

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE FEBRUARY 6, 2012 AGENDA WITH THE CITY COUNCIL. THE WORK SESSION ADJOURNED AT 7:25 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

FEBRUARY 6, 2012

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:	Halil Avci	John F. Poteraske
	Tina M. Beilke	Ted V. Schauer
	Joseph A. Marchese	Joerg Seifert

Absent: Sylvia McIvor

Also in Attendance: Kathleen Moesle Weaver, Mayor
JoAnne E. Ragona, 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 Municipal Services
Ernest Brown, Police Chief

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

5. **APPROVAL OF MINUTES** – There were no minutes to approve.

6. **RECEIVING OF COMMUNICATIONS**

Alderman Beilke received a telephone call from Harold Reu of 306 Peony Place expressing opposition to outsourcing of vehicle maintenance and repair.

Alderman Marchese spoke with several Brookhaven business owners who expressed gratitude to Mayor Weaver and Director Gombac for taking a strong stand with DuPage County regarding the 75th Street expansion project.

Mayor Weaver received a letter from Monica and John Katzenber expressing gratitude to two Darien Police Officers who assisted them with a flooding problem at their townhome.

7. **MAYOR’S REPORT**

A. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION IN HONOR OF SERGEANT JAMES BORSILLI

Mayor Weaver read the resolution into the record.

It was moved by Alderman Seifert and seconded by Alderman Beilke to approve:

**RESOLUTION NO. R-17-12 A RESOLUTION IN HONOR OF
SERGEANT JAMES BORSILLI**

Alderman Seifert advised that Sergeant Borsilli was one of his best friends. He spoke highly of Sergeant Borsilli’s willingness to help others and his incredible attitude. He announced there will be a “Heroes Fight For Life – James Borsilli Cancer Fund.” The fundraiser will benefit the sons of Sergeant Borsilli and is scheduled to be held on April 20, 2012; further information will be forthcoming.

Roll Call: Ayes: Avci, Beilke, Marchese, McIvor, Poteraske,
Schauer, Seifert, Weaver, Ragona, Coren, Murphey,
Vana

Nays: None

Absent: None

Results: Ayes 12, Nays 0, Absent 0

MOTION DULY CARRIED

**B. MAYORAL PROCLAMATION “LAKEVIEW JR. HIGH SCHOOL BOYS
CROSS COUNTRY TEAM”**

Mayor Weaver read into the record a Proclamation declaring February 6, 2012 as “Lakeview Jr. High School Boys Cross Country Team Day” in the City of Darien in honor of their hard work and achievement over the past year.

Coach Rodda accepted the Proclamation and announced this is his last year coaching and teaching. There was resounding applause from the City Council and audience. Photographs of the Lakeview Junior High School Cross Country Boys Team with coaches Paul Rodda and Mike Urbas and Mayor Weaver were taken.

C. SWEARING IN OF NEW AUXILIARY OFFICERS: ALEX A. FOLAMI, SCOTT J. POLAN, ARBEN SYLEJMANI

It was moved by Alderman Marchese and seconded by Alderman Avci to approve the appointment of Auxiliary Officers: Alex A. Folami, Scott J. Polan, Arben Sylejmani.

Roll Call: Ayes: Avci, Beilke, Marchese, Poteraske, Schauer, Seifert
 Nays: None
 Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

Clerk Ragona administered the Oath of Office to Alex A. Falami, Scott J. Polan, and Arben Sylejmani. There was resounding applause and congratulatory handshakes from the City Council.

D. DUPAGE MAYORS AND MANAGERS CONFERENCE PRESENTATION

DuPage Mayors and Managers Conference President Gary Grasso, Vice President Rodney Craig, and Executive Director Mark Baloga provided a presentation on the benefits of belonging and encouraged Darien to join the DuPage Mayors and Managers Conference.

Aldermen Marchese and Poteraske and Mayor Weaver reviewed the reasons the City of Darien previously withdrew from DuPage Mayors and Managers Conference. Administrator Vana advised that membership will be considered during the budget review process.

Mayor Weaver announced that there would be a meeting of the Darien Committee for Intergovernmental Coordination on February 7th in the City Hall Council Chambers at 7:00 P.M. She noted that the meeting is open to the public and would be televised. She explained the committee is comprised of members of each of the taxing bodies.

Mayor Weaver advised that, as Liquor Commissioner, she recently received an application from Circle K Gas Station on Lemont Road to sell hard liquor; their current license is for the sale of packaged wine and beer. Mayor Weaver reported that she denied the request. She inquired if the Council Members would prefer to have this matter forwarded to committee for review. Alderman Schauer expressed agreement with Mayor Weaver's decision. A recommendation to send this item to committee was not made.

