

Minutes- January 19, 2004

EXECUTIVE SESSION

It was moved by Alderman Marchese and seconded by Alderman Tikalsky at 7:03 P.M. to move into Executive Session for the purpose of discussing Litigation as prescribed by Section 2(c)(11) of Public Act 88-621 with no action to be taken.

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

Nays: None

Absent: None

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

It was moved by Alderman Weaver and seconded by Alderman Poteraske at 7:36 P.M. to move into Open Session.

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

Nays: None

Absent: None

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

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

JANUARY 19, 2004

1. CALL TO ORDER

The regular meeting of the City Council of the City of Darien was called to order at 7:36 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 Kevin P. Monaghan, 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

City Council Meeting of January 5, 2004

It was moved by Alderman Hagen and seconded by Alderman Tikalsky to approve the Minutes of the Regular Meeting of January 5, 2004, 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

Committee-of-the-Whole Meeting of January 5, 2004

It was moved by Alderman Tikalsky and seconded by Alderman Poteraske to approve the Minutes of the Regular Meeting of January 5, 2004, 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 Biehl received communication from Jack Morge of Crest Road; he was concerned about flooding due to the proposed subdivision of the property at 117 Plainfield Road.

7. MAYOR'S REPORT

A. 2004 CITIZEN OF THE YEAR NOMINATION

Mayor Soldato turned the meeting over to Alderman Weaver; she read, into the record, the Darien Citizen of the Year Committee's nomination for the 2004 Citizen of the Year, which acknowledged John Callan as their choice for the 2004 Citizen of the Year. The recommendation stated: "...The person...might be called a "doer", a "joiner", an "organizer" and a "participator."...he has always been involved in some social or civic organization...Darien Youth Club, Darien Historical Society..., High School 86 Advisory Board, Hinsdale South High School Booster Club, Carriage Hill Homeowner's Association...Darien Lions Club and Our Lady of Mount Carmel Church...He has served our City on the Plan Commission for 14 years, the Comprehensive Plan Study Committee and as an alderman...most recently he was the recipient of the "2003-2004 Engineers Community Service Award" from the Consulting Engineers Council of Illinois...He

takes the ball and runs with it until he reaches his goal that is to serve the community and residents of Darien...dependable, knowledgeable and always accommodating...a leader and respected and knowledgeable asset...John is one who can be trusted to take on a task and do it, do it well, and then look and volunteer for more of the same, reaching out and touching all aspects of the Darien community...he did it with a positive attitude and gave his all to do it right...he always is willing to listen in a gentlemanly and caring manner...John does not look to a job for his benefit, but rather for the benefit of Darien and its citizens...His service record to his community, his church, his neighborhood, our youth and the making and keeping of our history and his ongoing efforts, all exemplify the kind of person I would be proud to see join the ranks of Darien Citizen of the Year...It is this attribute of kindness coupled with a wonderful sense of humor and a dedication to purpose which makes John a worthy and deserving nominee for Citizen of the Year..."

It was motioned by Alderman Weaver and seconded by Alderman Cotten to accept the Citizen of the Year Committee's nomination of John Callan as Darien's 2004 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 6th; tickets would be \$25.00 each and would be available at City Hall. She said that a Cake and Coffee Reception for John Callan would be held on Tuesday, February 17, 2004 at the City Council Meeting.

Mayor Soldato thanked the Citizen of the Year Committee for their efforts.

B. SWEARING IN OF NEW SERGEANT - STEVEN REED

Mayor Soldato turned the meeting over to Chief Robert Pavelchik; Chief Pavelchik noted that Officer Reed began his career with Darien in 1978; he moved up through the ranks; and in 1981 City Council had presented him with the 'Award of Valor' that he proudly displays on his uniform. Chief Pavelchik introduced Fire and Police Commissioner Gierut; she took a few moments to speak about Louis Scaglione, the Past Chairman of the Fire and Police Commission, who recently passed away. She administered the Oath of Office to Steven Reed. Sergeant Reed received congratulations from the City Council and a resounding round of applause from the audience.

Mayor Soldato read, into the record, a letter from Steve Parsons, Division Vice President of Seven Up Bottling in regard to a contract the company had with the Darien Park District that was breached. Mayor Soldato thanked residents for their support and efforts in regard to the dissolution of the Darien Park District.

8. CITY CLERK'S REPORT

No report. 9. CITY ADMINISTRATOR'S REPORT

Administrator Vana reminded Council that the Administrative/Finance Committee-of-the-Whole would begin meetings for the proposed budget; he asked that they consult the schedule.

10. DEPARTMENT HEAD REPORT

Chief Robert Pavelchik...

... introduced Officers Liss and Stutte who displayed their canines, Quanto and Rolf, respectively. It was noted that they have been working the streets and that they already made a drug arrest.

... thanked Lori Graves, a Pine Court resident, for \$100.00 canine donation.

... spoke about the accomplishments that Louis Scaglione contributed to the Darien Police Department.

... noted that more than 10,400 calls for service had been handled by the department and that they had made 113 DUI arrests.

... said that Deputy Chief Ron Campo retired to become a Chief; he introduced Deputy Chief John Cooper to Council. Deputy Chief Cooper received congratulations and a round of applause from the Council and audience.

