

Minutes - October 16, 2006

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE OCTOBER 16, 2006 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:25 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

OCTOBER 16, 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 Sylvia McIvor William R. Durkin John F. Poteraske, Jr. Carolyn A. Gattuso Kathleen Moesle Weaver Joseph A. Marchese

Also in Attendance: Kathleen Moesle Weaver, Mayor Joanne F. Coleman, City Clerk Kevin P. Monaghan, City Treasurer Bryon D. Vana, City Administrator David Skala, Deputy Chief of Police Daniel Gombac, Director of Community Development/Public Works Scott Coren, Assistant to the Administrator

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

5. APPROVAL OF MINUTES – October 2, 2006

It was moved by Alderman Biehl and seconded by Alderman Gattuso to approve the Minutes of the Regular Meeting of October 2, 2006, as presented.

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

Nays: None

Absent: None

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

6. RECEIVING OF COMMUNICATIONS

Alderman Poteraske: * received numerous calls in regard to recent power outages. A resident questioned ComEd's priorities when a large outage occurred; he asked that ComEd address the question during their presentation. * complimented / congratulated staff in regard to the sidewalk replacement program. * received a request for installation of a STOP sign; he asked that the residents attend the Subarea Two traffic study meeting scheduled for November 7th at 7:00 P.M. * was contacted by a resident about sanitary sewer pipe replacement; he recommended that if residents were interested in overhead sewers that they contact their sewer provider. * received an email that opposed the reading of the Respect Life Proclamation. * received calls in regard to a large pile of dirt in front of a home, reconstruction of a pool, and a loose dog in Birchwood Park. * received a request from Norman Court Townhome Association for the City to accept their private streets as public streets. * received a complaint about garbage pickup at 4:30 A.M. at the Plainfield Office complex.

Alderman Mclvor: * thanked Director Gombac for working with Steak 'n Shake management to resolve the sound, lighting, and landscape issues brought forward by residents. * spoke about Woodridge's rezoning of a Gallagher & Henry parcel multi-family construction in 2001 located near Farmingdale Village between 83rd & 87th Streets east of Woodward Avenue; she indicated that residents were concerned about perceived construction changes; she noted that upon review of approved documentation, construction was underway as approved.

Mayor Weaver received correspondence from: * Colin & Deborah Lawler, Richard Mikes, and Shirley Miller; all were opposed to the Respect Life Proclamation. * Anthony Kozlauskas about weeds along Frontage Road. * Numerous residents about the poor resurfacing job and potholes along North Frontage Road.

Mayor Weaver indicated that a letter was sent to ComEd President Frank Clark about outstanding issues that need to be resolved. She said that Representative Bellock also sent a letter that requested a response for addressing the issues.

7. MAYOR'S REPORT

A. MAYORAL PROCLAMATION "MAKE A DIFFERENCE DAY" (November 2, 2006)

Mayor Weaver read the Proclamation and declared November 2nd as 'Make a Difference Day'; she urged citizens to observe the day by connecting with friends, fellow employees and relatives, and with religious, school and civic groups to engage in projects benefiting the community. Mayor Weaver presented the Proclamation to Mike Fitzgerald, Principal of Eisenhower Junior High, and EJV Student Council members; Mr. Fitzgerald spoke about the various projects that students participated in through the 'Make a Difference' program.

B. Mayor Weaver indicated that Item B, Resolution for "RESPECT LIFE WEEK", had been removed from the Agenda. She advised the matter of Mayoral Proclamations and Ceremonial Resolutions would be discussed by a Committee-of- the-Whole of the Administrative/Finance Committee.

C. AUDIT PRESENTATION

Kelly Zabinski, Audit Manager with Virchow Krause & Company, provided background about the Company. She stated that the audit report would be submitted to Government Finance Officers Association (GFOA); the report satisfied the requirements for the certificate of achievement. Ms. Zabinski reviewed the audit with Council; she noted the City was in excellent financial condition. Administrator Vana spoke about additional items within the audit. Alderman Biehl asked for clarification on two statements he felt were contradictory in nature; Ms. Zabinski and Administrator Vana addressed those issues.

