

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE OCTOBER 4, 2010 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**

**OCTOBER 4, 2010**

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**

Eagle Scout James Fabiszak 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. Poteraske, Jr.
	Carolyn A. Gattuso	Ted V. Schauer
	Joseph A. Marchese	

Absent: None

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  
Scott Coren, Assistant City Administrator  
Daniel Gombac, Director of Community Development/Municipal Services  
Robert Pavelchik, Police Chief

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

5. **APPROVAL OF MINUTES** – September 20, 2010

It was moved by Alderman Schauer and seconded by Alderman Gattuso to approve the minutes of the September 20, 2010 meeting, as presented.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

6. **RECEIVING OF COMMUNICATIONS**

Mayor Weaver...

...received a letter from Nicor outlining their new energy efficiency program. Mayor Weaver feels the information is valuable and recommended it be placed on the City’s website.

...received notification from IDOT that since the city was unable to financially participate, funds which were set aside for the sound wall along I-55 are being returned to IDOT.

7. **MAYOR’S REPORT**

A. Mayor Weaver read into the record a Proclamation declaring October 8 and 9, 2010 as “*Darien Lions Club Candy Days*” in the City of Darien and urged residents to support this very worthwhile organization in their fundraising drive.

Darien Lions Club Candy Day Chairperson Marchese accepted the Proclamation.

B. Mayor Weaver read into the record a Proclamation declaring October 17, 2010 as “*Crop Walk Day*” in the City of Darien and urged the support of the citizens.

C. Mayor Weaver read into the record a Proclamation declaring October, 2010 as “Fire Prevention Month” in the City of Darien and urged residents to participate in fire prevention activities at work and school.

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

D. **RESOLUTON NO. R-59-10**

**CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION COMMENDING JAMES FABISZAK**



In response to Alderman Poteraske, Mr. Karrison expressed satisfaction with the city's responses to Sikich's Management Report.

In response to Treasurer Coren, Mr. Karrison advised that the City of Darien is very comparable to other communities who are all facing the same challenges of meeting their budget in an era of declining and late paying revenues. Mr. Karrison stated that the city has complied with all the best practices of preparing financial statements.

8. **CITY CLERK'S REPORT**

City Clerk Coleman invited all to attend Coffee with the Mayor on Saturday, October 16, 2010 at the Burr Ridge Veterinary Clinic, located at 8120 Cass Avenue in Darien.

Mayor Weaver advised that, in conjunction with the Chamber of Commerce, Coffee with the Mayor has expanded to include various businesses within the city. Coffee with the Mayor is held the third Saturday of each month.

9. **CITY ADMINISTRATOR'S REPORT**

There was no report.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

In response to Alderman McIvor, Director Gombac confirmed that the flags located at the intersections along Beller in Farmingdale Village are for the purpose of marking where the stop signs will be installed.

In response to Alderman Poteraske's request, Director Gombac advised that due to the high volume, brush pickup has been extended into this week. It is anticipated all brush will be picked up by Wednesday. Director Gombac added that the city has a good supply of mulch. Interested residents and landscapers are welcome to pick up double ground and/or coarse ground mulch at the Public Works facility on Frontage Road at no charge.

In response to Alderman Avci, Director Gombac advised the Speedway at 75<sup>th</sup> & Cass has closed, and is in the process of a complete rebuild. Speedway's plans are located in the lobby of City Hall for review. It is anticipated Speedway will reopen at the end of November or beginning of December.

Director Gombac provided a report on the coach light program. Approximately 100 survey responses have been received. Requests for proposals have been sent out. A cost summary will be presented to the Municipal Services Committee on October 25, 2010.

Alderman Marchese mentioned that, when discussing incentives for resident participation, it was recommended that, rather than waiving permit fees, vendors be required to perform to a standard where no city inspections will be necessary.

Alderman Poteraske added that if there is an issue, the city will get involved to try to rectify the problem.

Director Gombac noted that spot inspections will be made a part of the contract, and that very sound vendors are looking at the proposal.

Mayor Weaver spoke in opposition to the city giving up the right to inspect. Mayor Weaver feels this is one of the most important services the city provides to the residents to insure work is performed properly.

Director Gombac advised that guidelines will be established at future Municipal Services Committee Meetings, and that all vendors will be licensed and bonded. Director Gombac added that there will be a display of the coach lights at City Hall.

Director Gombac announced that the city has been recognized by Howard School of Business for the Concrete Replacement Program.

