
EXECUTIVE SESSION – 7:00 P.M. – COLLECTIVE BARGAINING SECTION 2(C)(2) OF THE OPEN MEETINGS ACT

PRE-COUNCIL WORK SESSION — 7:00 P.M.

Agenda of the Regular Meeting

of the City Council of the

CITY OF DARIEN

October 4, 2010

7:30 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Declaration of Quorum
5. Approval of Minutes — [September 20, 2010](#)
6. Receiving of Communications
7. Mayor's Report
 - A. Mayoral Proclamation "[Darien Lions Club Candy Days](#)" (October 8-9, 2010)
 - B. Mayoral Proclamation "[Crop Walk Day](#)" (October 17, 2010)
 - C. Mayoral Proclamation "[Fire Prevention Month](#)" (October 2010)
 - D. Consideration of a Motion to Approve a [Resolution Commending James Fabiszak](#) for His Achievement to the Rank of Eagle Scout in the City of Darien, DuPage County, Illinois
 - E. Audit Presentation
8. City Clerk's Report
9. City Administrator's Report
10. Department Head Information/Questions
11. Treasurer's Report
 - A. Warrant Number — [10-11-09](#)
12. Standing Committee Reports
13. Questions and Comments — Agenda Related (This is an opportunity for the public to make comments or ask questions on any item on the Council's Agenda.)
14. Old Business
15. Consent Agenda
 - A. Consideration of a Motion to Approve a Resolution Accepting Public Improvements Subject to Maintenance ([Mayada Brook](#))
 - B. Consideration of a Motion to Approve an Ordinance Approving a Variation to the Darien Zoning Ordinance (PZC 2010-12: [1406 Plainfield Road](#))
 - C. Consideration of a Motion to Approve a Resolution to Execute a Joint Purchasing Requisition through the Illinois Department of Transportation Central Management Services to [North American Salt Company for the Purchase of Rock Salt](#) for Roadway Deicing Operations in an Amount not to Exceed \$224,834.10
 - D. Consideration of a Motion to Approve a Resolution Authorizing the Mayor and City Clerk to Execute an Intergovernmental Agreement Between the City of Darien and the [Darien Park District](#) for Rock Salt
 - E. Consideration of a Motion to Approve a Resolution Authorizing the Mayor and City Clerk to Execute an Intergovernmental Agreement Between the City of Darien and [Center Cass School District #66](#) for Rock Salt
 - F. Consideration of a Motion to Approve a Resolution Accepting Quotes for Materials and Services to Remove and Replace the

- Siding, Soffit, Fascia, Gutters and Roof at [Plant Two-1220 Plainfield Road](#) in an Amount not to Exceed \$6,433.00
 - G. Consideration of a Motion to Approve a Resolution Accepting Quotes for Materials and Services to Remove and Replace the Siding, Soffit, Fascia, Gutters and Roof at [Plant Three-1930 Manning Road](#) in an Amount not to Exceed \$12,972.00
 - H. Consideration of a Motion to Approve a Resolution Accepting Quotes for Materials and Services to Remove and Replace the Siding, Soffit, Fascia, Gutters and Roof at [Plant Four-1897 Manning Road](#) in an Amount not to Exceed \$10,695.00
 - I. Consideration of a Motion to Approve a Resolution Accepting Quotes for Materials and Services to Remove and Replace the Siding, Soffit, Fascia, Gutters and Roof at [Plant Five-8600 Lemont Road](#) in an Amount not to Exceed \$12,944.00
16. New Business
- A. Consideration of a Motion to Approve an Ordinance Approving a Variation to the Darien Zoning Ordinance (PZC 2010-13: [622 72nd Street](#))
17. Questions, Comments and Announcements — General (This is an opportunity for the public to make comments or ask questions on any issue.)
18. Adjournment

Agenda 10/04/10

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE SEPTEMBER 20, 2010 AGENDA WITH THE CITY COUNCIL. THE SESSION ADJOURNED AT 7:10 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

SEPTEMBER 20, 2010

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: | Halil Avci | Sylvia McIvor |
| | John Galan | John F. Poteraske, Jr. |
| | Carolyn A. Gattuso | Ted V. Schauer |
| | Joseph A. Marchese | |

Absent: None

Also in Attendance: Kathleen Moesle Weaver, Mayor
Joanne Coleman, City Clerk
Michael J. Coren, City Treasurer
Bryon D. Vana, City Administrator
Scott Coren, Assistant City Administrator
Daniel Gombac, Director of Community Development/Municipal Services
Robert Pavelchik, Police Chief

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

5. **APPROVAL OF MINUTES** – September 7, 2010

It was moved by Alderman Avci and seconded by Alderman Gattuso to approve the minutes of the September 7, 2010 meeting, as presented.

Roll Call: Ayes: Avci, Galan, Gattuso, McIvor, Poteraske, Schauer
 Abstain: Marchese
 Nays: None
 Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

6. **RECEIVING OF COMMUNICATIONS**

Mayor Weaver...

...received a letter of gratitude from L. Jay Tiede, Superintendent of Schools, Center Cass School District 66, for the courtesy and recognition shown to the Lakeview Junior High School Girls Varsity Basketball Team.

...received a letter from Harold Reu of 306 Peony Place, who is on oxygen, expressing gratitude to the city for providing a generator during a power outage.

...received a Plaque of Appreciation from the 2010 Census Board.

In response to Mayor Weaver, Assistant Administrator Coren advised that an audit of the census is currently in process, and the census results will be presented to President Obama on December 31, 2010.

...received a flyer from Road to Remember requesting support to benefit the children of Fallen Heroes who died in the line of duty.

Alderman McIvor received a communication from a resident expressing concern with the manner in which census auditors conducted themselves during a drop-by visit on a Sunday.

Mayor Weaver received a communication from Darien School District 61 notifying of their National Fishing Day celebration on September 25, 2010.

7. **MAYOR'S REPORT**

There was no report.

8. **CITY CLERK'S REPORT**

City Clerk Coleman...

...advised that residents in need of an Absentee Ballot for the November 2, 2010 General Election may either pick up an application at City Hall or contact the DuPage County Election Commission for an application and ballot.

...reminded all the first day candidates may begin to circulate nominating petitions begins tomorrow, September 21, 2010. The first day to file the petitions is December 13, 2010.

Mayor Weaver thanked Carmelite Carefree Village for hosting Coffee with the Mayor this past Saturday, and inquired if assistance can be given to their residents in obtaining absentee ballot applications and registering to vote.

Clerk Coleman responded that Applications for Absentee Ballots may be provided to Carmelite Carefree Village for residents who are registered voters.

Mayor Weaver requested Assistant Administrator Coren look into providing voter registration assistance to the residents of Carmelite Carefree Village.

9. **CITY ADMINISTRATOR'S REPORT**

Assistant City Administrator Coren provided a brief overview on the status of ComEd.

Alderman McIvor requested a report from ComEd on maintenance of the line that comes in from Lisle to Darien and Downers Grove substations that serve Darien.

Alderman Poteraske inquired if the cable that was installed under the north end of 75th Street has improved the service in Hinsbrook. Assistant Administrator Coren responded that the report for this year has not been issued yet, but he has received fewer phone calls this year versus last from that area.

In response to Alderman Galan, Assistant Administrator Coren advised that AT&T has removed the old pole from the area behind 69th & Chestnut but has not completed landscape restoration.

Alderman Poteraske advised that landscape restoration has not been performed around the pole at 75th & Grant.

Alderman Galan believes ComEd service has improved tremendously in the area behind 69th & Chestnut.

Alderman McIvor read in the Chicago Tribune that residents who rely on medical equipment which require electricity to function, may register with ComEd.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

In response to Alderman McIvor, Director Gombac announced that the last brush pick-up of the year begins on September 27, 2010.

Director Gombac added that mulch is now available through the city. Interested residents may pick up mulch at the Public Works Facility at no cost or have it delivered at a cost of \$35 for a half load and \$55 for a full load.

Alderman Marchese reported that many residents are purchasing 9' x 12' containers that can hold 3,300 pounds of rubbish. Alderman Marchese inquired if this violates the contract the city has with the refuse hauler.

Assistant Administrator Coren responded that the contract with ARC applies only to work which requires a city permit.

Assistant Administrator Coren announced that free leaf pick-up will begin on October 4 and end on November 30, 2010.

11. **TREASURER'S REPORT**

A. WARRANT NUMBER 10-11-08

It was moved by Alderman Galan and seconded by Alderman Gattuso to approve payment of Warrant Number 10-11-08 in the amount of \$68,557.34 from the General Fund; \$243,866.75 from the Water Fund; \$2,274.93 from the Motor Fuel Tax Fund; \$823.05 from the Darien Area Dispatch Fund; \$35,930.00 from the Capital Improvement Fund; \$216,697.88 from the General Fund Payroll for the period ending 09/09/10; \$15,855.55 from the Water Fund Payroll for the period ending 09/09/10; \$26,760.81 from the D.A.D.C. Fund Payroll for the period ending 09/09/10; for a total to be approved of \$610,766.31.

announced that the next Administrative and Finance Committee Meeting is scheduled to take place on Monday, October 11, 2010 at 6:30 P.M. in the upstairs conference room.

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

There were none.

14. **OLD BUSINESS**

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

15. **CONSENT AGENDA**

There was no Consent Agenda.

16. **NEW BUSINESS**

It was moved by Alderman Gattuso and seconded by Alderman Avci to approve the following resolution as presented.

| | |
|----------------------------------|---|
| A. RESOLUTION NO. R-58-10 | CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE RENEWAL OF THE DENTAL INSURANCE PLAN WITH DELTA DENTAL FROM OCTOBER 1, 2010 TO SEPTEMBER 30, 2011 |
|----------------------------------|---|

| | | |
|------------|---------|--|
| Roll Call: | Ayes: | Avci, Galan, Gattuso, Marchese, McIvor, Poteraske, Schauer |
| | Nays: | None |
| | Absent: | None |

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

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

In response to Alderman McIvor, Mayor Weaver announced that the Goal Setting Session is scheduled to take place on Wednesday, October 13, 2010 at 6:30 P.M. in the Police Training Room.

Mayor Weaver again thanked Carmelite Carefree Village for hosting Coffee with the Mayor this past Saturday.