8. **CITY CLERK'S REPORT**

City Clerk Ragona...

...invited all to attend Coffee with the Mayor at Home Depot on Saturday, February 18, 2012 from 9:00 to 10:00 A.M.

...announced Darien City Offices will be closed on Monday, February 20, 2012 in observance of the Presidents' Day holiday; due to the holiday, the next City Council Meeting will be held on Tuesday, February 21, 2012.

9. **CITY ADMINISTRATOR'S REPORT**

Administrator Vana reported that the Roger Road property court case discussed at the last City Council Meeting had been continued. As previously discussed, a 15 day notice was sent out last week.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Assistant Administrator Coren spoke briefly of the Electric Aggregation question which will be on the March 20, 2012 ballot. He reported that if the referendum question is approved, the City Council will have several decisions to make and must be prepared to make them in a timely fashion to reap the most financial benefit. Assistant Administrator Coren outlined the decisions which will need to be made, and reviewed the process which must be followed if the referendum is approved.

11. **TREASURER'S REPORT**

A. WARRANT NUMBER 11-12-17

It was moved by Alderman Schauer and seconded by Alderman Poteraske to approve payment of Warrant Number 11-12-17 in the amount of \$113,293.93 from the General Fund; \$14,645.34 from the Water Fund; \$861.18 from the Motor Fuel Tax Fund; \$22,766.00 from the Darien Dispatch Center Fund; \$2,412.70 from the Special Service Area Tax Fund; \$475,594.15 from the General Fund Payroll for the period ending

01/12/12 and 01/26/12; \$37,542.94 from the Water Fund Payroll for the period ending 01/12/12 and 01/26/12; for a total to be approved of \$667,116.24.

Roll Call:	Ayes:	Avci, Beilke, Marchese, Poteraske, Schauer, Seifert
	Nays:	None
	Absent:	McIvor

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

12. **STANDING COMMITTEE REPORTS**

Municipal Services Committee — Chairman Marchese advised the minutes of the December 27, 2011 Municipal Services Committee Meeting have been approved and submitted to the Clerk’s office. He announced the next meeting is scheduled for February 27, 2012 at 6:30 P.M. in the Council Chambers.

Administrative/Finance Committee — Chairman Poteraske advised the next Administrative/Finance Committee Meeting is scheduled for February 13, 2012 at 6:30 p.m. in the upstairs conference room. He announced the first Administrative/Finance Committee-of-the-Whole Budget Meeting will take place on February 22, 2012 at 6:30 P.M. in the Council Chambers, which is open to the public, and would be televised.

Police Committee — Alderman Poteraske advised the next Police Committee Meeting is scheduled for March 1, 2012 at 6:00 P.M. in the Council Chambers.

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

Jeff Howard, Vice President of Inland Real Estate advised that Ross Dress for Less retail store will be coming to Chestnut Court. He expressed gratitude to Mayor Weaver, the City Council, Director Gombac and Senior Planner Griffith for the exceptional cooperative efforts.

Jim Herman, Public Works employee, spoke in opposition to outsourcing of vehicle repair and maintenance. Tom Mazek, Public Works employee, spoke in opposition to outsourcing of vehicle repair and maintenance. Rick Reed, Public Works employee and Union 150 Water Department representative, spoke highly of Tom Mazek and his qualifications, and spoke in opposition to outsourcing of vehicle repair and maintenance. Union Local 150 representative, Steve Karpowicz echoed the comments of the Public Works employees, and encouraged the City Council to consider keeping vehicle repair and maintenance in-house. He advised that any change to the terms and conditions of employment with Downers Grove and Darien must be negotiated with the Union.

14. **OLD BUSINESS**

There was no old business to come before the City Council.

15. **CONSENT AGENDA**

Mayor Weaver announced that during the Work Session, Consent Agenda Item P was moved to New Business as Item B.