11. **TREASURER'S REPORT**

**A. WARRANT NUMBER 10-11-09**

It was moved by Alderman Gattuso and seconded by Alderman Galan to approve payment of Warrant Number 10-11-09 in the amount of \$79,247.49 from the General Fund; \$20,175.62 from the Water Fund; \$3,490.47 from the Motor Fuel Tax Fund; \$1,539.67 from the Darien Area Dispatch Fund; \$16,161.60 from the Capital Improvement Fund; \$228,290.00 from the General Fund Payroll for the period ending 09/23/10; \$15,272.90 from the Water Fund Payroll for the period ending 09/23/10; \$33,552.23 from the D.A.D.C. Fund Payroll for the period ending 09/23/10; for a total to be approved of \$397,729.98.

Discussion: Alderman Poteraske questioned the budgeted amount for the solar arrow board.

Director Gombac responded that the item came in approximately \$500 under budget. Director Gombac will provide Alderman Poteraske with the exact figure in the morning.

In response to Alderman Poteraske's inquiry regarding the purchase of twenty-six tires, Chief Pavelchik advised that the tires are purchased in bulk under the State bid, and are

stored in the garage. Chief Pavelchik added that tires are generally purchased in groups of sixteen to twenty.

Alderman Poteraske inquired about the expenses for truck rental on pages 8 and 13.

Director Gombac responded that trucks are rented to haul spoils which have accumulated over a period of two weeks to one month.

In response to Alderman Poteraske, Assistant Administrator Coren advised that, through the refuse contract, the city has 133 dumpsters. Although the program is good, there are not enough dumpsters to meet the need.

Director Gombac added that truck rental was included in this year's budget.

Alderman Poteraske inquired if money could be saved by using city trucks.

Director Gombac responded that, when it is feasible, city trucks are used. Director Gombac noted the rental trucks are twice the size of the city's largest trucks.

Mayor Weaver added that rentals are necessary during the summer months when city trucks are otherwise engaged.

In response to Alderman Galan, Director Gombac advised that the jetter truck is rented at a cost of \$1250 per day, five to seven times a year. Based on today's economy, the purchase of a truck would cost approximately \$185,000. Director Gombac advised the purchase of a vector truck could be brought to the Municipal Services Committee for further review.

Alderman Galan noted that the city would have to rent the vector jet twenty times to justify the expense. Director Gombac agreed.

In response to Alderman Galan, Director Gombac advised that the city does not have the several hundred barricades necessary for traffic control during DarienFest. Rental of the barricades is a budgeted item.

Alderman Galan recommended that the actual cost of DarienFest to the city be determined and presented to the Chamber of Commerce. Alderman Galan noted that the cost of police at DarienFest will be discussed at the next Police Committee meeting. Alderman Galan suggested there may be other expenses that have not been previously considered.

Mayor Weaver noted that a meeting with the DarienFest Committee should be organized to review the results of the past event.

Administrator Vana remarked that the entire cost to the city for DarienFest was included in this year’s budget.

Treasurer Coren added that while DarienFest was discussed at last year’s budget meeting, it was also too late to make any changes. Treasurer Coren agreed that a review of expenses prior to budget review would be in the city’s best interest.

Mayor Weaver agreed that advance notice to the Chamber of Commerce of any changes to the city’s budget for DarienFest would be helpful.

Administrator Vana stated that this issue could be added to the Goal Setting Session Agenda.

Mayor Weaver feels the Goal Setting Session would be an excellent time to discuss this item.

In response to Alderman Galan, Mayor Weaver advised that the Goal Setting Session is scheduled to take place on October 13, 2010. The meeting with the Chamber could be scheduled for the end of October.

Mayor Weaver questioned why an outside plumbing company was hired to install water meters.

Director Gombac responded that due to size differentials, it is sometimes necessary to hire a certified plumber.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

12. **STANDING COMMITTEE REPORTS**

**Police Committee** — Alderman McIvor announced the next Police Committee meeting is scheduled to take place this Thursday, October 7, 2010 at 6:00 P.M. in the Council Chambers. Alderman McIvor noted that one of the items on the agenda is the creation of a three way stop at the intersection of Fairview and Manning, with a striped cross walk.

Correspondence in favor and in opposition of the three way stop have been received. All interested parties are invited to attend.

Alderman McIvor added that if anyone is unable to attend the Police Committee Meeting this Thursday, comments and/or correspondence may be submitted prior to the meeting to Alderman Galan, Alderman Poteraske, Police Chief Pavelchik, Administrator Vana or herself.

**Administrative/Finance Committee** — Alderman Poteraske advised that the next Administrative/Finance Committee meeting is scheduled to take place on Monday, October 11, 2010 at 6:30 P.M. in the upstairs conference room.

**Municipal Services Committee** — Alderman Marchese announced the minutes of the Municipal Services Committee of August 23, 2010 were approved and submitted to the Clerk’s Office for placement on the city’s website, and the next meeting is scheduled to take place on Monday, October 25, 2010 at 6:30 P.M. in the Council Chambers.

13. **QUESTIONS AND COMMENTS — AGENDA RELATED**

Eileen Cabrera of 625 72<sup>nd</sup> Street spoke in support of the variation request for 622 72<sup>nd</sup> Street.

