

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE SEPTEMBER 3, 2013 AGENDA WITH THE CITY COUNCIL. THE WORK SESSION ADJOURNED AT 7:08 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

SEPTEMBER 3, 2013

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 Ragona was as follows:

Present:	Tina M. Beilke	Joseph A. Marchese
	Thomas J. Belczak	Ted V. Schauer
	Joseph A. Kenny	Joerg Seifert

Absent: Sylvia McIvor

Also in Attendance: Kathleen Moesle Weaver, Mayor
JoAnne E. Ragona, City Clerk
Michael J. Coren, City Treasurer
Bryon D. Vana, City Administrator
Scott Coren, Assistant City Administrator
Daniel Gombac, Director of Municipal Services
Ernest Brown, Police Chief

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

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

There were none.

6. **APPROVAL OF MINUTES** – August 19, 2013

It was moved by Alderman Schauer and seconded by Alderman Seifert to approve the minutes of the City Council Meeting of August 19, 2013, as amended to correct the typographical error on Page 7, New Business Item A, Roll Call results to show: Results: Ayes 5, Nays 2, Absent 0.

Roll Call:	Ayes:	Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
	Nays:	None
	Absent:	McIvor

Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

7. **RECEIVING OF COMMUNICATIONS**

Alderman Kenny...

...received a telephone call from Maria Florio of the 7100 block of Emerson expressing gratitude to the city for restoration of the parkway grass following work performed by ComEd.

...received an e-mail from Jack Quinnert of the 7300 block of Summit regarding the delay in brush pick-up.

Mayor Weaver...

...received communications from Charles Tucker and Felix Mozockie in objection to video gaming in Darien. Alderman Beilke added that a resident in Alderman McIvor's ward also objected to video gaming.

...invited all residents to voice their opinions on video gaming in Darien.

Administrator Vana advised all comments will be compiled for review during Goal Setting.

8. **MAYOR'S REPORT**

Mayor Weaver announced the first Town Hall Meeting, with the participation of all Darien taxing districts, will be held at Carriage Greens Country Club on

September 26, 2013 from 7:00 to 9:00 p.m. She advised that she will be the keynote speaker and will present the State of the City as well as answer resident questions. She invited all Darien residents to attend this free intergovernmental event.

9. **CITY CLERK’S REPORT**

There was no report.

10. **CITY ADMINISTRATOR’S REPORT**

There was no report.

11. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Chief Brown provided a report on the most recent video gaming survey conducted. He advised that of the seven municipalities polled, five responded; the survey showed there was no increase in crime associated with video gaming. He noted that the survey will be on-going as more municipalities adopt video gaming, and that he will provide a report every two to three months.

12. **TREASURER’S REPORT**

A. WARRANT NUMBER 13-14-08

It was moved by Alderman Kenny and seconded by Alderman Beilke to approve payment of Warrant Number 13-14-08 in the amount of \$163,109.47 from the enumerated funds; and \$257,492.23 from payroll funds for the period ending 08/22/13; for a total to be approved of \$420,601.70.

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

B. TREASURER’S REPORT – JULY, 2013

Treasurer Coren reviewed year-to-date sources of revenue, expenditures, and fund balances through the month of July 2013:

<u>General Fund:</u>	Revenue \$4,185,103; Expenditures \$3,226,323; Current Balance \$2,729,788
<u>Water Fund:</u>	Revenue \$819,781; Expenditures \$965,098; Current Balance \$693,098
<u>Motor Fuel Tax Fund:</u>	Revenue \$133,416; Expenditures \$88,734; Current Balance \$337,391
<u>Water Depreciation Fund:</u>	Revenue \$1,710; Expenditures \$51,900; Current Balance \$522,828
<u>Capital Improvement Fund:</u>	Revenue \$3,016,942; Expenditures \$1,454,535; Current Balance \$5,373,504
<u>Capital Projects Debt Service Fund:</u>	Revenue \$256,193; Expenditures \$86,838; Current Balance of \$177,216

13. **STANDING COMMITTEE REPORTS**

Administrative/Finance Committee – Chairman Schauer advised the minutes of the August 5, 2013 meeting have been submitted to the Clerk’s Office. He announced the next Administrative/Finance Committee Meeting is scheduled for October 7, 2013 at 6:00 P.M. in the upstairs conference room.