11. TREASURER'S REPORT

A. WARRANT NUMBER 03-04-16

It was moved by Alderman Tikalsky and seconded by Alderman Biehl to approve payment of Warrant Number 03-04-16 in the amount of \$226,669.62 from the General Fund; \$152,200.05 from the Water Fund; \$22,403.88 from the Motor Fuel Tax Fund; \$2,154.11 from the Darien Area Dispatch Fund; \$214,518.21 from the General Fund Payroll for the period ending 01/08/04; \$21,603.60 from the Water Fund Payroll for the period ending 01/08/04; \$30,202.13 from the D.A.D.C. Fund Payroll for the period ending 01/08/04; for a total to be approved of \$669,751.60.

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

Nays: Hagen

Absent: None

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

B. TREASURER'S MONTHLY REPORT - DECEMBER 2003

City Treasurer Monaghan reviewed all sources of revenue and expenditures for the month of December 2003 with the following year-to-date fund balances: General Fund \$1,152,119; Water Fund \$417,301; Motor Fuel Tax Fund \$656,629; Darien Towne Centre Sales Tax Fund \$365,107; and Hotel/Motel Tax Fund \$68,346.

Alderman Weaver inquired about the Water Fund; Asst. Director Rodger responded that the leaks had been repaired and that the City was purchasing less water from the DuPage Water Commission.

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee - Chairman Weaver submitted, for the record, Minutes from the November 10, 2003 and December 8, 2003 meetings. She noted that the next meeting for the Committee was scheduled for February 9; she also noted that the budget meetings with the Committee-of-the-Whole would be held on February 24, March 2, 9 and 16.

Planning/Development Committee - Chairman Hagen noted that the Committee would meet on January 26th at 6:30 P.M.

Public Works Water/Streets Committee - Chairman Biehl announced that the meeting scheduled for January 28th had been cancelled due to lack of agenda items.

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

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

A. CONSIDERATION OF A MOTION TO APPROVE PROPOSAL FROM THE AUDITING FIRM OF WILLIAM F. GURRIE & CO., LTD. FOR FISCAL YEARS 2004, 2005, AND 2006

B. CONSIDERATION OF A MOTION TO AWARD A CONTRACT TO STUMP'S TREE & STUMP, INC. IN THE AMOUNT OF \$23,392.00 FOR THE CITY'S ANNUAL TREE TRIMMING PROGRAM

C. ORDINANCE NO. O-01-04 AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF DARIEN BY THE ADDITION OF SECTION 3-4-10 IMPOSING A SIMPLIFIED MUNICIPAL TELECOMMUNICATIONS TAX

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. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AND DEVELOPMENT AGREEMENT (DARIEN-WOODRIDGE FIRE PROTECTION DISTRICT, ET AL/75th & LYMAN AVENUE)

It was moved by Alderman Tikalsky and seconded by Alderman Marchese to approve an Ordinance Authorizing the Execution of an Annexation and Development Agreement (Darien-Woodridge Fire Protection District, et al/75th & Lyman Avenue), as presented.

Eric Stach, attorney for the developers, distributed packets and addressed Council. He submitted revised elevations for the bank and material/sample boards. Attorney Murphey stated that the revised information had been incorporated within the proposed Ordinance.

Alderman Hagen stated that he was in favor of the project but opposed the rezoning of a portion of the property to residential based on a conceptual townhome development.

Alderman Weaver questioned the increased signage. Director Dreyer stated that the Committee discussed the signage; Code allows 60 feet but the developer requested 72. The proposed sign would be six feet high and 12 feet wide instead of the allowed 10 feet for a total of 72 feet. Mayor Soldato stated that the nature of the monument sign would be high quality and made of brick. Alderman Hagen stated that he recalled that the Committee discussed the layout of the sign but not size. Alderman Weaver stated that she would like to adhere to the Sign Code Ordinance.

MOTION TO AMEND

Alderman Weaver motioned and Alderman Tikalsky seconded to amend the motion to reflect amending Section 10. Departures Approved. (E) to read "To allow a 60 square foot monument sign where 60 feet is the maximum permitted;".

There was a call for the question on the amendment.

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

Nays: None

Absent: None

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

There was a call for the question on the original motion

ORDINANCE NO. O-02-04 AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AND DEVELOPMENT AGREEMENT (DARIEN-WOODRIDGE FIRE PROTECTION DISTRICT, ET AL/75th & LYMAN AVENUE) as amended.

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

Nays: Hagen

Absent: None

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

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS - GENERAL

Rob Sarocco, Vice President of Darien Youth Club, addressed Council regarding a fire that totally destroyed the Sports Core building behind Eisenhower Junior High School on December 7, 2003. He noted that the building housed athletic equipment for all DYC sports programs. He asked Council if the Darien Youth Club could utilize the City's Cable Channel to post a message about rebuilding donations that could be made at the West Suburban Bank on Cass Avenue. Mayor Soldato directed Mr. Sarocco to contact Administrative Assistant Ballestra for display of the proper donation verbiage.

Debbie Heniff, a Citizen of the Year Committee member and Darien resident, spoke to Council about the Petition drive for dissolution of the Darien Park District. She noted that participants spent countless hours obtaining signatures, some of which were under objection. Ms. Heniff articulated the type of objections,

i.e. incomplete street names, printed names, ditto marks in address section, and unregistered voters. She stated that she had been Subpoenaed to appear in Wheaton on Thursday, January 22nd, at 9:00 A.M. in order to testify about the petition signatures she had obtained.

18. ADJOURNMENT

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

VIA VOICE VOTE - MOTION DULY CARRIED

The City Council meeting adjourned at 8:35 P.M.

JFC/jr All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 01-19-04.

Minutes of 01-19-04 CCM January 19, 2004