D. COM ED UPDATE

Cornell Barnett addressed Council; he indicated that John O'Neill, Reliability Manager, and Mike Paraga, Customer Service, were in the audience. He noted that Customer Service had been improved; each and every call made to the department was recorded. He said that the October 2006 storm was the worst storm since November 1998; 480,000 customers were affected and ComEd was behind schedule. He responded to Alderman Pteraske's request to speak about ComEd's priorities for large outages; he noted that the Command Center could escalate emergency procedures for life threatening situations. He spoke about the September Outage Report. Alderman McIvor expressed disappointment that W805 continually had problems; Mr. Barnett indicated that the circuit was tested and 2,000 feet of the circuit would be replaced. He said that ComEd targeted areas for repair and that crews would identify where the necessary replacement/repair was needed. Alderman McIvor asked how ComEd handled the need for additional man-power issues due to the storm; Mr. Barnett responded that all ComEd contractors were called in to work and that additional crews were brought in from Philadelphia, Iowa, Kansas City, Tennessee, and Wisconsin. There was discussion about tree trimming, ComEd's tree program, and overhead / underground cable.

Administrative Assistant Coren explained a report produced in regard to ComEd outages from 2003 until present.

Mayor Weaver inquired about a response to the letter sent by the City to ComEd; Art Barsema, ComEd Director of External Affairs, said that ComEd received the letter, were working on the aspects contained in the letter, and would provide a formal response. He indicated that they were in the process of addressing specific issues: cable replacement/repair, walk downs by personnel to locate problems, performance of the system, and communication between ComEd and City staff. Mayor Weaver noted that ComEd agreed to perform certain projects and duties in order to have the lawsuit dismissed; she stated that the City expected a written response from ComEd for planned improvements to service for the City of Darien. Administrator Vana interjected that the City wanted to know the schedule for completion of the improvements; Mr. Barsema noted specific dates of completed items. Council asked that the formal response with an estimated schedule for completion be ready for the next Council meeting; Mr. Barsema responded that he would work with the project management group for a clear concise response.

The City's consultant, Kenneth Seaton of The Seaton Group, Inc., indicated that ComEd completed some of the necessary work; there were identified items for cable replacement on 802, 804 (some testing had been completed), 805 & 807 that had not been addressed or scheduled.

John O'Neill reviewed ComEd's month-to-month performance for the past two years.

Shirley Miller, 1126 Timber Lane, stated that there were 54 homes in her area that were without power during the recent storm. She indicated that ComEd called and said that electricity had been restored when it had not been. Ms. Miller was without power for 40 hours.

Jerry Falasz, 1641 73rd Street, stated that the recorder had been removed from his home; he asked for a schedule as to when the results would be ready from the recorders.

8. CITY CLERK'S REPORT

Clerk Coleman...

... invited everyone for Coffee with Mayor Weaver on Saturday, October 21st, at City Hall in the Council Chambers from 9:00 until 10:00 A.M. Mayor Weaver indicated that she had another commitment and that Administrator Vana would conduct the Coffee.

... stated that the Administrative/Finance Committee scheduled a Special Meeting for Tuesday, October 24th, at 7:00 P.M. in the Council Chambers. The meeting is for public comment in regard to the Traffic Evaluation for Subarea One, which is bordered by Cass Avenue, Route 83, 67th Street and 75th Street.

Another meeting for Subarea Two has been scheduled for November 7th; the area is bordered by Fairview Avenue, Cass Avenue, Darien Club Drive and Plainfield Road.

... noted that the Communications Commission meeting scheduled for October 19th had been cancelled.

... announced that Candidate Packets for the elected positions of Mayor, City Clerk, Treasurer, and Alderman for Wards 2, 4 & 6 would be ready for pickup at City Hall on Monday, October 30th.

9. CITY ADMINISTRATOR'S REPORT

Administrator Vana...

... commented that the Chamber of Commerce was sponsoring a Dodge Ball Tournament on Saturday, October 21st, to benefit D.A.R.E.

... noted that the City was currently in the land acquisition phase for the redevelopment project at 75th Street & Cass Avenue.

10. DEPARTMENT HEAD REPORT

Police Department Deputy Chief David Skala...