Municipal Services Committee — Chairman Marchese announced the next Municipal Services Committee Meeting is scheduled for September 23, 2013 at 6:30 P.M.

Police Committee – Alderman Belczak announced the next Police Committee Meeting is scheduled for September 16, 2013 at 6:00 P.M.

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

There were none.

15. **OLD BUSINESS**

There was none.

16. **CONSENT AGENDA**

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

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

- A. **A MOTION TO GRANT A WAIVER OF THE \$50.00 A DAY FEE FOR THE CLASS “J” TEMPORARY LIQUOR LICENSE FOR OUR LADY OF PEACE HOME & SCHOOL ASSOCIATION**

- B. **ORDINANCE NO. O-18-13** **AN ORDINANCE APPROVING A VARIATION TO THE DARIEN ZONING ORDINANCE (PZC 2013-05: 8691 WOOD VALE DRIVE)**

- C. **ORDINANCE NO. O-19-13** **AN ORDINANCE APPROVING A SPECIAL USE AND VARIATION TO THE DARIEN ZONING ORDINANCE FOR THE CONSTRUCTION OF A TRANSMITTING TOWER (PZC 2013-04: 1041 S. FRONTAGE ROAD, DARIEN MUNICIPAL SERVICES**

- D. **RESOLUTION NO. R-80-13** **A RESOLUTION ACCEPTING A PROPOSAL FROM ASSOCIATED TECHNICAL SERVICES, LTD. FOR 2 (TWO) FCS MODEL S-30 ULTRASONIC LEAK SURVEYOR UNITS IN AN AMOUNT NOT TO EXCEED \$9,000.00**

- E. **RESOLUTION NO. R-81-13** **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF DUPAGE FOR A TEMPORARY EASEMENT AT 7515 SOUTH CASS AVENUE-HERITAGE PLAZA FOR THE 75TH STREET AND CASS AVENUE RECONSTRUCTION PROJECT**

- F. **ORDINANCE NO. O-20-13** **AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN (VEHICLES, COACH LIGHTS, AND LIGHT POLES)**

- G. RESOLUTION NO. R-82-13** **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND THE DARIEN PARK DISTRICT FOR ROCK SALT**
- H. RESOLUTION NO. R-83-13** **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND CENTER CASS SCHOOL DISTRICT #66 FOR ROCK SALT**
- I. RESOLUTION NO. R-84-13** **A RESOLUTION ACCEPTING THE UNIT PRICE PROPOSAL FROM THE FIELDS ON CATON FARM, INC. FOR THE PURCHASE AND INSTALLATION OF THE 50/50 PARKWAY TREE PROGRAM AND THE PLANTING OF VARIOUS PARKWAY TREES IN AN AMOUNT NOT TO EXCEED \$28,795.00**
- J. RESOLUTION NO. R-85-13** **A RESOLUTION ACCEPTING A PROPOSAL FROM CORRPRO COMPANIES, INC. FOR THE REMOVAL AND REPLACEMENT OF THE CATHODIC PROTECTION SYSTEM FOR THE WATER PLANT LOCATED AT 67TH STREET AND WILMETTE AVENUE IN AN AMOUNT NOT TO EXCEED \$22,500.00**
- K. RESOLUTION NO. R-86-13** **A RESOLUTION ACCEPTING A QUOTE FROM ADVANCED AUTOMATION AND CONTROLS INC. FOR A RADIO COMMUNICATIONS SYSTEM IN AN AMOUNT NOT TO EXCEED \$19,600.00**

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

17. **NEW BUSINESS**

- A. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A SPECIAL USE TO THE DARIEN ZONING ORDINANCE FOR AN EATING AND DRINKING ESTABLISHMENT (PZC 2013-06: DOTTY’S BROOKHAVEN PLAZA, 7516 CASS AVENUE)**

It was moved by Alderman Seifert and seconded by Alderman Belczak to approve the ordinance as presented.

