayor Marchese explained funds were removed from budget due to COVID. Since public events have been cancelled, he requested Council send their ideas for events residents might appreciate to alleviate COVID fatigue to himself and/or Administrator Vana. Alderwoman Sullivan noted that Carriage Greens is willing and ready to work with the City.

Alderman Vaughan commented that School District 61 started the school year with full remote learning.

19. **ADJOURNMENT**

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

**VIA VOICE VOTE – MOTION DULY CARRIED**

The City Council meeting adjourned at 9:11 P.M.

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Mayor

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City Clerk

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 8-17-20. Minutes of 8-17-20 CCM.