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

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

- A. **ORDINANCE NO. O-04-12** **AN ORDINANCE APPROVING VARIATIONS TO THE SIGN CODE (PZC 2012-01: 7511 LEMONT ROAD, CHESTNUT COURT SHOPPING CENTER)**

- B. **RESOLUTION NO. R-03-12** **A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT AGREEMENT FOR THE 2012 STREET SWEEPING SERVICES BETWEEN THE CITY OF DARIEN AND WASTE MANAGEMENT OF ILLINOIS INC. IN AN AMOUNT NOT TO EXCEED \$27,435.00**

- C. **RESOLUTION NO. R-04-12** **A RESOLUTION ACCEPTING A PROPOSAL FROM SCORPIO CONSTRUCTION CORP. FOR THE REMOVAL AND REPLACEMENT OF BITUMINOUS APRONS AND ROAD PATCHES AS REQUIRED FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013**

- D. **RESOLUTION NO. R-05-12** **A RESOLUTION ACCEPTING THE UNIT PRICE PROPOSAL FROM**

JAMES D. FIALA PAVING CO. FOR PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

E. RESOLUTION NO. R-06-12

A RESOLUTION ACCEPTING A PROPOSAL FROM METAL CULVERTS INC. FOR CULVERT METAL PIPES, METAL BANDS AND METAL FLARED END SECTIONS AND FITTINGS FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

F. RESOLUTION NO. R-07-12

A RESOLUTION ACCEPTING A PROPOSAL FOR TIPPING AND TRANSFER FEES FROM E. F. HEIL LLC FOR CERTAIN GENERATED WASTE FROM PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

G. RESOLUTION NO. R-08-12

A RESOLUTION ACCEPTING A PROPOSAL FROM DAS ENTERPRISES INC. TO PROVIDE TRUCKING SERVICES AT A RATE OF \$78.00 PER HOUR FOR SERVICES RELATING TO HAULING WASTE FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

H. RESOLUTION NO. R-09-12

A RESOLUTION ACCEPTING A PROPOSAL FROM NORWALK TANK COMPANY FOR HIGH DENSITY POLYETHYLENE PIPES (HDPE), FLARED END SECTIONS, AND FITTING FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

I. RESOLUTION NO. R-10-12

A RESOLUTION ACCEPTING A PROPOSAL FROM ALL STAR

MAINTENANCE AT THE PROPOSED SCHEDULE OF PRICES FOR PLACEMENT OF TOPSOIL AND FOR THE PURCHASE AND PLACEMENT OF FERTILIZER AND SOD FOR LANDSCAPE RESTORATION SERVICES FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

J. RESOLUTION NO. R-11-12

A RESOLUTION ACCEPTING A PROPOSAL FROM HD WATERWORKS FOR PRESSURE PIPE FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

K. RESOLUTION NO. R-12-12

A RESOLUTION ACCEPTING A PROPOSAL FOR THE PURCHASE OF STONE AT THE PROPOSED UNIT PRICES FROM ELMHURST CHICAGO STONE FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

L. RESOLUTION NO. R-13-12

A RESOLUTION ACCEPTING A PROPOSAL FOR THE PURCHASE AND DELIVERY OF STONE AT THE PROPOSED UNIT PRICES FROM ELMHURST CHICAGO STONE DELIVERED TO THE CITY OF DARIEN FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

M. RESOLUTION NO. R-14-12

A RESOLUTION ACCEPTING A PROPOSAL FROM KIEFT BROTHERS INC. FOR STORM SEWER STRUCTURES, IRON SEWER GRATES, CONCRETE ADJUSTING RINGS FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD

OF MAY 1, 2012 THROUGH APRIL 30, 2013

N. RESOLUTION NO. R-15-12 A RESOLUTION ACCEPTING A PROPOSAL FROM DUPAGE TOPSOIL INC. AT THE PROPOSED SCHEDULE OF PRICES FOR TOPSOIL FOR VARIOUS PUBLIC WORKS PROJECTS FOR A PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

O. ORDINANCE NO. O-05-12 AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN

Roll Call: Ayes: Avci, Beilke, Marchese, Poteraske, Schauer, Seifert

Nays: None

Absent: McIvor

Results: Ayes 6, Nays 0, Absent 1

MOTION DULY CARRIED

16. NEW BUSINESS

A. It was moved by Alderman Poteraske and seconded by Alderman Beilke to approve:

CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE VILLAGE OF DOWNERS GROVE REGARDING THE MAINTENANCE AND REPAIR OF DARIEN VEHICLES

Alderman Marchese explained that after visiting the Public Works facility and gaining a better understanding of all that is involved with vehicle maintenance and the number of hours required, he felt outsourcing would not be in the best interest of the residents. He praised the fine job and hard work Assistant Administrator Coren put into this project.

Alderman Beilke concurred with Alderman Marchese. She advised that, although staff is to be commended on seeking cost-saving alternatives, she was not ready to support this initiative. She expressed concern with project management.

Mayor Weaver noted that project management would be performed by Downers Grove. She stressed that the timing for this type of trial was perfect. She added that once the mechanic position was filled, the option to outsource would be lost.