18. **ADJOURNMENT**

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:00 P.M.

Mayor

City Clerk

ld
All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 09-20-10.
Minutes of 09-20-10 CCM

Mayoral Proclamation

Whereas, a major humanitarian endeavor of the Lions Club has for many years been the raising of the funds for the assistance of community projects such as:

- 1. Schools for the Blind*
- 2. Leader Dogs For the Blind*
- 3. Dialogue for the Deaf*
- 4. Illinois Camp Lions for the Blind*

and, in addition, the Darien Lions Club assists persons in the immediate area who have problems relating to blindness, hearing impairment, or other disabilities; and

Whereas, the public response has been generous, with the result that great aid and comfort has been made possible for many citizens.

Now, Therefore, I, Kathleen Moesle Weaver, Mayor of the City of Darien, do hereby proclaim Friday, October 8, 2010 and Saturday, October 9, 2010 as

DARIEN LIONS CLUB CANDY DAYS

in the City of Darien, and urge citizens of our community to support this very worthwhile organization in their fund raising drive.

In Witness Whereof, I Have Hereunto Set My Hand And Caused To Be Affixed The Seal Of The City Of Darien.

DONE, this fourth day of October Two-Thousand Ten.

Kathleen Moesle Weaver, Mayor

Attest:

Joanne F. Coleman, City Clerk

Mayoral Proclamation

for

South DuPage CROP WALK DAY

In celebration of its 25th Anniversary

WHEREAS, at the end of World War II many people wanted to share our country's abundance with European war victims; and Church World Service/CROP's first purpose was to gather wheat and other crops from U.S. farms for shipment to Europe; and

WHEREAS, today, locally-organized Church World Service-sponsored CROP Hunger Walks are an important part of community life for more than 2,000 towns and cities in the United States, bringing together people of different faiths, diverse cultures, and all age groups; and

WHEREAS, in the last 25 years alone, CROP Walks have raised \$334 million to bring help and hope to people in need internationally and in the United States; and

WHEREAS, each year CROP Walk serves more than 2,400 local agencies including some 3,500 local food pantries, food banks, and meal sites in the United States, providing food monies to neighbors in need; and

WHEREAS, the South DuPage CROP Walk has organized individuals, civic groups and businesses from Downers Grove, Westmont, Lisle, Woodridge and Darien for the purpose of raising funds to fight hunger; and

WHEREAS, since its formation in 1986, the South DuPage CROP Walk has raised nearly \$575,000 through the participation of 6,600 walkers; and

WHEREAS, the South DuPage CROP Hunger Walk helps our community to become aware of hunger and to support with 25% of all monies:

of Hope

Downers Grove FISH

Downers Grove Walk-In Ministry

PADS

Woodridge Community Pantry

Lisle Township Food Pantry Northern Illinois Food Bank

Peoples Resource Center

Food Pantry in Westmont

WHEREAS, the 25th annual South DuPage CROP Hunger WALK will be held on October 17, at 1:30 p.m., at the Gloria Dei Lutheran Church located at Grant and Main in Downers Grove.

NOW, THEREFORE, I, Kathleen Moesle Weaver, Mayor of the City of Darien, do hereby proclaim October 17, 2010 as

CROP WALK DAY

in the City of Darien and urge our citizens to support this CROP Hunger Walk. You may contact the CROP Committee Chairman, Wally Calaway, for questions and participation (630-910-1179).

DONE, this fourth day of October, Two-Thousand Ten.

Kathleen Moesle Weaver, Mayor

Attest:

Joanne F. Coleman, City Clerk

MAYORAL PROCLAMATION

Whereas, smoke and poisonous gases are the leading causes of death in fires and can kill a person long before the flames will; and

Whereas, underestimating the power of the fire, and the time it takes to escape a home fire, put people at severe risk of fire death and injury; and

Whereas, developing a home fire escape plan, and practicing it at least twice a year, is critical to escape a fire safely; and

Whereas, it is imperative that multi-story homes and commercial buildings are equipped with working smoke detectors and fire alarms; and

Whereas, a complete home escape plan which includes each household member knowing two ways out of each room, designating an outdoor location to meet when out of the house, and remembering the local fire emergency phone number; and

Whereas, NFPA, the official sponsor of Fire Prevention, has documented many lives have been saved as a result of having all homes in Illinois equipped with smoke detectors; and

Whereas, the members of the fire service are dedicated to the safety of lives and property from the devastating effects of fire; and

Whereas, the members of the fire service are joined by other concerned citizens, as well as other emergency service providers, safety advocates, businesses, schools, service clubs, and organizations in their fire safety efforts; and

Whereas, Fire Prevention commemorates the Great Chicago Fire of 1871, which killed more than 250 people, left 100,000 homeless, and destroyed more than 17,400 buildings; and

Whereas, for nearly 80 years, NFPA has successfully joined North American fire departments each year during Fire Prevention Week in a shared mission of making the public safer from fire.

NOW, THEREFORE, I, Kathleen Moesle Weaver, Mayor of the City of Darien, do hereby proclaim the Month of October 2010, as

Fire Prevention Month

and urge the resident of the City of Darien to participate in fire prevention activities at work and school to ensure their safety and the safety of their families and friends in the event of a fire.

In Witness Whereof, I Have Hereunto Set My Hand And Caused To Be Affixed The Seal Of The City Of Darien.

DONE, this fourth day of October Two-Thousand Ten.

Mayor

Kathleen Moesle Weaver,

Attest:

Clerk

Joanne F. Coleman, City

**A RESOLUTION COMMENDING JAMES FABISZAK
FOR HIS ACHIEVEMENT TO THE RANK OF EAGLE SCOUT
IN THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS**

WHEREAS, James Fabiszak is the son of Jim and Jamie and they reside in the City of Darien. James attended Westview Hills Jr. High School and is currently enrolled at Hinsdale Central High School; and

WHEREAS, James has displayed his leadership abilities within the community as an active member of Boy Scouts of America Troop #101; and has achieved the rank of Eagle Scout; and

WHEREAS, James has demonstrated his leadership as Patrol Leader, Assistant Patrol Leader, Troop Guide, Order of the Arrow Ordeal, Brotherhood, Senior Patrol Leader at Ed Bryant Scout Reservation Summer Camp; and

WHEREAS, for his Eagle Scout Project, James Fabiszak developed, organized and executed a beautification and structure renewal endeavor for Smart Oaks Park. With the assistance of BSA Troop 101 members and adult volunteers, the park benches and shelter were re-stained and painted, the many trees were mulched and the Smart Oaks park sign was refurbished; and

WHEREAS, Eagle Scout James Fabiszak is an exemplary model for the Boy Scouts of America because he believed in their motto "BE PREPARED" and followed their teachings to be trustworthy, loyal, helpful, friendly, courteous, kind, obedient, cheerful, thrifty, brave, clean, and reverent.

NOW, THEREFORE, BE IT RESOLVED BY MAYOR WEAVER AND THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, that James Fabiszak be and is hereby commended for his achievement as an Eagle Scout, his service to the community, and in particular for his continuing efforts and contributions of time and energy and devotion to the Boy Scouts of America and the City of Darien, in DuPage County, Illinois.

PASSED AND APPROVED BY MAYOR WEAVER AND THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

CITY OF DARIEN

**EXPENDITURE APPROVAL LIST
FOR CITY COUNCIL MEETING ON**

October 4, 2010

Approval is hereby given to have the City Treasurer of Darien, Illinois pay to the officers, employees, independent contractors, vendors, and other providers of goods and services in the indicated amounts as set forth.

A summary indicating the source of funds used to pay the above is as follows:

| | | |
|--|------------------|----------------------|
| General Fund | | \$79,247.49 |
| Water Fund | | \$20,175.62 |
| Motor Fuel Tax Fund | | \$3,490.47 |
| Water Depreciation Fund | | |
| Darien Area Dispatch Fund | | \$1,539.67 |
| Capital Improvement Fund | | \$16,161.60 |
| Debt Service Fund | | |
| Special Service Area Tax Fund | | |
| Drug Forfeiture Fund | | |
| | Subtotal: | \$ 120,614.85 |
| General Fund Payroll | 9/23/2010 | \$ 228,290.00 |
| Water Fund Payroll | 9/23/2010 | \$ 15,272.90 |
| D.A.D.C. Payroll | 9/23/2010 | \$ 33,552.23 |
| | Subtotal: | \$ 277,115.13 |
| Total to be Approved by City Council: | | \$ 397,729.98 |

Approvals:

Kathleen Moesle Weaver, Mayor

Joanne F. Coleman, City Clerk

Michael J. Coren, Treasurer

Bryon D. Vana, City Administrator

CITY OF DARIEN
Expenditure Journal
General Fund
Administration
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|--------------------------------|--|-------------------------|--------------------|------------------|
| CALL ONE, INC. | TELEPHONES AND DATA LINES | Telephone | 2,557.30 | 4267 |
| CARLSEN'S ELEVATOR SERVICES | ELEVATOR TROUBLESHOOTING AT 1702 PLAINFIELD ROAD | Maintenance - Equipment | 270.00 | 4225 |
| GOVT FINANCE OFFICERS ASSOC | ANNUAL DUES - MEMBERSHIP #46523001 | Dues and Subscriptions | 225.00 | 4213 |
| HUTTO & SON, INC. | FIRE EXTINGUISHER INSPECTION & MAINTENANCE - 1702 PLAINFIELD | Maintenance - Equipment | 90.00 | 4225 |
| HUTTO & SON, INC. | FIRE EXTINGUISHER INSPECTION & MAINTENANCE-1041 S. FRONTAGE | Maintenance - Equipment | 259.00 | 4225 |
| HUTTO & SON, INC. | FIRE EXTINGUISHER INSPECTION & MAINTENANCE-1710 PLAINFIELD | Maintenance - Equipment | 270.00 | 4225 |
| OFFICE DEPOT | SUPPLIES | Supplies - Office | 27.05 | 4253 |
| PITNEY BOWES GLOBAL FINANCIAL | POSTAGE METER RENTAL - SEPT 30 - DEC 30, 2010 | Rent - Equipment | 585.00 | 4243 |
| UNIQUE PRODUCTS & SERVICE CORP | JANITORIAL SUPPLIES | Supplies - Office | 305.25 | 4253 |
| UNIQUE PRODUCTS & SERVICE CORP | JANITORIAL SUPPLIES | Supplies - Office | 53.70 | 4253 |
| | | Total Administration | 4,642.30 | |

