

## Minutes - February 6, 2006

A WORK SESSION WAS CALLED TO ORDER AT 7:05 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE FEBRUARY 6, 2006 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:25PM.

Minutes of the Regular Meeting  
of the City Council of the  
CITY OF DARIEN  
FEBRUARY 6, 2006

### 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:                 Richard A. Biehl                         Joseph A. Marchese

William R. Durkin                 John F. Poteraske, Jr.

Carolyn A. Gattuso                 Kathleen Moesle Weaver

Absent:                 Sylvia Mclvor

Also in Attendance:     Kathleen Moesle Weaver, Mayor

Joanne F. Coleman, City Clerk

Kevin P. Monaghan, City Treasurer

Judith N. Kolman, City Attorney

Bryon D. Vana, City Administrator

Robert Pavelchik, Chief of Police

Daniel Gombac, Director of Community Development/Public Works

Michael Griffith, Senior Planner

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

5.                 APPROVAL OF MINUTES – January 16, 2006

It was moved by Alderman Gattuso and seconded by Alderman Marchese to approve the Minutes of the Regular Meeting of January 16, 2006, as presented.

Roll Call: Ayes: Biehl, Durkin, Gattuso, Marchese, Poteraske, Weaver

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

## 6. RECEIVING OF COMMUNICATIONS

Alderman Durkin received a letter from Rona Pileggi Spano, 8225 Bailey Road, which was submitted for the record. Mayor Weaver commented that residents who abutted the proposed Darien Path Townhome development submitted, for the record, a Petition with twenty-five signatures in support of the project and a letter signed by Elaine Kindt and Frank Caruso regarding the western portion development landscaping.

## 7. MAYOR'S REPORT

### A. KLOA PRESENTATION – NEIGHBORHOOD TRAFFIC STUDY SUB-AREA

Mayor Weaver requested Michael Werthmann, KLOA, Inc. representative, to come forward; he provided information regarding Subarea 1 that encompassed Wards 2 and 7. He indicated that Subarea 1 was bounded by Route 83, 75th Street, Cass Avenue and 67th Street. He reviewed the study and spoke about parking conditions around Hinsbrook Park; operation, design and traffic of 67th, 69th, 70th, and 71st streets; and recommendation for intersection at 67th Street/Clarendon Hills Road. Alderman Biehl expressed concern about the recommendation of removing the stop signs at the intersection of 71st Street & Bentley; he felt that it would encourage speeding on 71st Street between Bentley & Clarendon Hills Road. Mr. Werthmann commented that KLOA's recommendations/guidelines were based on the Manual of Uniform Traffic Control.

### B. COM ED UPDATE

Cornell Barnett, ComEd representative, addressed Council and spoke about the February 6, 2006 Darien Reliability Action Plan, which is attached hereto. Mr. Barnett explained how the Claim Department responded to 'generator' questions. If a claim was submitted for the rental of a generator along with fuel costs, ComEd paid those costs; if a generator was purchased, ComEd only paid as if the generator had been rented. Alderman Durkin brought the question forward because a resident's claim had been denied; Mr. Barnett asked that the resident resubmit the claim. Mr. Barnett reviewed the claim process; he indicated that claims were initially processed by a consulting firm and that they had been given specific guidelines to follow. He stated that if a resident's claim was denied, they were sent a letter that contained a contact name with a telephone number to call. Alderman Poteraske inquired how many claims were received by ComEd due to the outage and their status; Mr. Barnett responded that 3,407 claims had been received and 98% had been completed.

Alderman Poteraske inquired about W802 cable that failed; John O'Neill responded that the cable was scheduled to be replaced in the Second Quarter of 2006, which was a multi-day job. Alderman Poteraske spoke about the January outage report; it indicated five outages and the cause of one outage was 'unknown'. He inquired if ComEd investigated what 'unknown' actually was; Mr. O'Neill said 'yes' but the reason could be inconclusive. Mr. Barnett stated that last week a call was received about flickering lights;

he researched the cause and found that the flickering was due to a fire. Mr. O'Neill stated that a 'flickering' situation was difficult to capture; it may not be an electrical event but could be perception. Alderman Poteraske used an electric clock as an example where the clock reset to flashing zeros, which was not perception. Mr. Barnett indicated that he wanted to work with the City in regard to the occurrences.

Administrator Vana noted that he provided Council with information received from the consultant, which included information that the firm needed; Mr. Barnett stated that ComEd met with the consultant and identified certain items.

Mayor Weaver mentioned that the City received a letter from the Illinois Tollway Authority regarding the I-355 extension; the Authority suggested that a Special Service Area be created for funding the extension. She indicated that she sent correspondence to Senator Christine Radogno that strongly opposed any tax burden to be placed on Darien residents for funding of an interchange for the North/South toll road.

#### 8. CITY CLERK'S REPORT

Clerk Coleman...

... invited everyone to have Coffee with Mayor Weaver on Saturday, February 18th, from 9:00 until 10:00 A.M. at City Hall in the Council Chambers.

... announced that City offices would be closed on Monday, February 20th, for Presidents Day. She commented that the next City Council meeting would take place on Tuesday, February 21st, at 7:30 P.M. and that a cake/coffee reception would be held for Rosemarie Courtney, 2006 Citizen of the Year.

#### 9. CITY ADMINISTRATOR'S REPORT – No Report.

#### 10. DEPARTMENT HEAD REPORT

Police Department Chief Robert Pavelchik...

... noted that he attended a meeting of DuPage County Emergency Telephone Service Board; ETSB was responsible for maintaining the enhanced 911 phone system. He indicated that 911 calls made from a cell phone and voice over internet were routed through a server provided by the Sheriff's office within the area where the call originated, which would then be transferred to the appropriate police department. He said that additional information would be requested of the caller due to area coverage because the call was not being generated by a hard wired phone.