Alderman Seifert also expressed concern with handling of inoperable vehicles, increased towing expense, and where the City would stand if outsourcing did not work out. Mayor Weaver stated that if the City was dissatisfied with the program, an advertisement for a mechanic would be placed.

Assistant Administrator Coren added that if a vehicle was inoperable, Downers Grove has a service vehicle which can come to Darien. He noted that inoperable vehicles are towed currently, and that the tow expense should not increase significantly. He added that purchase of automotive products through Downers Grove would be less expensive.

Alderman Avci advised that even if vehicle maintenance and repair was outsourced, the City's current mechanic would remain. He felt that given the larger Downers Grove staff, there would be an increase in the level of service and flexibility. He added this was a trial and a step in the right direction.

Alderman Poteraske said that three meetings were held to discuss this item. After careful consideration, he felt the cost savings does not outweigh the risk.

Alderman Shauer felt the City would lose control if services are outsourced.

Roll Call: Ayes: Avci
 Nays: Beilke, Marchese, Poteraske, Schauer, Seifert
 Absent: McIvor

Results: Ayes 1, Nays 5, Absent 1
MOTION FAILED

- B. It was moved by Alderman Schauer and seconded by Alderman Marchese to approve:

CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING TITLE C, "WATER DIVISION," BY ADDING NEW CHAPTER 5, REGULATION OF POTABLE WATER SUPPLY WELLS," THERETO

Alderman Avci commented that proper procedure was not followed and the issue should have gone through committee prior to action being taken by the City Council. He felt the ordinance being amended was to address a specific problem that would affect the entire City. He would like the amendment to be more specific and contain restrictions. Alderman Avci recommended the matter be tabled and referred to committee. Assistant Administrator Coren advised that the amendment was necessary to expedite the EPA’s NFR letter for the BP property and that best practice was followed. Director Gombac added the ordinance does not provide for residents to dig wells on private property for potable water. Mayor Weaver noted that restrictions are currently in place. Alderman Avci reiterated his desire to have this item tabled and referred to committee.

MOTION TO TABLE

It was moved by Alderman Avci and seconded by Alderman Poteraske to Table the **ORDINANCE AMENDING TITLE C, “WATER DIVISION,” BY ADDING NEW CHAPTER 5, REGULATION OF POTABLE WATER SUPPLY WELLS,” THERETO** until the next meeting.

Roll Call: Ayes: Avci, Beilke, Poteraske, Schauer, Seifert

 Nays: Marchese

 Absent: McIvor

Results: Ayes 5, Nays 1, Absent 1

MOTION TABLED

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

In response to a number of inquiries from residents, Alderman Marchese inquired if the City could research becoming a drop location for disposal of prescription medications. Assistant Administrator Coren advised that this matter was brought to the Environmental Committee previously where a recommendation was made not to become a drop center. He added that there are several other locations, including Walgreens, where medications can be brought for disposal. Alderman Marchese requested these locations be posted for the residents. Alderman Beilke remarked the Darien Women’s Club accepts old medication and batteries on the first Wednesday of the month, and requested this information be added to the drop-off location list.

Alderman Poteraske requested Assistant Administrator Coren provide a brief status report of the January, 2012 meeting between the Environmental Committee and Argonne. Assistant Administrator Coren reported that Argonne’s Manager of Nuclear Waste Disposal gave a presentation on transuranic waste. He advised that Argonne has made

significant strides in transferring a good deal of waste to a location in New Mexico; that the end date will depend on funding.

Alderman Beilke spoke of her concerns with water collecting behind Darien Community Park. Director Gombac advised that the City is working with the Darien Park District to address this issue.

Administrator Vana requested Director Gombac provide an overview of an unbudgeted, necessary repair in Ward 4. He added that this item will be on the Administrative/Finance Committee Meeting Agenda of February 13, 2012. Director Gombac explained that there has been damage to the fabric form in the rear yard of 7700-7800 Farmingdale. DuPage County has determined this is a maintenance issue. Director Gombac explained the process for the \$40,000 repair. Director Gombac and Administrator Vana advised that the project is within the City limits, serves the area, and an attempt to create a joint project with the County is unlikely and would involve a long, drawn out process. Director Gombac explained the current condition is hazardous and in need of immediate repair. Director Gombac added that funds are available in this year's budget for the project.

Steve Karpowicz thanked the City Council for their careful consideration of outsourcing vehicle repair and maintenance.

18. **ADJOURNMENT**

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 9:33 P.M.

Mayor

City Clerk

JER/ld

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 02-06-12.
Minutes of 02-06-12 CCM