CITY OF DARIEN
Expenditure Journal
General Fund
City Council
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|--------------------------|--|-------------------------|--------------------|------------------|
| STERLING CODIFIERS, INC. | CODIFICATION CITY CODE SUPPLEMENT #28 | Consulting/Professional | 494.00 | 4325 |
| | | Total City Council | 494.00 | |

CITY OF DARIEN
Expenditure Journal
General Fund
Public Works, Streets
From 9/21/2010 Through 10/4/2010

| Vendor Name | Invoice Description | Acct Title | Dept Amount | Acct Code |
|--------------------------------|---------------------------------------|----------------------------|-------------|-----------|
| ADT SECURITY SYSTEMS, INC. | ALARM AT PUBLIC WORKS | Maintenance - Building | 210.78 | 4223 |
| ALLIED MUNICIPAL SUPPLY | SIGNS | Supplies - Other | 958.93 | 4257 |
| CARQUEST AUTO PARTS STORES | REPAIR PARTS | Maintenance - Vehicles | 629.58 | 4229 |
| CHICAGO INTERNATIONAL TRUCKS | FILTERS, BELTS, FILTER KITS | Maintenance - Vehicles | 285.13 | 4229 |
| COM ED | STREET LIGHTS - ACCT. 2343005070 | Street Light Oper & Maint. | 9.57 | 4359 |
| COM ED | STREET LIGHTS - ACCT 0267129108 | Street Light Oper & Maint. | 84.25 | 4359 |
| CULLIGAN | BOTTLED WATER & FILTER RENTAL | Maintenance - Building | 34.98 | 4223 |
| DUPAGE TOPSOIL, INC. | DIRT FOR PARKWAY REPAIRS | Supplies - Other | 80.00 | 4257 |
| DUPAGE TOPSOIL, INC. | DIRT FOR PARKWAY REPAIRS | Supplies - Other | 80.00 | 4257 |
| GAFFNEY'S PROTECTIVE MAINTENAN | STREET LIGHT REPAIR - THREE LOCATIONS | Street Light Oper & Maint. | 192.00 | 4359 |
| GENE'S TIRE SERVICE, INC. | TIRE REPAIR | Maintenance - Vehicles | 43.35 | 4229 |
| INDUSTRIAL ELECTRICAL SUPPLY | MULTI-VOLT PHOTO CONTROL | Maintenance - Building | 9.00 | 4223 |
| JOHN DEERE LANDSCAPES | SEED & MULCH MAT | Supplies - Other | 209.60 | 4257 |
| JOHN DEERE LANDSCAPES | MULCH MAT | Supplies - Other | 52.63 | 4257 |
| JOHN DEERE LANDSCAPES | SEED, MULCH MAT & STAPLES | Supplies - Other | 331.50 | 4257 |
| JOHN DEERE LANDSCAPES | SEED MIX | Supplies - Other | 92.80 | 4257 |
| KARA COMPANY, INC. | ORANGE FLAGGING | Supplies - Other | 17.88 | 4257 |
| LAWSON PRODUCTS INCORPORATED | ARRESTOR SET | Supplies - Other | 81.99 | 4257 |
| MASSIE JET-VAC SERVICE | SEWER JETTER | Rent - Equipment | 1,530.00 | 4243 |
| MC ALLISTER EQUIPMENT CO. | AIR COMPRESSOR | Equipment | 11,995.00 | 4815 |
| MID-TOWN PETROLEUM, INC. | RUN-RITE SYNTHETIC ATF #2069D 55 GAL | Vehicle (Gas and Oil) | 791.73 | 4273 |
| MIDWEST HEALTH WORKS | RANDOM DRUG & ALCOHOL SCREEN | Liability Insurance | 69.00 | 4219 |

CITY OF DARIEN
Expenditure Journal
General Fund
Public Works, Streets
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|--------------------------------|--|--------------------------------|--------------------|------------------|
| MIDWEST HEALTH WORKS | RANDOM DRUG & ALCOHOL SCREEN | Liability Insurance | 69.00 | 4219 |
| NICOR GAS | 1041 S. FRONTAGE ROAD - ACCT 90841110001 | Utilities (Elec,Gas,Wtr,Sewer) | 44.80 | 4271 |
| NORWALK TANK | DRAINAGE SUPPLIES | Supplies - Other | 299.72 | 4257 |
| NORWALK TANK | DRAINAGE SUPPLIES | Drainage Projects | 888.44 | 4374 |
| RED WING SHOES | UNIFORMS | Uniforms | 50.00 | 4269 |
| RENDEL'S, INC. | REPAIR BRAKES | Maintenance - Vehicles | 205.80 | 4229 |
| ROAD SAFE | BARRICADES FOR DARIEN FEST | Supplies - Other | 1,269.00 | 4257 |
| SPRING-GREEN | FERTILIZATION OF DARIEN RIGHT-OF-WAYS | Forestry | 3,114.00 | 4350 |
| SUBURBAN CONCRETE, INC. | RESIDENT REIMBURSEMENT | Residential Concrete Program | 10,028.60 | 4381 |
| TRAFFIC CONTROL AND PROTECTION | FOLDING STOP SIGNS | Supplies - Other | 582.71 | 4257 |
| TRAFFIC SERVICE, INC. | SOLAR ARROW BOARD | Maintenance - Equipment | 4,050.00 | 4225 |
| WHOLESALE DIRECT, INC. | GLOVES | Liability Insurance | 29.60 | 4219 |
| | | Total Public Works, Streets | 38,421.37 | |

CITY OF DARIEN
Expenditure Journal
General Fund
Police Department
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|------------------------------|--|--------------------------------|--------------------|------------------|
| AUTOMATED LOGIC | MAINTENANCE AGREEMENT SEPT - NOV, 2010 | Maintenance - Equipment | 975.00 | 4225 |
| AUTOMATED LOGIC | FINAL PAYMENT DUE EQUIPMENT, INSTALLATION & MAINTENANCE | Maintenance - Equipment | 30,500.00 | 4225 |
| DARIEN EYE SPECIALISTS | BALANCE DUE FOR \$20 CO-PAY VISION SCREEN - S. FALCO | Liability Insurance | 10.00 | 4219 |
| DAVID STOCK | UNIFORM ALLOWANCE | Uniforms | 201.46 | 4269 |
| DUPAGE COUNTY ANIMAL CONTROL | CATCHING & REMOVING BAT FROM HOME RESIDENT TO REIMBURSE \$50 | Animal Control | 75.00 | 4201 |
| DUPAGE COUNTY PUBLIC WORKS | SEWER - 1710 PLAINFIELD 06-25-10 TO 08-24-10 | Utilities (Elec,Gas,Wtr,Sewer) | 157.04 | 4271 |
| JUST TIRES | 26 TIRES FOR SQUADS | Maintenance - Vehicles | 2,552.00 | 4229 |
| KENDALL COUNTY CLERK | NOTARY COMMISSION FEE - KIM WRIGHT | Dues and Subscriptions | 10.00 | 4213 |
| MARINA LISKA | UNIFORM ALLOWANCE | Uniforms | 272.01 | 4269 |
| MASTER-BREW | COFFEE & SUPPLIES | Travel/Meetings | 77.90 | 4265 |
| RAY O'HERRON CO. INC OF OBT | UNIFORM ALLOWANCE - J. NORTON | Uniforms | 81.80 | 4269 |
| SAM'S CLUB | SUPPLIES | Travel/Meetings | 55.04 | 4265 |
| SARAH T. FALCO | VISION SCREEN REIMBURSEMENT | Liability Insurance | 10.00 | 4219 |
| SIRCHIE FINGER PRINT LABS | EVIDENCE SUPPLIES | Investigation and Equipment | 269.97 | 4217 |
| STACY SHERMAN | TOLLS & MILEAGE REIMBURSEMENT TO/FROM ITASCA P.D. | Travel/Meetings | 24.00 | 4265 |
| TREASURER, STATE OF ILLINOIS | SEX OFFENDER MANAGEMENT BOARD FUND | Investigation and Equipment | 15.00 | 4217 |

CITY OF DARIEN
Expenditure Journal
General Fund
Police Department
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|--------------------------------|----------------------------|----------------------------|--------------------|------------------|
| UNIQUE PRODUCTS & SERVICE CORP | JANITORIAL SUPPLIES | Maintenance - Building | <u>216.64</u> | 4223 |
| | | Total Police Department | 35,502.86 | |

CITY OF DARIEN
Expenditure Journal
General Fund
Business District
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|-------------------------------|--|----------------------------|--------------------|------------------|
| ALLIED WASTE SERVICES #551 | REFUSE SERVICE 7515 S. CASS, UNIT D - OCT 1-31, 2010 | Maintenance - Equipment | 88.96 | 4225 |
| FIRE & SECURITY SYSTEMS, INC. | REIMBURSABLE SERVICE ON FIRE ALARM AT 7515 S. CASS | Maintenance - Grounds | 98.00 | 4227 |
| | | Total Business District | 186.96 | |
| | | Total General Fund | 79,247.49 | |