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 Galan to approve by Omnibus Vote the following items on the Consent Agenda:

**A. RESOLUTION NO. R-60-10                      CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS SUBJECT TO MAINTENANCE (MAYADA BROOK)**

**B. ORDINANCE NO. O-25-10                      CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A VARIATION TO THE**



**DARIEN ZONING ORDINANCE (PZC  
2010-12: 1406 PLAINFIELD ROAD)**

- C. RESOLUTION NO. R-61-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO EXECUTE A JOINT PURCHASING REQUISITION THROUGH THE ILLINOIS DEPARTMENT OF TRANSPORTATION CENTRAL MANAGEMENT SERVICES TO NORTH AMERICAN SALT COMPANY FOR THE PURCHASE OF ROCK SALT FOR ROADWAY DEICING OPERATIONS IN AN AMOUNT NOT TO EXCEED \$224,834.10**
- D. RESOLUTION NO. R-62-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND THE DARIEN PARK DISTRICT FOR ROCK SALT**
- E. RESOLUTION NO. R-63-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND CENTER CASS SCHOOL DISTRICT #66 FOR ROCK SALT**
- F. RESOLUTION NO. R-64-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT TWO-1220**

**PLAINFIELD ROAD IN AN AMOUNT  
NOT TO EXCEED \$6,433.00**

- G. RESOLUTION NO. R-65-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT THREE-1930 MANNING ROAD IN AN AMOUNT NOT TO EXCEED \$12,972.00**
- H. RESOLUTION NO. R-66-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT FOUR-1897 MANNING ROAD IN AN AMOUNT NOT TO EXCEED \$10,695.00**
- I. RESOLUTION NO. R-67-10**      **CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT FIVE-8600 LEMONT ROAD IN AN AMOUNT NOT TO EXCEED \$12,944.00**

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

                 Nays:      None

                 Absent:      None

Results: Ayes 7, Nays 0, Absent 0  
**MOTION DULY CARRIED**

16. **NEW BUSINESS**

It was moved by Alderman Marchese and seconded by Alderman Poteraske to approve the following resolution as presented.

Discussion: Alderman Galan advised that a neighboring homeowner believes approval of the variance will allow encroachment on her property and objects to the request.

Alderman McIvor stated that review of the drawing submitted by the petitioner changed her perspective of the request.

Alderman Avci explained that in order to make an equitable decision for the neighborhood as a whole, he must vote no.

**A. ORDINANCE NO. O-26-10                      CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING A VARIATION TO THE DARIEN ZONING ORDINANCE (PZC 2010-13: 622 72<sup>ND</sup> STREET)**

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

Results: Ayes 3, Nays 4, Absent 0  
**MOTION FAILED**

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

In response to Alderman McIvor, Clerk Coleman advised that the City’s website contains information on absentee voting. Clerk Coleman stated that the deadline for voter registration is tomorrow, October 5, 2010.

On behalf of the Lions Club, Alderman Marchese thanked Mayor Weaver for the Lions Club Candy Days Proclamation, and, thanked the residents of the City of Darien for their past support of this event which benefits many humanitarian causes. Alderman Marchese noted that the Darien Lions Club has ranked first place in fundraising for the past seventeen years. Alderman Marchese requested continued support, and extended an invitation to the community to join their fund raising efforts.

Alderman Avci attended the Municipal League Conference on Saturday, September 25, 2010 and provided a report of the meeting.

John Kauzlarich of 622 – 72<sup>nd</sup> Street, expressed disappointment with the Council’s decision not to approve his variance request.

In response to Mayor Weaver, Director Gombac provided Mr. Kauzlarich with his options.

Joe Kenny of 1605 Holly expressed disappointment with the Council’s failure to approve the variance request of 622 – 72<sup>nd</sup> Street.

Melissa Kauzlarich of 622 – 72<sup>nd</sup> Street expressed extreme disappointment with the Council’s denial of their request.

**EXECUTIVE SESSION**

It was moved by Alderman Gattuso and seconded by Alderman Galan to go into Executive Session for the purpose of discussing Collective Bargaining, Section 2(C)(2) of the Open Meetings Act at 8:43 P.M. No action will take place as a result of these discussions.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

**EXECUTIVE SESSION ADJOURNMENT**

It was moved by Alderman McIvor and seconded by Alderman Marchese to adjourn into open session.

**REVERSE ROLL CALL - MOTION DULY CARRIED**

The Executive Session meeting adjourned at 9:55 P.M.

18. **ADJOURNMENT**

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

**VIA VOICE VOTE – MOTION DULY CARRIED**

The City Council meeting finally adjourned at 9:55 P.M.

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Mayor

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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 10-04-10.  
Minutes of 10-04-10 CCM