

Minutes - March 21, 2005

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY CITY CLERK COLEMAN FOR THE PURPOSE OF REVIEWING ITEMS ON THE MARCH 21, 2005 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
MARCH 21, 2005

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 City Clerk Joanne F. Coleman.

ELECTION OF MAYOR PRO-TEM

Clerk Coleman stated that Mayor Soldato was out of town and unable to attend the meeting; she asked Council for nominations for Mayor Pro-Tem.

It was motioned by Alderman Tikalsky and seconded by Alderman Poteraske to appoint Alderman Richard Biehl as Mayor Pro-Tem. There being no other nominations, she closed the election and called for the question.

Roll Call: Ayes: Cotten, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Abstain: Biehl

Absent: Hagen

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

2. PLEDGE OF ALLEGIANCE

Mayor Pro-Tem Biehl led the Council and audience in the Pledge of Allegiance.

3. ROLL CALL — The Roll Call of Aldermen by City Clerk Coleman was as follows:

Present: Richard Biehl John F. Poteraske, Jr. Morgan Cotten James Tikalsky Joseph Marchese Kathleen Moesle-Weaver

Absent: David Hagen

Also in Attendance: Joanne F. Coleman, City Clerk Kevin P. Monaghan, City Treasurer John B. Murphey, City Attorney Bryon D. Vana, City Administrator Robert Pavelchik, Chief of Police Robert Mengarelli, Asst. Director of Public Works Robert Rodgers, Asst. Director of Public Works

4. DECLARATION OF A QUORUM — There being six Aldermen present, Mayor Pro-Tem Biehl declared a quorum.

5. APPROVAL OF MINUTES — March 7, 2005

It was moved by Alderman Marchese and seconded by Alderman Cotten to approve the Minutes of the Regular Meeting of March 7, 2005, as presented.

Roll Call: Ayes: Cotten, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Abstain: Biehl

Absent: Hagen

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

6. RECEIVING OF COMMUNICATIONS

Alderman Weaver received a letter from Debby Heniff, Chairman of the Citizen of the Year Committee, which she read into the record. The letter requested that the City of Darien make a donation of \$1,000.00 to the 'We Care Program' since the Citizen of the Year dinner/dance was under budget. Alderman Weaver commented that the City has made in kind contributions to other Community based groups, such as the Darien Lions Club (4th of July Parade) and the Darien Chamber of Commerce (DarienFest); she suggested the Administrative/Finance Committee review the request and provide a recommendation to Council for their consideration.

Alderman Marchese stated that the Aldermen received communication from Mike Zauk, 2301 Oakmont Way, in regard to the density of the proposed Sokol project. He noted that he also received a copy of a positive letter from an anonymous Darien resident in regard to the proposed development.

7. MAYOR'S REPORT

A. ARC DISPOSAL PRESENTATION

Administrator Vana introduced Rick Bulthuis, Arc Disposal representative, who addressed Council and residents regarding the new disposal service. He provided background information about Arc Disposal; they have been in business since 1949 and currently service over 100,000 homes in fourteen communities. He guaranteed that service would not change; all materials put out for pickup would need a sticker affixed and recycling would be at no cost to residents. Stickers changed in color and price; they are yellow and cost \$2.07 each. He indicated that their sticker was interchangeable, it could be used for either refuse or yard waste and could be purchased from the current vendors. Only new YELLOW ARC stickers would be accepted after April 1st; if someone utilized an old' sticker, refuse would not be picked up. Cash refunds for 'old' BFI stickers were available at City Hall prior to May 20, 2005. Mr. Bulthuis noted that the pickup schedule for some residents would change; he said that the City was divided into five areas and would be serviced every day of the workweek, Monday thru Friday. He displayed a map and identified the areas. Administrator Vana interjected; he said that residents would receive a door-hanger that would identify their specific pickup day and would contain additional information. The Customer Service Department for Arc Disposal could be reached by calling 847) 981-0091. Alderman Biehl inquired about recycling bins; he was informed that the current bins would be utilized but if a resident needed to replace a bin, a new one could be purchased for \$7.00 from Arc or City Hall. It was stated that Arc honors six major holidays (New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day,

and Christmas Day); if a holiday should fall on a weekday (Monday thru Friday), pickup would be delayed by one day for everyone whose pickup day fell on or after the holiday. Alderman Cotten inquired about ordering a 65 or 95 gallon container; Mr. Bulthuis responded that they would be distributed as soon as possible to the resident. Administrator Vana indicated that an 'Amnesty Day' had been included with the new contract but a date was not certain.

B. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION RECOGNIZING HINSDALE SOUTH HIGH SCHOOL HORNETS WRESTLING TEAM AS THE WEST SUBURBAN GOLD CONFERENCE CHAMPIONS It was moved by Alderman Marchese and seconded by Alderman Weaver to approve

RESOLUTION NO. R-14-05 A RESOLUTION RECOGNIZING HINSDALE SOUTH HIGH SCHOOL HORNETS WRESTLING TEAM AS THE WEST SUBURBAN GOLD CONFERENCE CHAMPIONS as presented.

Roll Call: Ayes: Biehl, Cotten, Hagen, Marchese, Poteraske, Tikalsky, Weaver, Soldato, Coleman, Monaghan, Murphey, Vana

Nays: None

Absent: None

Results: Ayes 12, Nays 0, Absent 0 MOTION DULY CARRIED

Mayor Pro-Tem Biehl presented the Resolution to Coach Mike Matozzi and Captains Chris Haddad, Hakeem Mahdi, Scott Wallace, and team members; they received a resounding round of applause and congratulations from those in attendance along with a City of Darien pin. Coach Matozzi thanked Council for the recognition; he also thanked parents, families and participants for all their efforts.

C. MAYORAL PROCLAMATION "DARIEN MEMORIAL POST 2838 OF THE VETERANS OF FOREIGN WARS OF THE UNITED STATES DAY" (MARCH 24, 2005)

Mayor Pro-Tem Biehl read the Proclamation and declared March 24th as "Darien Memorial Post 2838 of the Veterans of Foreign Wars of the United States Day". Commander Tomany and Adjutant Abma accepted the Proclamation; Commander Tomany said that Post 2838 thanked the City and said that the Post was chartered 20 years ago. Adjutant Abma thanked Council for the Proclamation and for being the winner of the 2005 Vehicle Sticker Lottery.

8. CITY CLERK'S REPORT

Clerk Coleman...

... announced that City offices would be closed on Friday, March 25th, in observance of Good Friday. ... reminded Council, Committee/Commission/Board members that the City's Ethics Statement forms needed to be returned to the Darien City Clerk's office on or before May 1; that Statement of Economic Interests forms needed to be filed with the DuPage County Clerk on or before May 1 or a fine would be imposed.

9. CITY ADMINISTRATOR'S REPORT

Administrator Vana congratulated Chief Pavelchik on his recent graduation from the FBI Academy. He thanked both Deputy Chief Skala and Cooper for a job well done in the Chief's absence.

10. DEPARTMENT HEAD REPORT

Asst. Director of Public Works Robert Mengarelli...

... congratulated the Hinsdale South High School wrestlers; he said that there were thirteen seniors on the team and 6 of them were 'All Academic'. He noted that there were eight 'All Conference' wrestlers, which meant that they lost 0 or 1 match in conference. He stated that it was a good year for the winter sport teams; they won 1st Place in Conference & 5th Place in State for the Girls' Bowling Team, 1st Place in Conference for the Girls' Gymnastics Team, and 1st in Conference & 4th Place in State for the Boys' Swimming Team.

... commented that the annual tree trimming was proceeding and should be completed soon.

... stated the Street rehab project should be presented to Council for consideration on April 4th. He indicated that the bid would take place in late April, contract letting would be in May, and the tentative start date would be late May or early June.

... indicated that the colors for painting the water tower had tentatively been chosen; the tank would be 'Winter Mist' and the lettering would be 'Purple Haze'. He indicated that the project would begin March 30th.

... announced that there would be an 'Open House' at the Public Works facility on Saturday, May 21st, from 10:00 A.M. until 2:00 P.M.

... commented that the Police Department was sponsoring an 'Open House' on May 6th.