CITY OF DARIEN
Expenditure Journal
Water Fund
Public Works, Water
From 9/21/2010 Through 10/4/2010

| Vendor Name | Invoice Description | Acct Title | Dept Amount | Acct Code |
|--------------------------------|--|--------------------------------|-------------|-----------|
| ADT SECURITY SYSTEMS, INC. | ALARM AT PUBLIC WORKS | Maintenance - Building | 210.79 | 4223 |
| ASSOCIATED TECHNICAL SERVICES | DIRECT CONNECT LEAD SET FOR RD4000 | Maintenance - Equipment | 75.00 | 4225 |
| ASSOCIATED TECHNICAL SERVICES | LOCATE AT FLORENCE & PLAINFIELD | Leak Detection | 647.25 | 4326 |
| CALL ONE, INC. | TELEPHONES AND DATA LINES | Telephone | 365.32 | 4267 |
| COM ED | PLAINFIELD & MANNING, DARIEN - ACCT 0437036069 | Utilities (Elec,Gas,Wtr,Sewer) | 34.74 | 4271 |
| COM ED | 2103 75TH ST PUMP, DARIEN - ACCT 3118112014 | Utilities (Elec,Gas,Wtr,Sewer) | 220.17 | 4271 |
| CULLIGAN | BOTTLED WATER & FILTER RENTAL | Maintenance - Building | 34.98 | 4223 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FEE | Maintenance - Water System | 672.00 | 4231 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FEE | Maintenance - Water System | 714.00 | 4231 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FEE | Maintenance - Water System | (714.00) | 4231 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FEE | Maintenance - Water System | 714.00 | 4231 |
| DUPAGE COUNTY DIV OF TRANSPORT | PERMIT FEE - MAIN BREAK REAPIR FLORENCE & PLAINFIELD | Consulting/Professional | 100.00 | 4325 |
| DUPAGE COUNTY PUBLIC WORKS | METER READING | Data Processing | 6,552.53 | 4336 |
| EXELON ENERGY INC. | LAKEVIEW & OAKLEY, DARIEN | Utilities (Elec,Gas,Wtr,Sewer) | 28.83 | 4271 |
| EXELON ENERGY INC. | 87TH & RIDGE ROAD, DARIEN | Utilities (Elec,Gas,Wtr,Sewer) | 148.75 | 4271 |
| EXELON ENERGY INC. | 1220 PLAINFIELD ROAD | Utilities (Elec,Gas,Wtr,Sewer) | 2,791.59 | 4271 |
| EXELON ENERGY INC. | 2101 W. 75TH STREET, DARIEN | Utilities (Elec,Gas,Wtr,Sewer) | 47.12 | 4271 |
| EXELON ENERGY INC. | 9S720 LEMONT ROAD, DARIEN | Utilities (Elec,Gas,Wtr,Sewer) | 90.00 | 4271 |

CITY OF DARIEN
Expenditure Journal
Water Fund
Public Works, Water
From 9/21/2010 Through 10/4/2010

| Vendor Name | Invoice Description | Acct Title | Dept Amount | Acct Code |
|---|---|--------------------------------|-------------|-----------|
| EXELON ENERGY INC. | 18W736 MANNING, DARIEN | Utilities (Elec,Gas,Wtr,Sewer) | 43.17 | 4271 |
| GRAINGER | REMOVAL TOOL | Maintenance - Building | 44.58 | 4223 |
| GRAINGER | ANCHOR SHACKLE | Maintenance - Equipment | 42.93 | 4225 |
| HD SUPPLY WATERWORKS | CLAMP | Maintenance - Water System | 193.67 | 4231 |
| HD SUPPLY WATERWORKS | HYDRANT PARTS | Maintenance - Water System | 150.54 | 4231 |
| INDUSTRIAL ELECTRICAL SUPPLY | MULTI-VOLT PHOTO CONTROL | Maintenance - Building | 9.00 | 4223 |
| LAND AND LAKES | DUMP FEES FOR PROJECT B10 RICHMOND & 8825 CARLISLE PROJECT | Maintenance - Water System | 850.00 | 4231 |
| NICOR GAS | 1041 S. FRONTAGE ROAD - ACCT 90841110001 | Utilities (Elec,Gas,Wtr,Sewer) | 44.80 | 4271 |
| NICOR GAS | 1897 MANNING DRIVE - 8-11-10 TO 9-10-10 | Utilities (Elec,Gas,Wtr,Sewer) | 27.28 | 4271 |
| NICOR GAS | 8600 LEMONT ROAD, DARIEN - ACCT 23644110001 | Utilities (Elec,Gas,Wtr,Sewer) | 30.98 | 4271 |
| NICOR GAS | 1930 MANNING, DOWNERS GROVE ACCT 05002110004 | Utilities (Elec,Gas,Wtr,Sewer) | 29.65 | 4271 |
| SIKICH PROFESSIONAL SERVICES SUBURBAN CONCRETE, INC. | FYE-10 AUDIT WATER DEPT RESTORATION | Audit | 4,025.00 | 4320 |
| | | Maintenance - Water System | 1,332.00 | 4231 |
| WATER RESOURCES, INC. | 1 1/2-INCH METER | Water Meter Purchases | 293.95 | 4880 |
| WILTJER PLUMBING | INSTALL METER AT 802 WOODLAND | Consulting/Professional | 325.00 | 4325 |
| | | Total Public Works, Water | 20,175.62 | |
| | | Total Water Fund | 20,175.62 | |

CITY OF DARIEN
Expenditure Journal
Motor Fuel Tax
MFT Expenses
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|--------------------|----------------------------|----------------------|--------------------|------------------|
| QUARRY MATERIALS | COLD PATCH | Road Material | 888.86 | 4245 |
| SALCE, INC. | CA6 STONE | Road Material | 456.13 | 4245 |
| SALCE, INC. | CA6 & CA7 STONE | Road Material | <u>2,145.48</u> | 4245 |
| | | Total MFT Expenses | <u>3,490.47</u> | |
| | | Total Motor Fuel Tax | 3,490.47 | |

CITY OF DARIEN
Expenditure Journal
Darien Area Dispatch Center
Darien Area Dispatch
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|------------------------------|---|-----------------------------------|--------------------|------------------|
| CALL ONE, INC. | TELEPHONES AND DATA LINES | Telephone | 730.66 | 4267 |
| COMMUNICATION REVOLVING FUND | AUGUST 2010 COMMUNICATION CHARGES | Data Processing | 503.15 | 4336 |
| DUPAGE COUNTY TREASURER | AUGUST 2010 DATA PROCESSING FEES - DARIEN | Data Processing | 37.53 | 4336 |
| DUPAGE COUNTY TREASURER | AUGUST 2010 DATA PROCESSING FEE - LISLE | Data Processing | 28.33 | 4336 |
| MIDWEST HEALTH WORKS | PRE-EMPLOYMENT DRUG SCREEN | Liability Insurance | 50.00 | 4219 |
| MIDWEST HEALTH WORKS | RETURN TO WORK PHYSICAL | Liability Insurance | 190.00 | 4219 |
| | | Total Darien Area Dispatch | 1,539.67 | |
| | | Total Darien Area Dispatch Center | 1,539.67 | |

CITY OF DARIEN
Expenditure Journal
Capital Improvement Fund
Public Works, Streets
From 9/21/2010 Through 10/4/2010

| <u>Vendor Name</u> | <u>Invoice Description</u> | <u>Acct Title</u> | <u>Dept Amount</u> | <u>Acct Code</u> |
|-------------------------|--|--------------------------------|--------------------|------------------|
| SUBURBAN CONCRETE, INC. | DITCH PROJECT - 1529 WINTERBERRY LN | Ditch Projects | 2,268.00 | 4376 |
| SUBURBAN CONCRETE, INC. | DITCH PROJECT - CARLISLE CT | Ditch Projects | 1,008.00 | 4376 |
| | | Total Public Works, Streets | 3,276.00 | |

CITY OF DARIEN
Expenditure Journal
Capital Improvement Fund
Capital Fund Expenditures
From 9/21/2010 Through 10/4/2010

| Vendor Name | Invoice Description | Acct Title | Dept Amount | Acct Code |
|-----------------------|--|---------------------------------|-------------|-----------|
| A & J SCOTT | WINTERBERRY PROJECT | Ditch Projects | 3,386.15 | 4376 |
| A & J SCOTT | CARLISLE | Ditch Projects | 5,892.95 | 4376 |
| CENTRAL SOD FARMS | WINTERBERRY | Ditch Projects | 23.25 | 4376 |
| CENTRAL SOD FARMS | 8822 CARLISLE | Ditch Projects | 23.25 | 4376 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FOR PROJECT B10 RICHMOND | Ditch Projects | 819.00 | 4376 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FOR PROJECT B-10 RICHMOND | Ditch Projects | 735.00 | 4376 |
| DAS ENTERPRISES, INC. | TRUCK RENTAL FOR PROJECT 8822 CARLISLE | Ditch Projects | 756.00 | 4376 |
| LAND AND LAKES | 8825 CARLISLE | Ditch Projects | 400.00 | 4376 |
| LAND AND LAKES | B-10 RICHMOND | Ditch Projects | 850.00 | 4376 |
| | | Total Capital Fund Expenditures | 12,885.60 | |
| | | Total Capital Improvement Fund | 16,161.60 | |
| Report Total | | | 120,614.85 | |

AGENDA MEMO

City Council

October 4, 2010

ISSUE STATEMENT

Acceptance of Public Improvements-Mayada Brook-Requests approval of a resolution accepting the public improvements of the Mayada Brook Subdivision, located north of 67th Street and west of Bentley.

RESOLUTION

BACKGROUND

The Mayada Brook subdivision is a residential subdivision containing 8 lots for single-family detached homes located at the northwest corner of 67th Street and Bentley Avenue. The City Council granted final plat of subdivision approval on March 6, 2006, Ordinance No. O-09-06. The City Engineer, (see attached letter labeled as [Exhibit 1](#)) along with Staff have reviewed and approved the as-built plans. An ongoing site inspection has also been completed and approved. The site does not require any DuPage County Division of Environmental Concern signoff therefore not requiring any wetland maintenance or bonding.

The required one year maintenance security to be retained by the City of Darien shall be in the amount of 10% of the original Letter of Credit in the amount of \$24,198.00.

COMMITTEE RECOMMENDATION

The Municipal Services Committee recommends approval of the resolution accepting the public improvements of the Mayada Brook Subdivision.

ALTERNATE CONSIDERATION

As directed by the Municipal Services Committee.

DECISION MODE

This item will be placed on the October 4, 2010 City Council agenda for formal approval.

