

Minutes - January 20, 2003

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR CARMEN D. SOLDATO FOR THE PURPOSE OF REVIEWING ITEMS ON THE JANUARY 20, 2003 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:20 P.M.

Minutes of the Regular Meeting of the City Council of the
CITY OF DARIEN
JANUARY 20, 2003

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 Carmen D. Soldato.

2. PLEDGE OF ALLEGIANCE

Mayor Soldato 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 Joseph Marchese
Morgan Cotten John F. Poteraske, Jr.
David Hagen James Tikalsky
Kathleen Moesle-Weaver

Also in Attendance: Carmen D. Soldato, Mayor
Joanne F. Coleman, City Clerk
Arthur P. Donner, City Treasurer
John B. Murphey, City Attorney
Bryon D. Vana, City Administrator
Robert Pavelchik, Chief of Police
Gregory Dreyer, Community Development Director
Robert Mengarelli, Asst. Director of Public Works
Robert Rodgers, Asst. Director of Public Works

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

5. APPROVAL OF MINUTES: January 6, 2003

It was moved by Alderman Marchese and seconded by Alderman Poteraske to approve the Minutes of the Regular Meeting of January 6, 2003, as presented.

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

Nays: None

Absent: None

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

6. RECEIVING OF COMMUNICATIONS

Alderman Cotton attended a residential meeting at the Darien-Woodridge Fire Protection District on January 14th regarding the development of their property. He noted that residents approached him and complimented Public Works for their recent snow plowing efforts.

7. MAYOR'S REPORT

A. 2003 CITIZEN OF THE YEAR NOMINATION

Mayor Soldato turned the meeting over to Alderman Weaver, who presented the Committee's nomination for the 2003 Citizen of the Year. She commented that the Committee received more letters this year than all other years. Alderman Weaver read the Citizen of the Year Committee nomination letter that acknowledged Father Gavin Quinn as their choice for the 2003 Citizen of the Year. The letter stated that "His 'job' entails helping people" he has extended himself beyond the confines of his actual responsibilities" Father Gavin is known for reaching out to any person or family in need regardless of their church affiliation or chosen beliefs. He has been known to visit everyone and anyone who needs a listening ear, spiritual or practical advice and even offered to mediate a difficult situation" Hundreds of families have had food put on their tables, utility bills paid, transportation and clothing needs met" It is his own giving spirit and desire to serve people that make him unique and special" He is an extraordinary man who knows how to identify people in need and find a way of ministering to them" He has a gift for working with our children, especially teenagers. He has a soft spot in his heart for single parents, widowed, divorced and otherwise. He is incredible in his work with the sick and dying" He is invaluable in assisting anyone who has lost a friend or family member in death" Father Gavin personified the meaning of good citizenship"

It was motioned by Alderman Weaver and seconded by Alderman Marchese to accept the Citizen of the Year Committee's nomination of Father Gavin Quinn as Darien's 2003 Citizen of the Year.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

Alderman Weaver announced that the Citizen of the Year Dinner-Dance would be held on Saturday, March 8th, at Ripples; tickets would be \$25.00 each and would be available at City Hall. She said that a Cake and Coffee Reception for Father Gavin Quinn would be held on February 3, 2003 at the City Council Meeting.

Mayor Soldato thanked the Citizen of the Year Committee for their efforts. The Committee consisted of Chairman Debby Heniff, Kathy Abbate, Deborah Carter, Elaine Hickok, Kathy Lyons, Fran Mazzolini, Jean Morley, Nadine Mrazek and Liaison Alderman Weaver.

8. CITY CLERK'S REPORT

Clerk Coleman:

—announced that the last day to file nominating petitions for the positions of Mayor, City Clerk, City Treasurer and Ward 3 Alderman was Tuesday, January 21st at 5:00 P.M.

—stated that there were three simultaneous filings at 8:30 A.M. on January 13th for Mayor: Carmen D. Soldato, Richard A. Biehl, and David V. Hagen; a lottery for ballot position is scheduled for January 29, 2003 at 4:30 P.M. in the City Council Chambers. Also, Joanne F. Coleman filed for City Clerk on January 13th; Kevin P. Monaghan filed for City Treasurer on January 16th and two people filed for Ward 3 Alderman: John F. Poterasko on January 13th and Suzanne Polkow on January 17th.

—noted that the last day to register to vote in the April 1st Consolidation Election was March 4, 2003. She stated that applications for Absentee Ballots were available at City Hall or the registered voter could call the DuPage County Board of Election at (630) 682-7440.

9.

CITY ADMINISTRATOR'S REPORT

Administrator Vana reminded residents to complete and return the Citizen Survey to the City; the survey was included in the Darien Data. He commented that they would be very helpful with preparation of the budget.

10. DEPARTMENT HEAD REPORT

Asst. Director of Public Works Robert Mengarelli:

—commented that the draft Public Works budget had been completed and submitted.

—mentioned that Well 2 was in the process of repair.

—noted that the Water Tower at Plant 5 was also being repaired; he said that when the work was completed, it would be refilled and placed back into service.