11. TREASURER'S REPORT

A. WARRANT NUMBER 04-05-21

It was moved by Alderman Tikalsky and seconded by Alderman Cotten to approve payment of Warrant Number 04-05-21 in the amount of \$50,275.78 from the General Fund; \$107,078.48 from the Water Fund; \$4,885.44 from the Motor Fuel Tax Fund; \$985.22 from the Darien Area Dispatch Center Fund; \$300.00 from the Joint Use Facility Fund; \$197,378.42 from the General Fund Payroll for the period ending 03/03/05; \$21,934.87 from the Water Fund Payroll for the period ending 03/03/05; \$28,489.12 from the D.A.D.C. Fund Payroll for the period ending 03/03/05; for a total to be approved of \$411,327.33.

Roll Call: Ayes: Biehl, Cotten, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Absent: Hagen

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

B. TREASURER'S MONTHLY REPORT – FEBRUARY 2005

City Treasurer Monaghan reviewed all sources of revenue and expenditures for the month of February 2005 with the following year-to-date fund balances: General Fund \$2,675,158; Water Fund \$284,983; Motor Fuel Tax Fund \$450,225 and Darien Towne Centre Sales Tax Fund \$137,350.

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee — No report.

Planning/Development Committee — No report.

Public Works Water/Streets Committee — No report.

13. QUESTIONS AND COMMENTS — AGENDA RELATED

Joyce Bright, 7500 Cambridge Road, stated that she was opposed to the proposed widening of 75th Street from I-355 to Route 83. She noted that she had obtained over 300 signatures in opposition; she said it was not advertised very well. She indicated that she was concerned with safety, noise levels, and pollution.

Sharon Harrison, 7501 Cambridge Road, opposed the widening of 75th Street and had many concerns.

14. OLD BUSINESS

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

14. CONSENT AGENDA

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

A. CONSIDERATION OF A MOTION TO APPROVE THE DARIEN CHAMBER OF COMMERCE 5th ANNUAL DARIEN DASH, A 5K RUN/1 MILE WALK, ON MAY 15, 2005 BEGINNING AT 8:30 A.M.

B. CONSIDERATION OF A MOTION TO APPROVE THE USE OF THE RIGHT HALF OF THE FOLLOWING STREETS FOR THE DARIEN DASH WHICH BEGINS AT THE NORTHWEST CORNER OF DARIEN COMMUNITY PARK AND CONTINUES: 5K RUN – 71st STREET TO RICHMOND AVENUE; SOUTH ON RICHMOND AVENUE AND FOLLOWING CHEROKEE DRIVE TO DARIEN LANE; NORTH ON DARIEN LANE AND FOLLOWING TIMBER LANE TO SEMINOLE DRIVE; NORTH ON SEMINOLE DRIVE TO 71st STREET; WEST ON 71st STREET TO BEECHNUT LANE TO HINSBROOK AVENUE; EAST ON HINSBROOK AVENUE TO WILMETTE AVENUE; NORTH ON WILMETTE AVENUE TO 69th STREET; EAST ON 69th STREET TO BENTLEY AVENUE; SOUTH ON BENTLEY AVENUE TO 71st STREET; EAST ON 71st STREET TO NORTHWEST CORNER OF DARIEN COMMUNITY PARK WITH ACCESS FOR EMERGENCY VEHICLES AND LOCAL TRAFFIC AT ALL TIMES; AND 1 MILE WALK – 71st STREET TO RICHMOND AVENUE; NORTH ON RICHMOND TO MAPLE LANE; EAST ON MAPLE LANE TO BENTLEY AVENUE; SOUTH ON BENTLEY AVENUE TO 71st STREET; EAST ON 71st STREET TO NORTHWEST CORNER OF DARIEN COMMUNITY PARK WITH ACCESS FOR EMERGENCY VEHICLES AND LOCAL TRAFFIC AT ALL TIMES

C. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR CARMELITE CAREFREE VILLAGE

Roll Call: Ayes: Biehl, Cotten, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Absent: Hagen

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

16. NEW BUSINESS

A. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR SURVEYING SERVICES BETWEEN THE CITY OF DARIEN AND CHRISTOPHER B. BURKE ENGINEERING, LTD. (PROPERTY SITE 1220 PLAINFIELD ROAD)

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

RESOLUTION NO. R-15-05 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR SURVEYING SERVICES BETWEEN THE CITY OF DARIEN AND CHRISTOPHER B. BURKE ENGINEERING, LTD. (PROPERTY SITE 1220 PLAINFIELD ROAD) as presented.

Roll Call: Ayes: Biehl, Cotten, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Absent: Hagen

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

CLERK'S NOTE: Alderman Cotton left the Council Chambers at 8:20 P.M.

B. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION STATING THE POSITION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DARIEN IN RELATION TO THE 75th STREET WIDENING PLANS THROUGH THE CITY OF DARIEN

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

RESOLUTION NO. R-16-05 A RESOLUTION STATING THE POSITION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DARIEN IN RELATION TO THE 75th STREET WIDENING PLANS THROUGH THE CITY OF DARIEN as presented.

Alderman Tikalsky felt that widening 75th Street would be detrimental to the City of Darien.

Alderman Weaver informed residents that the Resolution opposed the widening of 75th Street. Alderman Poteraske read a section from the proposed Resolution, which stated that the City was in opposition of the six-lane widening of 75th Street.

Roll Call: Ayes: Biehl, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Absent: Cotten, Hagen

Results: Ayes 5, Nays 0, Absent 2 MOTION DULY CARRIED

CLERK'S NOTE: Alderman Cotten returned to Council Chambers at 8:25 P.M.

C. CONSIDERATION OF A MOTION TO APPROVE A JOINT LETTER OF CREDIT FOR MYERS COMMONS (MYERS SENIOR HOUSING) SUBJECT TO THE CITY OF DARIEN ATTORNEY'S APPROVAL OF THE FORM AND THE ADDITION OF TWO ITEMS (1) INDEPENDENT DRAW RIGHTS AND (2) NO REDUCTION BELOW OUR 125% RIGHTS ADDED TO THE DOCUMENT

It was moved by Alderman Weaver and seconded by Alderman Cotten to approve a Joint Letter of Credit for Myers Commons (Myers Senior Housing) Subject to the City of Darien Attorney's Approval of the Form and the Addition of Two Items (1) Independent Draw Rights and (2) No Reduction Below Our 125% Rights Added to the Document, as presented.

Roll Call: Ayes: Biehl, Cotten, Marchese, Poteraske, Tikalsky, Weaver

Nays: None

Absent: Hagen

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

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS — GENERAL

Alderman Marchese congratulated Chief Pavelchik. He thanked residents for their support of the Darien Lions Club Pancake Breakfast; they served 1300 people.

Treasurer Monaghan wanted to recognize Eisenhower Junior High School's wrestling team for their accomplishments; he indicated that the EJHS wrestlers were Conference, Regional, and Sectional Champions.

Alderman Tikalsky wished Alderman Marchese an early 'Happy Birthday'.

Sylvia McIvor, 3265 Ailsworth Court, indicated that she had a flashlight because there was a power outage in the area where she lives. She spoke about ongoing power outage problems in Farmingdale Village; she spoke about specific outages and displayed photos. She requested that the City help with reliability problems experienced and have ComEd make repairs. Mayor Pro-Tem Biehl directed Administrator Vana to contact ComEd; Alderman Poteraske stated that the City constantly communicated with ComEd. Ms. McIvor reminded Council that 100% deregulation was two-years away. She stated that she did contact the Illinois Commerce Commission because residents filed claims that ComEd denied with form letters; she said that she would be filing a civil suit due to willful negligence. Alderman Marchese commented that this was an on-going issue with ComEd; he felt that ComEd was pacifying residents. Alderman Tikalsky spoke about some problems within his Ward.

Gloria Anderson, 533 Chestnut Lane, commented negatively on the two candidates for the Darien Park District.

In response to Mrs. Anderson comments, Debby Heniff, 1509 Winterberry Lane, rebutted her allegations.

Paul Schoenbeck introduced himself as a candidate for a Trustee position with the Tri-State Fire Protection District. Clerk Coleman inquired if Mr. Schoenbeck was a current Trustee with the Village of Willowbrook and if the position would create a conflict of interest; Mr. Schoenbeck responded that he was a Village of Willowbrook Trustee and would have to reclude himself if there were items involving both Willowbrook and Tri-State.

LuAnn Spiros, a resident within Ward Six, stated that she was a candidate for the Indian Prairie Library Trustee position. She thanked the Council for all the time they volunteer for the City of Darien.

Mayor Pro-Tem Biehl wished everyone a 'Happy Easter'.

18. ADJOURNMENT

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

VIA VOICE VOTE – MOTION DULY CARRIED

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

Mayor _____ City Clerk

JFC/jr All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 03-21-05.

Minutes of 03-21-05 CCM