**A RESOLUTION ACCEPTING
PUBLIC IMPROVEMENTS SUBJECT TO MAINTENANCE
(MAYADA BROOK)**

WHEREAS, the owners and developers of the Mayada Brook Development in the City of Darien have constructed and installed public improvements in said Subdivision; and

WHEREAS, the developer has previously filed with the City a Letter of Credit securing the installation of said public improvements; and

WHEREAS, the public improvements installed in the Development are complete and in good repair in accordance with the City of Darien standards and requirements; and

WHEREAS, the developer has filed a satisfactory completion bond in the amount of \$24,198.00 being ten per cent (10%) of the public improvement costs, said amount as required by the City's Subdivision regulations in order to secure any necessary repairs during the one year maintenance period; and,

WHEREAS, in accordance with the City's Subdivision regulations it is now appropriate for the City to accept said public improvements subject to the one year maintenance period as required by the Subdivision Regulations;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: Acceptance. The City of Darien hereby accepts the conveyance and dedication of all public improvements installed in the Mayada Brook Development subject to the one year maintenance period as required by the City's Subdivision Regulations.

SECTION 2: Completion.

1. Upon the satisfactory completion of any necessary repairs to the said public improvements during the one-year maintenance period, the City shall finally accept said public improvements.

SECTION 2: Effective Date. This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

**APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS,
this 4th day of October, 2010.**

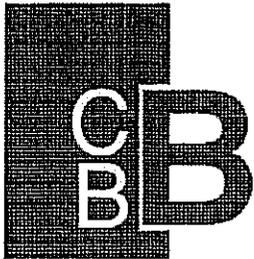
KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY



CHRISTOPHER B. BURKE ENGINEERING, LTD.
9575 West Higgins Road Suite 600 Rosemont, Illinois 60018 TEL (847) 823-0500 FAX(847) 823-0520

September 2, 2010

City of Darien
1702 Plainfield Road
Darien, Illinois 60561

Attention: Dan Gombac

Subject: Mayada Brook Subdivision of Darien
(CBBEL Project No. 95-323 H6)

Dear Dan:

As requested, we have made a follow-up visit to the aforementioned subdivision on September 1, 2010. All subdivision improvements are now complete and it would be appropriate to commence the development security maintenance period. Section 5B-1-9(C) of City Code provides that a maintenance security in an amount of 10% of the original estimate be held for one year. The original cost was \$241,984, therefore the required maintenance security is \$24,198.

If you have any questions or would like to further discuss this letter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Daniel Lynch'.

Daniel L. Lynch, PE, CFM
Head, Municipal Engineering Department

cc: Mike Griffith – City of Darien

AGENDA MEMO
CITY COUNCIL
MEETING DATE: October 4, 2010

Issue Statement

PZC 2010-12: **1406 Plainfield Road:** Petitioner seeks a variation to permit a detached accessory structure, a garage, within an interior side yard, and to reduce the required rear yard setback from 30 feet to 14.7 feet for an addition.

[ORDINANCE](#)

[BLDG PLAN RVW](#)

[BACKUP](#)

Discussion/Overview

Both the Planning and Zoning Commission and the Municipal Services Committee have considered this matter. The Commission held the required public hearing on September 15, 2010. Both bodies recommend approval of the petition.

The draft ordinance is attached. The ordinance incorporates two conditions of approval:

1. All construction activity related to the addition and the detached garage is to comply with applicable building codes adopted by the City of Darien, Title 4 of the Darien City Code.
2. The temporary shed located on the east side of the lot is to be removed upon completion of construction activity related to the addition and garage. Or, a building permit is to be secured and the shed is to comply with the Darien City Code.

The full staff agenda memo follows as “Additional Information.”

Decision Mode

The Planning/Zoning Commission considered this item at its meeting on September 15, 2010.
The Municipal Services Committee considered this item at its meeting on September 27, 2010.
The City Council will consider this item at its meeting on October 4, 2010.

Additional Information

PZC 2010-12: **1406 Plainfield Road:** Petitioner seeks a variation to permit a detached accessory structure, a garage, within an interior side yard, and to reduce the required rear yard setback from 30 feet to 14.7 feet for an addition.

Applicable Regulations: Zoning Ordinance, Section 5A-5-9-2: Location and Yard Regulations of Accessory Buildings, Structures and Uses of Land.
Zoning Ordinance, Section 5A-7-2-6: Yard Requirements, R-2 Single-Family Residence District.

General Information

Petitioner/
Property Owner: Eva Zanayed
1406 Plainfield Road
Darien, IL 60561

Property Location: 1406 Plainfield Road

PIN: 09-28-404-035

Existing Zoning: R-2 Single-Family Residence

Existing Land Use: Single-family residence

Surrounding Zoning and Land Use:

North: R-2 Single-Family Residence – single-family homes
South: R-2 Single-Family Residence – single-family homes
East: R-2 Single-Family Residence – single-family homes
West: R-2 Single-Family Residence – single-family homes

Comprehensive Plan Update: Low Density Residential

History: None.

Size of Property: 13,291 square feet

Floodplain: None.

Natural Features: None.

Transportation: Property has frontage on Plainfield Road.

Documents Submitted

This report is based on the following information submitted to the Community Development Department by the petitioner:

1. [Plat of Survey](#), 1 sheet, prepared by Glen D. Krish Land Survey, Inc., dated August 2, 2010.

Planning Overview/ Discussion

The subject property is located on the north side of Plainfield Road, west of Adams Street.

In July of this year, staff meet with the petitioner to go over the building permit review process and to briefly review applicable zoning regulations related to a proposed garage and addition to the home. The petitioner was informed of the applicable building setbacks for these projects.

Garage

The petitioner proposes to construct a 24 feet x 29 feet detached garage on the east side of the house, within an interior side yard. The Zoning Ordinance does not permit detached accessory structures within an interior side yard, detached accessory structures are required to be located within a rear yard, Section 5A-5-9-2. The garage is shown to comply with the applicable building setbacks from lot lines and from the principal structure, and complies with the maximum permitted square footage for detached accessory structures.

Given the lot depth, in order to construct the detached garage entirely within the rear yard, other variations would likely be triggered, such as constructing the garage within a utility easement.

The petitioner should explain the need for the garage.

Addition

Beginning in July of this year, after meeting with staff, the petitioner began constructing an addition to the house without obtaining a building permit. This is a pending code enforcement matter. The petitioner has claimed that a sunroom existed on the back side of the home and they were only repairing/remodeling the space. Based on aerial photographs, it appears some sort of structure did extend from the back wall of the house prior to July of this year. However, using the same photographs, a letter from the petitioner's architect and an anonymous complaint from a neighbor, staff is convinced the petitioner constructed an addition having a larger foot print than the previous structure. Regardless if a sunroom existed or not, the work done required a building permit and required compliance with applicable building setbacks.

Building code compliance has yet to be resolved. A memo from Mike Tarnowski, Don Morris Architects P.C., dated August 10, 2010, the City's building plan reviewer, as well as response letters from Cinda K. Lester, AIA, AICP, 12/12 Architects & Planners, the petitioner's architect, are attached to this memo for reference. Building code compliance will be addressed separately from the variation process.

The addition is 15.9 feet x 28 feet. The addition is 14.7 feet from the rear lot line, encroaching 15.3 feet into

the required 30-foot rear yard setback.

Given the lot depth and the required rear yard building setback, it is not possible to construct an addition on the back side of the house and comply with the Zoning Ordinance. In fact, the west corner of the house encroaches into the required setback. Assuming the proposed garage is constructed, there is some space to construct an addition on the west side of the house, but it would be a tight fit to comply with front and rear yard setbacks.

The petitioner should explain the need for the addition.

Lot coverage regulations are met:

House + addition = 1,776 square feet (13.4% of lot, 35% maximum permitted)

Total coverage = 3,771 square feet (28.4% of lot, 50% maximum permitted)

An aerial photograph, dated July 1, 2010, Google Earth, attached, shows the subject property and adjacent lots.

The plat of survey notes two sheds on the property. Both sheds do not comply with applicable setback regulations (5-foot from a side lot line and outside of utility easements.) Regarding the shed along the east lot line, the petitioner indicated to staff this shed is temporary and will be removed once construction activity on the lot has ended. A building permit was not issued for the shed. Regarding the shed along the west lot line, it is not clear whether a building permit had been issued for this shed.

The variation request must address the following criteria for approval:

1. Whether the general character of the property will be adversely altered.
2. Whether the overall value of the property will be improved and there will not be any potential adverse effects on the neighboring properties.
3. Whether the alleged need for the variation has been created by any person presently having a proprietary interest in the premises.
4. Whether the proposed variation will impair an adequate supply of light and air in adjacent property, substantially increase congestion in the public streets, increase the danger of fire or endanger the public safety.
5. Whether the proposed variation will adversely alter the essential character of the neighborhood.

Staff Findings/Recommendations

The Commission may recommend to approve/deny one or both variation requests.

This lot is unique, it does not have the lot depth typical of most lots within Darien, nor does it meet the required minimum lot depth of 120 feet under the R-2 zoning district regulations (the subdivision was recorded in 1956, prior to the City's existence.) Therefore, the rear yard is such that it would be a challenge to locate a detached accessory structure and comply with building setbacks, aside from a small shed.

The home, the principal structure, does not meet current building setbacks, and is not able to do so, given the lot depth. Any addition to the home would be a challenge and would likely not meet current building setback

requirements.

Staff finds that the need for the proposed variations has not been created by any person presently having a proprietary interest in the premises given the lot was recorded in 1956. Therefore, staff recommends the Commission make the following recommendation to approve the variation petitions subject to conditions.

Based upon the submitted petition and the information presented, the request associated with PZC 20010-12 is in conformance with the standards of the Darien City Code and, therefore, I move the Planning and Zoning Commission recommend approval of the petition, subject to:

- 1. The shed along the east lot line (12.2 feet x 16.2 feet) is to be removed upon completion of the addition and garage, or a building permit is to be issued and it is to comply with the Darien City Code.**
- 2. All applicable building code requirements are to be met for the addition and garage.**

Planning and Zoning Commission Review – September 15, 2010

The Planning and Zoning Commission considered this matter at its meeting on September 15, 2010. The following members were present: Beverly Meyer – Chairperson, Donald Hickok, Gloria Jiskra, Ronald Kiefer, John Lind, Raymond Mielkus, Kenneth Ritzert, Michael Griffith – Senior Planner, Elizabeth Lahey – Secretary.

Members absent: Robert Erickson, Susan Vonder Heide

Eva Zanayed, 1406 Plainfield Road, the petitioner, and Tony, were present.

There was not anyone from the public to offer comments.