... spoke about excessive auto burglaries that occurred in 2005 within the Chestnut Court shopping center; he said that the group responsible for the burglaries had been apprehended with help from citizen input.

#### 11. TREASURER'S REPORT

##### A. WARRANT NUMBER 05-06-17

It was moved by Alderman Biehl and seconded by Alderman Gattuso to approve payment of Warrant Number 05-06-17 in the amount of \$275,384.98 from the General Fund; \$218,237.37 from the Water Fund; \$5,153.54 from the Motor Fuel Tax Fund; \$2,055.00 from the S.S.A. Area Tax Fund; \$2,202.82 from the Darien Area Dispatch Center; \$1,722.70 from the D.A.R.E. Fund; \$246,429.78 from the General Fund Payroll for the period ending 01/19/06; \$25,466.37 from the Water Fund Payroll for the period

ending 01/19/06; \$31,576.31 from the D.A.D.C. Fund Payroll for the period ending 01/19/06; for a total to be approved of \$808,228.87.

Roll Call: Ayes: Biehl, Durkin, Gattuso, Marchese, Poteraske, Weaver

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

## 12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee — Chairman Weaver submitted, for the record, Minutes for the January 9, 2006 meeting. She announced that the Committee would meet on February 13th at 6:30 P.M. and that the budget process would begin on February 22nd.

Planning/Development Committee — No Report.

Public Works Water/Streets Committee — No Report.

## 13. QUESTIONS AND COMMENTS — AGENDA RELATED

Gina McNally, 1925 Kentwood Court, spoke in support of the proposed Darien Path Townhome development.

## 14. OLD BUSINESS

There was no Old Business to come before the City Council.

## 15. CONSENT AGENDA

Mayor Weaver noted that New Business Items A, B and D had been moved to Consent Agenda as Items C, D and E, respectively.

It was moved by Alderman Poteraske and seconded by Alderman Biehl 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 DARIEN WOMAN'S CLUB

B. ORDINANCE NO. O-03-06 AN ORDINANCE APPROVING A SPECIAL USE AND VARIATIONS, TO ALLOW CONSTRUCTION OF A PUBLIC UTILITY FACILITY, WITHIN THE R-2 SINGLE-FAMILY RESIDENCE DISTRICT (PZC 2005-19: 1220 PLAINFIELD ROAD, WATER TOWER, WATER PLANT NO. 2)

C. RESOLUTION NO. R-05-06 A RESOLUTION FOR MAINTENANCE OF STREETS AND HIGHWAYS BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE (STREETLIGHT)

D. CONSIDERATION OF A MOTION TO APPROVE A MAILBOX REPAIR/REPLACEMENT POLICY

E. ORDINANCE NO. O-05-06 AN ORDINANCE GRANTING A 1 YEAR EXTENSION TO THE PREVIOUSLY APPROVED MINOR AMENDMENT TO AN APPROVED PLANNED UNIT DEVELOPMENT (DARIEN TOWNE CENTRE PUD, 2189 75th STREET, ILLINOIS AMVETS COLLECTION CENTER AT WAL-MART)

Roll Call: Ayes: Biehl, Durkin, Gattuso, Marchese, Poteraske, Weaver

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

#### 16. NEW BUSINESS

A. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A REZONING FROM B-3 GENERAL BUSINESS TO R-3 MULTI-FAMILY RESIDENTIAL, PRELIMINARY PLAT OF RESUBDIVISION, A SPECIAL USE FOR A PLANNED UNIT DEVELOPMENT AND PRELIMINARY PUD APPROVAL (PZC 2005-14: 8220 CASS AVENUE, DARIEN PATH TOWNHOMES)

It was moved by Alderman Marchese and seconded by Alderman Poteraske to approve

ORDINANCE NO. O-04-06 AN ORDINANCE APPROVING A REZONING FROM B-3 GENERAL BUSINESS TO R-3 MULTI-FAMILY RESIDENTIAL, PRELIMINARY PLAT OF RESUBDIVISION, A SPECIAL USE FOR A PLANNED UNIT DEVELOPMENT AND PRELIMINARY PUD APPROVAL (PZC 2005-14: 8220 CASS AVENUE, DARIEN PATH TOWNHOMES)

as presented.

Mayor Weaver noted that there were changes made to the Ordinance; Attorney Kolman read verbiage changes and additions made to "SECTION 7: Waivers Granted".

Alderman Poteraske thanked Council for their agreement to change the roadway from 'private' to public.

Roll Call: Ayes: Biehl, Durkin, Gattuso, Marchese, Poteraske, Weaver

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

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

Alderman Biehl asked residents to contact City Hall if a solicitor came to their home, they should verify that a solicitor permit was issued to the person by the City of Darien. He stated that if someone needed help that they should knock on a door and ask for assistance so the police could be contacted.

Alderman Gattuso commented that Cass School District 63 was sponsoring a 'Night at the Oscars'; she suggested that people contact the District's web site for additional information.

Administrator Vana noted that Administrative/Finance Committee-of-the-Whole budget meetings were scheduled for February 22 & 28 and March 7 & 14, which would be televised.

Donald Hickok, 7205 Wirth, a Planning and Zoning Commissioner thanked Council for supporting the Darien Path Townhome development. He inquired about GPS on cell phones; Chief Pavelchik stated that was done through the Federal Government.

#### 18. ADJOURNMENT

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:45 P.M.

Mayor

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City Clerk

jr

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 02-06-06.