—spoke about the 2003 Street Rehab Program; he said that three miles of roadway would be repaired plus Ridge Road would be widened and connected.

—reviewed the procedures for snow-plowing. He said that if there was less than an inch of snow, streets were salted; if there was more than one inch, it was a full operation of plowing and salting.

—said that the Tree Trimming Program bid was on the agenda; this was the ninth year of trimming parkway trees. He noted that a five-year trimming program had been implemented and this was the third year of that program; the cycle would be repeated.

Alderman Hagen complimented Public Works for their snow plowing efforts. He inquired about the brush/plow utilized on the sidewalks; Asst. Director Mengarelli explained when the brush or plow was used.

11. TREASURER'S REPORT

A. WARRANT NUMBER 02-03-18

It was moved by Alderman Tikalsky and seconded by Alderman Hagen to approve payment of Warrant Number 02-03-18 in the amount of \$184,501.23 from the General Fund; \$1,429.40 from the Hotel/Motel Tax Fund; \$54,386.27 from Motor Fuel Tax Fund; \$396.00 from the Special Service Area Tax Fund; \$130,915.07 from the Water Fund; \$1,093.58 from Darien Area Dispatch Fund; \$209,140.47 from the General Fund Payroll for the period ending 01/09/03; \$21,005.10 from the Water Fund Payroll for the period ending 01/09/03; \$31,538.22 from the D.A.D.C. Fund Payroll for the period ending 01/09/03; for a total to be approved of \$634,405.34.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

B. TREASURER'S MONTHLY REPORT—DECEMBER 2002

City Treasurer Donner reviewed all sources of revenue and expenditures for the month of December 2002 with the following year-to-date fund balance: General Fund \$1,508,475; Water Fund \$961,560; Motor Fuel Tax Fund \$824,486; Darien Towne Centre Sales Tax Fund \$797,815; and Hotel/Motel Tax Fund \$85,100.

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee—Chairman Weaver submitted, for the record, Revised Minutes for the December 9, 2002 meeting. She noted that the only change was the date.

Planning/Development Committee—Chairman Hagen noted that the Committee would meet on January 27th at 6:30 P.M.

Public Works Water/Streets Committee—No report.

13. QUESTIONS AND COMMENTS—AGENDA RELATED

There were no Questions and Comments to come before the City Council.

14. OLD BUSINESS

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

15. CONSENT AGENDA

Mayor Soldato noted that Consent Agenda Item B had been moved to New Business as Item E.

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

A. ORDINANCE NO. O-03-03 AN ORDINANCE AMENDING SECTION 2 OF CHAPTER 3 (PARKING), TITLE 9 (TRAFFIC REGULATIONS), OF THE DARIEN CITY CODE

B. ORDINANCE NO. O-04-03 AN ORDINANCE AUTHORIZING A MUTUAL AID AGREEMENT WITH AND PARTICIPATION IN THE ILLINOIS LAW ENFORCEMENT ALARM SYSTEM

C. CONSIDERATION OF A MOTION TO ACCEPT EASEMENT ALONG LEONARD DRIVE FOR 155/87TH STREET WATERMAIN EXTENSION

D. RESOLUTION NO. R-02-03 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE STATE OF ILLINOIS DEPARTMENT OF COMMERCE AND COMMUNITY

AFFAIRS AND THE CITY OF DARIEN (BROOKERIDGE STREAMBANK STABILIZATION IMPROVEMENT)

E. RESOLUTION NO. R-03-03 A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AN AMENDMENT TO THE LEASE AGREEMENT BETWEEN NATIONAL SEMI-TRAILER CORP. AND THE CITY OF DARIEN (AN EXTENSION FROM 05/01/03 UNTIL 04/30/04)

F. CONSIDERATION OF A MOTION TO AWARD CONTRACT TO ARBOR GREEN, LTD. IN THE AMOUNT OF \$47,328.00 FOR THE CITY'S ANNUAL TREE TRIMMING PROGRAM

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

Nays: None

Absent: None

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

16. NEW BUSINESS

A., B., & C.

CONSIDERATION OF A MOTION TO APPROVE:

* AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AND DEVELOPMENT AGREEMENT (KADUK PROPERTY/MYERS SENIOR HOUSING DEVELOPMENT)

* AN ORDINANCE ANNEXING CERTAIN PROPERTY TO THE CITY OF DARIEN (KADUK PROPERTY/83RD & MAIN)

* AN ORDINANCE REZONING CERTAIN PROPERTY IN THE CITY OF DARIEN, ZONING PROPERTY NEWLY ANNEXED TO THE CITY OF DARIEN, APPROVING A SPECIAL USE AND PRELIMINARY APPROVAL FOR PLANNED UNIT DEVELOPMENT, APPROVING A PRELIMINARY PLAT OF RESUBDIVISION/CONSOLIDATION AND ATTACHING VARIOUS CONDITIONS THERETO (PC 2002-12: MYERS SENIOR HOUSING)

It was moved by Alderman Marchese and seconded by Alderman Cotten to approve ORDINANCE NO. O-05-03 AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AND DEVELOPMENT AGREEMENT (KADUK PROPERTY/MYERS SENIOR HOUSING DEVELOPMENT