... reminded everyone that Halloween was approaching and it was a time for safety awareness. He indicated that the City had no specific trick or treat curfew; the normal hours for curfew: Sunday-Thursday 11:00 P.M. and Friday & Saturday Midnight. He asked parents to monitor their children. He said that the Darien Lions Club was hosting the annual Halloween Party at the Sportsplex. Some safety tips included: warn the children not to eat any treats until after examined by an adult; if anything looked suspicious, parents were instructed to call the Illinois Poison Control at (800) 222-1222 and to call the Police at 911; at night, children should carry flashlights; an adult or responsible child should accompany younger children; use sidewalks and crosswalks; only go to homes where residents are known or have outside lights on; never enter a home/apartment. He commented that the goal for Halloween was for everyone to have a safe time.

... spoke about the 'Bullet Proof Vest Partnership Grant Act', which has been in effect since 1998. The Darien Police was awarded more than \$21,000 since its inception; the City received \$355 this year. The City was previously awarded \$25,000 from the Homeland Security Act to upgrade the police video security system.

11. TREASURER'S REPORT

A. WARRANT NUMBER 06-07-11

It was moved by Alderman Biehl and seconded by Alderman Gattuso to approve payment of Warrant Number 06-07-11 in the amount of \$570,548.89 from the General Fund; \$114,102.58 from the Water Fund; \$10,117.61 from the Motor Fuel Tax Fund; \$61,785.62 from the Water Depreciation Fund; \$3,486.00 from the Darien Area Dispatch Center; \$112,150.33 from the General Fund Payroll for the period ending 10/12/06; \$21,222.79 from the Water Fund Payroll for the period ending 10/12/06; \$21,851.74 from the D.A.D.C. Fund Payroll for the period ending 10/12/06; for a total to be approved of \$915,265.56.

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

Nays: None

Absent: None

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

B. TREASURER'S MONTHLY REPORT – SEPTEMBER 2006

City Treasurer Monaghan reviewed all sources of revenue and expenditures for the month of September 2006 with the following year-to-date fund balances: General Fund \$5,218,428; Water Fund \$332,132; Motor Fuel Tax Fund \$63,891; and Water Depreciation Fund \$3,633,398.

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee — No Report.

Planning/Development Committee — Chairman Poteraske stated that the Committee would meet on Monday, October 23rd, at 6:30 P.M.

Public Works Water/Streets Committee — Chairman Biehl announced that the October 25th meeting had been cancelled.

13. QUESTIONS AND COMMENTS — AGENDA RELATED

There were no agenda related Questions or Comments to come before the City Council.

14. OLD BUSINESS

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

15. CONSENT AGENDA

It was moved by Alderman Gattuso 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 OUR LADY OF PEACE SCHOOL FOR HALLOWEEN AND SLOPPY JOE DAY RAFFLES

B. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR OUR LADY OF PEACE HOME AND SCHOOL ASSOC.

C. RESOLUTION NO. R-39-06 A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF DARIEN AND VERIZON WIRELESS TO RENT SPACE AT 1220 PLAINFIELD ROAD FOR CELLULAR ANTENNAS

D. RESOLUTION NO. R-40-06 A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT FOR LEGAL SERVICES BETWEEN THE CITY OF DARIEN AND LINDA S. PIECZYNSKI

E. CONSIDERATION OF A MOTION TO APPROVE THE LEVY DETERMINATION AND DRAFT ORDINANCES LEVYING TAXES FOR GENERAL AND SPECIAL PURPOSES FOR FISCAL YEAR 2007

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

Nays: None

Absent: None

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

16. NEW BUSINESS

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

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS — GENERAL

Timothy Waz, 7230 Exner Road, expressed concern about the Darien-Woodridge Fire Protection District referendum. He said that he was disappointed that DWFPD hired a consultant. He noted that there were two other referendum issues: School District 61 & School District 63. Council chose not to comment on the issues.

18. ADJOURNMENT

It was moved by Alderman Mclvor and seconded by Alderman Biehl to adjourn the Regular City Council Meeting and to move into Executive Session for the purpose of discussing Purchase or Lease of Real Estate as prescribed by Section 2(c)(5) of Public Act 88-621 with no action to be taken.

Roll Call: Ayes: Biehl, Durkin, Gattuso, Marchese, Mclvor, Poterasko, Weaver

Nays: None

Absent: None

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

The Regular City Council Meeting adjourned at 9:30 P.M.

Mayor _____ 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 10-16-06.