Michael Griffith, Senior Planner, restated the specific variations being requested.

Mr. Griffith stated the Zoning Ordinance requires detached accessory structures, such as sheds and garages, to be located within a rear yard, the area behind the home. He stated the proposed garage otherwise complies with the Zoning Ordinance in terms of applicable setbacks, separation from the home and building footprint.

Mr. Griffith noted that the petitioners constructed an addition onto the back side of the home without a building permit which encroaches into the required rear yard setback. He stated the required setback from the rear lot line is 30 feet, the addition is 14.7 feet from the rear lot line.

Mr. Griffith stated the lot is unique and represents a classic zoning variation case. He stated the lot does not have the lot depth required under the Darien Zoning Ordinance, which makes it difficult to locate accessory structures within the rear yard. He stated the side yards are larger than typical for Darien and that is where the opportunities are for improvements to the property. He stated the house does not meet the current building setbacks. He noted the lot was recorded prior to the City's incorporation.

Chairperson Meyer suggested the Commission discuss the variation requests for the garage and for the addition separately.

Tony stated there is not a garage on the property and the driveway to the street is short. He stated he has moved into the house with Eva, along with their kids, and they need more space for storage and for the vehicles.

Tony stated they did not construct an addition, they had to remove all of the wood shingles on the house due to lead. He stated the neighbor's house behind them, to the north, is built close to the lot line, probably located within the easement.

Tony submitted a letter from Ron Kelysas, resident at 1401 77th Street.

Commissioner Jiskra questioned if the garage as proposed would block the air and light to the neighbor.

Tony stated constructing a garage in the rear yard would block the neighbor's view.

Commissioner Hickok asked about attaching the garage to the house to avoid the need for the variation.

Tony stated an attached garage would cost an additional \$20,000, a foundation would have to be dug 42 inches deep.

There was a discussion about the space between the house and proposed garage. The petitioner stated they intend to install a gate, but there are not plans to connect the structures at this time.

Commissioner Lind stated the proposed garage would not impact the neighbor's to the north and east.

Chairperson Meyer asked if the curb cut would remain the same.

Tony stated for now the curb cut will remain the same.

It was noted that the County would have to approve any curb cut alteration along Plainfield Road.

Commission Hickok made the following recommendation regarding the variation request associated with the garage:

Based upon the submitted petition and the information presented, the request associated with PZC 20010-12 is in conformance with the standards of the Darien City Code and, therefore, I move the Planning and Zoning Commission recommend approval of the petition associated with the proposed garage, subject to:

- 1. The shed along the east lot line (12.2 feet x 16.2 feet) is to be removed upon completion of the garage, or a building permit is to be issued and it is to comply with the Darien City Code.**
- 2. All applicable building code requirements are to be met for the garage.**

**Upon a roll call vote, THE MOTION CARRIED by a vote of 7-0.
(Commissioners Erickson and Vonder Heide were absent.)**

The Commission then began discussing the variation request associated with the addition.

Tony stated they enlarged an existing sunroom by about 5 feet. He passed out photos of the property, showing the area in question.

Tony and Eva stated they obtained a roof permit and were under the impression this allowed them to rebuild the roof for the sunroom which had been damaged in a storm. They stated that they were told a permit was not required to replace siding, windows and doors on the house.

Mr. Griffith stated the aerial photos show there was something on the back side of the house, but that the current structure is much larger. He stated regardless if there was a sunroom or not, the work done required a building permit.

Mr. Griffith stated that a roof permit and the information given to the petitioner regarding replacing siding, windows and doors in no way indicated to them that they could reconstruct a roof or construct an addition.

Mr. Griffith stated the petitioner was given a violation notice when the shed was placed on the property without a building permit. He stated that he met with Ms. Zanyayed at that time and she asked about constructing an addition to the home. Mr. Griffith stated he explained what was needed for a building permit and described the review process.

Mr. Griffith stated the building permit and code issues will be resolved administratively. He stated the question for the Commission is regarding the building setback.

Commissioner Kiefer stated the shape of the lot restricts what can be built.

Chairperson Meyer asked how much the sunroom was enlarged and in what direction.

Tony stated about 5-6 feet, toward the right side of the house.

Chairperson Meyer stated the reason the City enforces its ordinances is the reason you choose to live in Darien, Darien is a well kept community and we want to keep it that way.

Commissioner Lind made the following motion regarding the variation request associated with the addition:

Based upon the submitted petition and the information presented, the request associated with PZC 20010-12 is in conformance with the standards of the Darien City Code and, therefore, I move the Planning and Zoning Commission recommend approval of the petition associated with the proposed addition, subject to:

- 1. The shed along the east lot line (12.2 feet x 16.2 feet) is to be removed upon completion of the addition, or a building permit is to be issued and it is to comply with the Darien City Code.**
- 2. All applicable building code requirements are to be met for the addition.**

Upon a roll call vote, THE MOTION CARRIED by a vote of 6-0.

(Commissioners Erickson and Vonder Heide were absent. Commissioner Hickok was not in the room during the vote.)

Municipal Services Committee Review – September 27, 2010

The Municipal Services Committee considered this matter at its meeting on September 27, 2010. The following members were present: Alderman Joseph Marchese – Chairman, Alderman John Galan, Alderman Ted Schauer, Dan Gombac – Director, Michael Griffith – Senior Planner and Elizabeth Lahey – Secretary.

Michael Griffith, Senior Planner, reviewed the staff agenda memo and noted the Planning and Zoning Commission's recommendation. He stated no one from the public was at the public hearing to offer comments.

He stated the Zoning Ordinance does not permit detached accessory structures within the side yard, but that otherwise the proposed garage complies with the Zoning Ordinance.

He stated the other requested variation concerns an addition. He stated this is a pending code enforcement matter since the addition was constructed without a building permit.

He stated the lot is unique and it would be difficult to construct the garage and addition in compliance with the Zoning Ordinance. He also stated that it would be difficult to construct the house on the lot given the current building setback requirements.

Alderman Galan confirmed that a permit had been issued for a roof.

Mr. Griffith stated the petitioners did obtain a roof permit, which allowed them to tear off and replace shingles only.

Chairman Marchese confirmed that the addition was constructed without a building permit.

Mr. Griffith stated aerial photos show there was some sort of room on the back of the house. He stated regardless of what was there before, what has been constructed required a building permit. He stated the current addition is larger than what appears on the aerial photos.

Dan Gombac, Director, stated staff confirmed that the addition had new materials, and the letter from the petitioner's architect confirmed the addition was new.

Chairman Marchese stated staff will handle the building code issues, this Committee is only looking at the setback issue.

There was not anyone from the public to offer comments. The petitioners were present.

Without further discussion, Alderman Schauer made a motion to recommend approval of the variation requests as presented, seconded by Alderman Galan.

Upon a voice vote, THE MOTION CARRIED by a vote of 3-0.

CITY OF DARIEN

DU PAGE COUNTY, ILLINOIS

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A VARIATION TO THE
DARIEN ZONING ORDINANCE**

(PZC 2010-12: 1406 Plainfield Road)

ADOPTED BY THE

MAYOR AND CITY COUNCIL

OF THE

CITY OF DARIEN

THIS 4th DAY OF OCTOBER, 2010

**Published in pamphlet form by authority of the Mayor
and City Council of the City of Darien, DuPage
County, Illinois, this ___ day of _____,
2010.**

**AN ORDINANCE APPROVING A VARIATION TO THE
DARIEN ZONING ORDINANCE**

(PZC 2010-12: 1406 Plainfield Road)

-

WHEREAS, the City of Darien is a home rule unit of local government pursuant to the provisions of Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, as a home rule unit of local government, the City may exercise any power and perform any function pertaining to its government except as limited by Article VII, Section 6; and

WHEREAS, the property legally described in Section 1 (the "Subject Property"), is zoned R-2 Single-Family Residence District pursuant to the Darien Zoning Ordinance; and

WHEREAS, the petitioner has requested approval of variations from the terms of the Darien Zoning Ordinance to permit a detached accessory structure, a garage, within an interior side yard, and to reduce the required rear yard setback from 30 feet to 14.7 feet for an addition; and

WHEREAS, pursuant to proper legal notice, a Public Hearing on said petition was held before the Planning and Zoning Commission on September 15, 2010; and

WHEREAS, the Planning and Zoning Commission at its regular meeting of September 15, 2010, recommended approval of said petition and has forwarded its findings and recommendation of approval to the City Council; and

WHEREAS, on September 27, 2010, the Municipal Services Committee of the City Council reviewed the petition and has forwarded its recommendation of approval of said petition to the City Council; and

WHEREAS, the City Council has reviewed the findings and recommendations described above and now determines to grant the petition subject to the terms, conditions and limitations described below.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: Subject Property. This Ordinance is limited and restricted to the property generally located at 1406 Plainfield Road, Darien, Illinois, and legally described as follows:

LOT 282 IN BROOKHAVEN MANOR, A SUBDIVISION IN SECTIONS 27 AND 28, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 18, 1956 AS DOCUMENT 827287, IN DUPAGE COUNTY,

ILLINOIS.

PIN: 09-28-404-035

SECTION 2: Variations from Zoning Ordinance Granted. The following variations from the Darien Zoning Ordinance are hereby granted:

A. Section 5A-5-9-2(A)(2)(a), Location and Yard Regulations of Accessory Buildings, Structures and Uses of Land: To permit a detached accessory structure, a garage, within the interior side yard.

B. Section 5A-7-2-6(A), Yard Requirements, R-2 Single-Family Residence District: To reduce the required rear yard setback from 30 feet to 14.7 feet for an addition.

SECTION 3: Conditions of Approval. The variations hereby granted are subject to the following conditions:

A. All construction activity related to the addition and the detached garage is to comply with applicable building codes adopted by the City of Darien, Title 4 of the Darien City Code.

B. The temporary shed located on the east side of the lot is to be removed upon completion of construction activity related to the addition and garage. Or, a building permit is to be secured and the shed is to comply with the Darien City Code.

SECTION 4: Home Rule. This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the City of Darien that to the extent of the terms of this ordinance should be inconsistent with any non-preemptive state law, that this ordinance shall supercede state law in that regard within its jurisdiction.