ORDINANCE NO. O-06-03 AN ORDINANCE ANNEXING CERTAIN PROPERTY TO THE CITY OF DARIEN (KADUK PROPERTY/83RD & MAIN)

ORDINANCE NO. O-07-03 AN ORDINANCE REZONING CERTAIN PROPERTY IN THE CITY OF DARIEN, ZONING PROPERTY NEWLY ANNEXED TO THE CITY OF DARIEN, APPROVING A SPECIAL USE AND PRELIMINARY APPROVAL FOR PLANNED UNIT DEVELOPMENT, APPROVING A PRELIMINARY PLAT OF RESUBDIVISION/ CONSOLIDATION AND ATTACHING VARIOUS CONDITIONS THERETO (PC 2002-12: MYERS SENIOR HOUSING)
as presented.

Mayor Soldato thanked all who were involved with the project.

Alderman Weaver inquired if the issue about parking had been addressed; the response was that it had.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

D. CONSIDERATION OF A MOTION TO GRANT A WAIVER OF THE RAFFLE LICENSE BOND REQUIREMENT FOR THE DARIEN LIONS CLUB

It was moved by Alderman Weaver and seconded by Alderman Cotten to grant a waiver of the Raffle License Bond requirement for the Darien Lions Club, as presented.

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

Abstain: Tikalsky

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

E. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE BOARD OF EDUCATION OF HINSDALE TOWNSHIP HIGH SCHOOL DISTRICT 86 AND THE CITY OF DARIEN

It was moved by Alderman Biehl and seconded by Alderman Marchese to approve

RESOLUTION NO. R-01-03 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE BOARD OF EDUCATION OF HINSDALE TOWNSHIP HIGH SCHOOL DISTRICT 86 AND THE CITY OF DARIEN
as presented.

Alderman Biehl commented he had no problem with the signage. He stated that District 86 was now willing to work with the City for their sign but would not work with the City or County to help resolve the flooding problems in Marion Hills, which involved the eastern end of their property.

Mayor Soldato commented that a swift response had not been received from the District in regard to the flooding problem; he said that the City must move forward. He noted that they attempted to cooperate by coming to the City for approval of this sign even though State law does not require them to do so. Mayor Soldato reminded the City Council that they stated at a recent meeting that the City needed to cooperate with other taxing bodies.

Alderman Hagen reminded Council that they had previously voted that the Zoning Ordinance pertained to all; he mentioned the addition at Eisenhower Junior High School and the parking lot at Lace School. He felt that all should be treated equally and that special treatment should not be given to the District, particularly in regard to the public hearing requirement and fees related thereto.

Attorney Murphey stated that the School District was subject to the City's zoning regulations but the buildings were exempt from building code and related construction requirements. Attorney Murphey

considered this sign to be within a gray area and that the Sign Ordinance had exemptions for various governmental signs.

Mayor Soldato stated that the School District did not have to bring forth the plans for the signage because it was exempt under State law. He noted that Administrator Vana communicated with the District; an Intergovernmental Agreement was compromised between the entities.

Alderman Hagen noted that the variations for the sign included area coverage and the electronic signage.

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

Nays: Biehl, Cotton, Hagen

Absent: None

Results: Ayes 4, Nays 3, Absent 0

MOTION DULY CARRIED

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS ó GENERAL

Alderman Hagen noted that the Darien Historical Society would host iSunday Dinnerî on February 2nd at Ripples from 1:00-4:00 P.M.; the cost per person was \$22.50.

Gary Kersting, 1044 Central ñ Brookeridge, commented that he attended numerous meetings over the last ten years in regard to the development of the property at 83rd & Main Street. He said that residents were concerned about lighting, drainage, traffic and wetland issues. He said that his family was impacted by the lights from the existing Osco, 83rd & Lemont, which reflect into his bedroom at 2:00 A.M. He said that the City developed property for its benefit and negatively impacted other residents. He asked for information to whom they could direct concerns and problems.

Mayor Soldato stated that Mr. Kersting could contact him directly or Administrator Vana. He said that the City was cognizant of their concerns and he felt that they had been incorporated into the plan. He noted that this was the first time that anyone came forward to say that there was a problem with the Osco lighting; he said that staff would contact management.

Marlene Richardson, 9 S 480 Main Street, spoke in opposition of the project; she said that they submitted a petition that contained 294 resident signatures against the project. She inquired about traffic, parking, handicapped parking, and landscaping. She requested a "NO RIGHT TURN" into Brookeridge for privacy.

Michael Pizzuto, representative of the DuPage Housing Authority, thanked Council for their foresight with the proposed affordable senior housing project. He said that when the units became available that Darien residents would have first preference, moms and dads of Darien residents would have second preference, and former Darien residents would have third preference, which was critical after the development was operational and had a long waiting list.

18. ADJOURNMENT

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

VIA VOICE VOTE—MOTION DULY CARRIED

The City Council meeting adjourned at 8:10 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 01-20-03.

Minutes of 01-20-03 CCM

January 20, 2003