ORDINANCE NO. O-22-13 AN ORDINANCE APPROVING A SPECIAL USE TO THE DARIEN ZONING ORDINANCE FOR AN EATING AND DRINKING ESTABLISHMENT (PZC 2013-06: DOTTY’S BROOKHAVEN PLAZA, 7516 CASS AVENUE)

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

- B. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING SECTION 3-3-7-8 OF THE CITY CODE (INCREASING THE NUMBER OF CLASS H LIQUOR LICENSES FROM ONE TO TWO)**

It was moved by Alderman Marchese and seconded by Alderman Schauer to approve the ordinance as presented.

Administrator Vana advised that Zazzo's will be expanding their facility to a full service restaurant and bar.

ORDINANCE NO. O-23-13 **AN ORDINANCE AMENDING SECTION 3-3-7-8 OF THE CITY CODE (INCREASING THE NUMBER OF CLASS H LIQUOR LICENSES FROM ONE TO TWO)**

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

C. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING SECTION 3-3-7-4 OF THE CITY CODE (INCREASING THE NUMBER OF CLASS D LIQUOR LICENSES FROM EIGHT TO NINE)

It was moved by Alderman Seifert and seconded by Alderman Belczak to approve the ordinance as presented.

Alderman Beilke noted that when this was discussed during Administrative/Finance Committee, it was noted the lessee will not fulfill the lease if video gaming is not approved.

ORDINANCE NO. O-24-13 **AN ORDINANCE AMENDING SECTION 3-3-7-4 OF THE CITY CODE (INCREASING THE NUMBER OF CLASS D LIQUOR LICENSES FROM EIGHT TO NINE)**

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

D. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING SECTION 3-3-7-1 OF THE DARIEN CITY CODE (INCREASING THE NUMBER OF CLASS A LIQUOR LICENSES FROM TEN TO ELEVEN)

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

Alderman Marchese advised that Veet's requires this license as part of their expansion development plan.

ORDINANCE NO. O-25-13

AN ORDINANCE AMENDING SECTION 3-3-7-1 OF THE DARIEN CITY CODE (INCREASING THE NUMBER OF CLASS A LIQUOR LICENSES FROM TEN TO ELEVEN)

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

E. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE CONSTRUCTION OF A TOWER OF UP TO 300 FEET, OR THE MOST ALLOWED BY THE FAA, ON THE PROPERTY AT 1041 S. FRONTAGE ROAD TO PROVIDE RENTAL REVENUES AND CAPITAL PROJECTS FOR THE CITY OF DARIEN

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

Assistant Administrator Coren reviewed the revenues and improvements to the property at 1041 S. Frontage Road to be gained from this project.

RESOLUTION NO. R-87-13

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE CONSTRUCTION OF A TOWER OF UP TO 300 FEET, OR THE MOST ALLOWED BY THE FAA, ON THE PROPERTY AT 1041 S. FRONTAGE ROAD TO PROVIDE RENTAL REVENUES AND CAPITAL PROJECTS FOR THE CITY OF DARIEN

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

F. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE PURCHASE OF A TI TRAINING USE OF FORCE SIMULATOR RULETC IN THE AMOUNT OF \$18,950.00

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

Alderman Kenny advised that when this item was discussed at the Police Committee, he voted against the purchase due to being over budget. He noted that since then, the price has been reduced, and assurance was provided by Chief Brown that the budget overage will be balanced within the Police Department budget.

RESOLUTION NO. R-88-13

A RESOLUTION AUTHORIZING THE PURCHASE OF A TI TRAINING USE OF FORCE SIMULATOR RULETC IN THE AMOUNT OF \$18,950.00

Roll Call: Ayes: Beilke, Belczak, Kenny, Marchese, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1
MOTION DULY CARRIED

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

Mayor Weaver invited all to attend DarienFest this weekend.

Tracy Beman of 8671 Woodvale Drive inquired if a fence permit is required in regards to Consent Agenda Item B; Director Gombac responded in the affirmative. Administrator Vana added that the permit falls under the category of permit fees that are waived through the end of the fiscal year.

19. **ADJOURNMENT**

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 7:55 P.M.

Mayor

City Clerk