SECTION 5: Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

ATTEST:

KATHLEEN MOESLE WEAVER, MAYOR

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Don Morris Architects P.C.

337 Shore Drive, Burr Ridge, IL 60527
Phone (630) 920-8175 Fax (630) 920-8091

TO: Dan Gombac, Director
Community Development and Public Works
City of Darien
Fax: 630-852-4709

FROM: Mike Tarnowski
Don Morris Architects, P.C.

DATE: August 10, 2010

RE: Work Without Permit at:
1406 Plainfield Road
Darien, IL

Per your request, I made an on site inspection at the above address and comment as follows:

It appeared that the permittee had constructed a new rear addition.

The permittee must submit the following:

1. Plans that are signed, sealed and certified by a licensed Illinois architect or a letter from a licensed Illinois architect indicating his approval of the rear addition in its entirety (including the foundations).
2. Provide a typewritten scope of work. It must also include insulation R-Values (R-13 minimum walls and R-30 minimum ceiling).
3. The fireplace shall have an exterior air supply and protective hearth, per Sections R-1006, International Residential Code and R-1001.10, International Residential Code.

Please note: Per the City of Darien Code Amendment, ventless fireplaces are prohibited.

4. A Building Permit Application must be submitted.

No work may continue until the above is submitted and approved, and a Building Permit issued.

If you have any questions, please do not hesitate to call.

12/12
architects
& planners

7 September 2010

Michael Griffith, AICP, Senior Planner
Dan Gombac, Director
Village of Darien
Department of Community Development
1702 Plainfield Road
Darien, Illinois 60561

Re: Construction Permit for the 3-Season Room Repair and Extension at
1406 Plainfield Road, Darien, Illinois 60561

Dear Michael and Dan:

This letter is in response to your Construction Work violation letters and notices, dated August 10, 2010 and August 12, 2010 regarding the property at 1406 Plainfield Road.

I have been informed by the homeowner of the above mentioned address, that a 3-Season room existed, but was damaged by storms several months ago. As part of the repair, the room was extended approximately 6', to align with the corner of the house – creating a room of approximately 16' x 28'. 10" foundations were dug, 5" slab (or more, in places) was poured, and new walls were constructed to align with the existing, and to frame around new, larger windows. A larger opening was created between the house and 3-Season room – installing a sliding glass door at the location of a window. An entirely new roof was constructed to eliminate the previously faulty (and recently damaged) flat roof.

I was contacted by, and performed a site inspection for, the homeowner on Friday, September 3, 2010. At that time, I observed and photographed the following:

Foundation

1. The top of concrete foundation was clearly visible on the exterior, approximately 6" above grade.
2. Due to the completion of rough framing at the time of inspection, the foundation thickness was not visible.
3. The homeowner dug a hole at the exterior foundation corner, to approximately 30" of depth.
4. The homeowner was unable to continue digging due to limitations of the tools on hand. He indicated he would continue digging at a later time, to show foundations extend to 42" below grade. I did not observe this additional excavation.
5. **If 8" wide minimum concrete foundations exist, to 42" below grade, as described by the homeowner, I approve this design.**

Slab

1. The floor was covered by a temporary plywood subfloor, and the slab itself was not visible.
2. The homeowner indicated that the new slab on grade is at least 5" thick.
3. Due to the completion of the slab, the slab thickness was not visible.
4. **If 5" min. concrete slab exists, as described by the homeowner, I approve this design.**

Walls

1. The existing house wall is 2x4 at 16" OC.
2. The repaired / reframed 3-season room walls are 2x4 at 16" OC.
3. The new 3-season room walls are 2x4 at 16" OC.

- 4. Window and door headers are (2)2x12 at all locations on the short walls (16' length).
- 5. Window headers are continuous (2) 2x12 with 1/2" plywood core for the entire span of the long wall (28' length).
- 6. Multiple 2x4 posts support the continuous header down to top of foundation at a total of 10 locations – on each side of (4) windows, and at the corners.
- 7. **I approve this design.**

Roof - new

- 1. The ridge beam is (2) 2x12, for the new simple gable span of 16'.
- 2. The ridge beam is supported by (2) 2x4 at the existing house, down to the top of the existing wall, with (1) 2x4 post down to top of foundation.
- 3. The ridge beam is supported by (3) 2x4 at the new gable end, down to the top of the new full-width (28') window header.
- 4. The roof joists are 2x10 at 16" OC.
- 5. **I do not approve this design.** For my approval, the following conditions must be met:
 - a. The ridge beam must be (4) 2x12 for the 16' span, with
 - b. (4) 2x4 posts from ridge beam down to top of foundation at the existing house,
 - c. (4) 2x4 posts down to the continuous header at the new gable end.
 - d. The additional (2) 2x12s for the ridge beam may be installed directly below the (2) 2x12 in place, with the continuous posts as described in letter (c) above.
 - e. The new 2x4 posts on each end should act as king studs, bracketing both sides of the new (2)2x12 on top of (2)2x12 ridge beam construction.

Roof - overframed

- 1. The overframed ridge beam is (1) 2x12, for the simple gable span of approximately 15'.
- 2. The overframed roof joists are 2x6 at 16" OC.
- 3. **I approve this design.**

Interior

- 1. The fireplace is vented directly to the exterior. Verification with manufacturer's installation instructions was not made.
- 2. The required fireplace protective hearth extension was not installed. I informed the homeowner of the International Residential Code's requirements for at least 16" in front of and 8" beyond each side of the fireplace opening, for openings less than 6sf, and 20" and 12" respectively for openings greater than 6sf.
- 3. I observed the R13 (walls) and R30 (ceiling) insulation on-site to be used for finishing the 3-season room.
- 4. **If installed correctly, I approve this design.**

Not all of the construction design was visible at the time of inspection. However, it is my belief that the design, as described to me, with notes and comments above, meets the applicable and required codes as set forth by the City of Darien.

If you have any questions or comments, please do not hesitate to call me directly.

Cordially,

DATE: 9/7/10

Cinda K. Lester, AIA, AICP
Owner, 12/12 Architects & Planners



EXPIRES: 30 APR. 2011

EXPIRES: 30 NOV 2010

9 September 2010

12/12 architects & planners

Michael Griffith, AICP, Senior Planner
Dan Gombac, Director
Village of Darien
Department of Community Development
1702 Plainfield Road
Darien, Illinois 60561



Re: Construction Permit for the 3-Season Room Repair and Extension at
1406 Plainfield Road, Darien, Illinois 60561

Dear Michael and Dan:

This letter is in response to your Construction Work violation letters and notices, dated August 10, 2010 and August 12, 2010 regarding the property at 1406 Plainfield Road.

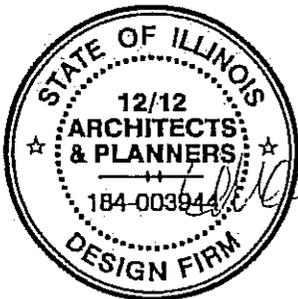
In addition to the information provided in my previous letter date 7 September 2010, this afternoon I witnessed the excavation and measurement of the new foundation to a depth of 42" below grade. As such, this foundation meets the code requirements and I approve the design of the foundation depth.

If you have any questions or comments, please do not hesitate to call me directly.

Cordially,

Cinda K. Lester, AIA, AICP
Owner, 12/12 Architects & Planners

DATE: 9/9/10



EXPIRES: 30 APR. 2011



EXPIRES: 30 NOV 2010

My name is Ron Kelpas I have resided at
1401 77th Darien.

The building has been like this for as
long as I know.

P.S. They have always been good to us

Ron Kelpas 708/217-2126

AGENDA MEMO**City Council****October 4, 2010****ISSUE STATEMENT**

Approval of a resolution for the authorization to execute a joint purchasing requisition through the Illinois Department of Transportation Central Management Services to North American Salt Company for the annual Rock Salt purchase requisition in an amount not to exceed \$224,834.10.

RESOLUTION**BACKGROUND/HISTORY**

The City of Darien utilizes the services of the Illinois Department of Transportation Central Management Services for Road Salt. The rock salt is utilized by the Municipal Services Department for street de-icing operations during the snow season. The joint purchase allows the City and surrounding municipalities to submit estimated rock salt quantities during April to be utilized for the upcoming season. The Illinois Department of Transportation entertains sealed bids for the total quantities from the surrounding municipalities and upon a bid tally forwards the participating municipalities the awarded vendor and the unit pricing, (See Exhibit A). The 2010-11 per ton unit pricing is \$74.82, for a total quantity to be utilized in the amount of 2,750 tons for an amount of \$205,755.00. In addition, the Darien Park District and Center Cass School District #66 will be purchasing up to 250 and 5 tons respectively of rock salt not to exceed \$19,079.10. A separate agenda memo will cover the Intergovernmental Agreements between the City and the Darien Park District and Center Cass School District #66.

Staff has recently obtained a \$59.78 per ton salt price from Morton Salt. Due to the current obligation with IDOT the City is required to take 80% of the salt commitment. Upon review, staff will seek and evaluate alternatives for bulk salt pricing next year.

The proposed expenditure would be expended from the following account:

| ACCOUNT NUMBER | ACCOUNT DESCRIPTION | FY 10-11 BUDGET | PROPOSED EXPENDITURE | PROPOSED BALANCE |
|-----------------------|--|------------------------|-----------------------------|-------------------------|
| 03-60-4249 | SALT | \$300,000.00 | \$205,755.00 | \$92,245.00 |
| 03-60-4249 | DARIEN PARK DISTRICT- REIMBURSABLE | N/A | \$18,705.00 | \$75,540.00 |
| 03-60-4249 | DISTRICT 63- REIMBURSABLE | N/A | \$374.10 | \$75,165.90 |
| TOTAL COST | | | \$224,834.10 | \$75,165.90 |

COMMITTEE RECOMMENDATION

The Municipal Services Committee recommends approval of this resolution with North American Salt Company for the annual Rock Salt Contract in an amount not to exceed \$224,834.10.

ALTERNATE CONSIDERATION

Not approving the joint purchase requisition.

DECISION MODE

This item will be placed on the October 4, 2010 City Council agenda for formal approval.

RESOLUTION NO. _____

A RESOLUTION TO EXECUTE A JOINT PURCHASING REQUISITION THROUGH THE ILLINOIS DEPARTMENT OF TRANSPORTATION CENTRAL MANAGEMENT SERVICES TO NORTH AMERICAN SALT COMPANY FOR THE PURCHASE OF ROCK SALT FOR ROADWAY DEICING OPERATIONS IN AN AMOUNT NOT TO EXCEED \$224,834.10

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: The City Council of the City of Darien hereby executes a joint purchasing requisition through the Illinois Department of Transportation Central Management Services to North American Salt Company for the purchase of rock salt for roadway deicing operations in an amount not to exceed \$224,834.10, hereby attached as [Exhibit A](#).

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY



July 1, 2010

Dear Joint Purchasing Participant:

Subject: 2010-2011 Rock Salt, Bulk Contract Information

In completing the 2010 – 2011 Rock Salt season contract re-procurement, the State of Illinois did not encounter the types of supply-related issues experienced in previous seasons. We made every effort to secure Road Salt at the best available price for participants in our contract re-procurement, and gladly report that all locations across the State were able to have their supply needs met through the State's procurement efforts.

We again recommend that participating agencies and governmental entities examine their application rates and roadway priorities in order to minimize next season's maintenance program cost while also ensuring the safety of the public.

Enclosed is a copy of the requisition you submitted to us for the purchase of rock salt. The information from the requisition, including purchase commitment, can be used to submit your requirements to this year's contract vendor:

Contract: PSD 4016217

North American Salt Company

9900 West 109-th Street

Overland Park, KS 66210

Phone (800) 323-1641 or (913) 344-9330

Term: July 2010 - June 2011

FEIN Number: 48-1047632

Contact Name: Sean Lierz

Your unit is **Contract Line No: 097 / Price per ton F.O.B. destination, is \$ 74.82**. Emergency pickup of salt at vendor's warehouse is available at base price of **\$-75.00** per ton. Warehouses are open Monday through Friday, 7:00 a.m. to 3:00 p.m. Please contact the vendor during regular business hours for the specific warehouse location in your area.

The additional price per ton to have rock salt delivered in trucks equipped with coal/grain chute openings in the tailgate to permit controlled off-loading of rock salt onto conveyors is **\$5.50** per ton. Contact vendor for availability in your area and scheduling deliveries.

You are responsible for issuing your own purchase order document to the vendor. Orders may be placed with the vendor via telephone, with a written or fax confirmation to follow immediately. *You are strongly encouraged to order early and to store as much salt as possible in order to help prevent potential salt shortages this winter.* Also, you need to make every effort to place orders in full truckload lots (22-25 tons) or multiples of such.



Your governmental unit is responsible for ensuring that the 80 or 100 percent minimum guaranteed purchase commitment (as noted on your Requisition) is met before the end of the winter season, June 30, 2011. The vendor is required to furnish not less than 120-percent (if needed) of the contract quantity by March 1, 2011. Your governmental unit is responsible for processing vendor invoices in a timely manner.

Delivery shall be made as soon as possible after vendor receipt of order by phone or mail. The maximum time from receipt of order to the actual delivery for orders placed between December 1, 2009 through April 1, 2010 shall not exceed seven working days, unless as modified in the Order Guidelines herein..

For orders placed between December 1, 2010 and April 1, 2011, if a vendor is unable to make delivery within the order timeline, local governmental units shall have the right to retain \$.20 per ton per working-day as liquidated damages on the undelivered portion of the order. For orders placed prior to 9:00 a.m. on a given day, that day to be considered as the first calendar day of the seven-day delivery period. For an order placed after 9:00 a.m. on a given day, the following day shall be considered as the first calendar day of the seven day delivery period.

CMS reserves the right to mitigate application of liquidated damages imposed against a vendor, in the event of orders exceeding the maximum percentages outlined below:

An agency may order up to 20-% of their awarded contract tonnage in any given week and vendor shall deliver within 7 working-days after receipt of order. Quantity ordered above the 20-% threshold shall have an extended deliver time of one-working-day for each one-percentage-point above the 20-% guideline. For example, if an agency orders 25-% of their awarded total 100 ton, delivery of the first 20 ton (20-%) shall be within 7 working-days after receipt of order, the remaining 5 ton should be delivered within 12 working-days after receipt of order.

If after seven working-days of liquidated damages assessment, the vendor has still failed to deliver, local governmental unit shall have the right to terminate an order and purchase road salt or abrasives from another source, or take action consistent with public safety as needed to continue daily business. Any and all additional costs incurred may be collected from the original vendor, in addition to liquidated damages, by participant's legal action.

All deliveries shall be covered with approved weatherproof materials. The vendor shall ensure that delivery person inspects the inside of the trailer and that all salt is removed from the trailer before leaving a delivery point. The vendor will ensure all weights and measures shown on delivery tickets are correct. Local governmental units reserve the right to require that delivery trucks occasionally be directed to a scale in the vicinity of the delivery point as a check on delivered truckloads.



Deliveries of rock salt containing any foreign material such as mud, rocks, grader teeth, wood, tarpaulins, etc., may be rejected at the delivery site. In the event that any foreign material is discovered in dumped deliveries, the salt and foreign matter may be reloaded onto the cartage hauler's truck by the local governmental unit and returned for credit, or the vendor shall immediately ship a specification compliant load of replacement salt, or issue a refund to the governmental unit consistent with the contract price.

In December 2010, the contract vendor shall have in place stockpile(s) located in or near Illinois covering the tonnage awarded for the northern regions of the State, and in January of 2011 the contract vendor shall have in place stockpile(s) in or near to Illinois covering the total tonnage awarded for all regions of the State. At our discretion, we will inspect the stockpiles to ensure that these stockpiles are in sufficient quantities, and that vendor commitments to the stockpiles are with the users of this contract.

The contract pricing shall remain firm for the entire contract period, for up to the 120-% guaranteed limit, unless otherwise changed by mutual agreement. The contract price for purchases made in excess of the 120-% guaranteed limit is subject to increase if vendor's costs for providing rock salt increase by more than 5.%. Contract vendor must submit to CMS documentation justifying the increase for acceptance prior to implementation.

Unless an emergency exists, those local governmental units under their 120-% purchase threshold shall receive salt deliveries prior to those local governmental units over their 120-% purchase threshold. In the case of an emergency, effort will be made to have the vendor ship enough salt to aid affected local governmental units through the emergency.

Enhanced rock salt 2010 - 2011 season availability from North American Salt Company:

The Department of Central Management Services requested pricing for an enhanced rock salt option in the invitation for bid, and received an offering from Cargill's' Deicing Unit. Their prices are made available to any joint purchasing participant awarded in the Cargill Rock Salt Contract as an up-charge per ton option and are to be added to your order as a separate line item. Locations interested in ordering this enhanced salt option must call the vendor to facilitate ordering arrangements.

North American Salt is providing the following Price structure for 2010 – 2011 Season:

- IDOT District No. 1 \$-14:50 Price up-charge per ton.
- IDOT District No. 2 \$-14.50 Price up-charge per ton.
- IDOT District No. 3 \$-14.50 Price up-charge per ton.
- IDOT District No. 4 \$-14.50 Price up-charge per ton.
- IDOT District No. 5 \$-14.50 Price up-charge per ton.
- IDOT District No. 6 \$-14.50 Price up-charge per ton.
- IDOT District No. 7 \$-14.50 Price up-charge per ton.
- IDOT District No. 8 \$-14.50 Price up-charge per ton.
- IDOT District No. 9 \$-14.50 Price up-charge per ton.



The enhanced salt product features additional pre-treatment of approved road salt with a product providing enhanced melting performance, with reduced corrosion and clumping.

It is hoped that this information will be beneficial to you in the utilization of this contract. If you have any further questions concerning the rock salt contract, please feel free to contact me at (217) 782-8091.

Sincerely,

Wayne Ilsley, Buyer
Bureau of Strategic Sourcing And Procurement

GovSalt.doc

Cyrilce
217-782-0001

Mary
217-785-3867

Wayne.ilsley @ illinois.gov

Sharon Leers (913) 344-9330



North American Salt Company
9900 West 109th Street
Suite 600
Overland Park, Kansas 66210
www.compassminerals.com
T (913) 344-9100

July 6, 2010

Dear Arthur Benner,

Even though we are in the middle of summer, it's not too early to start thinking about winter. In your position, you have a great deal of responsibility, and safe winter roads are a top priority. However, your maintenance budgets don't always keep pace with the service level expectations of your constituents. We recognize this challenge and would like the opportunity to show you how **Thawrox[®] Treated Salt**, can help you make the most of your deicing resources and deliver the cleanest roads possible this winter.

Thawrox is a premium, premixed treated salt that blends our rock salt, magnesium chloride and an agricultural-based performance enhancer to offer superior performance over straight rock salt. You'll use less and get cleaner, safer road surfaces. Plus, using Thawrox is much easier on your fleet. Here's how:

- Natural additives provide enhanced performance, which translates into a potential reduction in salt needs of 30% to 50%. Using Thawrox keeps roads clear with less product. This reduces the salt and the trips needed to keep your roads clear, as well as protecting your vehicles from wear and corrosion.
- Thawrox technology enhances the melting capacity of straight salt. At equivalent temperatures, Thawrox will melt more ice and reduce the trips needed to make your roads clear.
- Thawrox lasts longer and is much more effective in low temperature environments (as low as -26° C/-15° F), thus reducing or even eliminating the need for sand and sand cleanup.
- With its much lower working temperature, Thawrox greatly resists stockpile freezing, and will remain free flowing in the most dire winter weather conditions.
- Thawrox contains a viscosity modifier, or suspension agent, that reduces bounce on the road and blow away. That equals fewer applications and lower labor costs.
- Thawrox is a premixed, turn-key product, so you won't need special mixing or liquid handling equipment, making it more convenient and cost effective than other products.
- The additives in Thawrox also greatly reduce leaching for improved handling and storage of the product compared to other treated salts.

I am excited to bring this premium offering to you this season. For more information about Thawrox, including price and availability, feel free to contact me at 800-693-3334.

Sincerely,

David Furbeck
Sales Manager - Specialty Products
Sifto Canada / North American Salt / Compass Minerals, Inc.
Toll-Free - 800-693-3334
Mobile - 913-634-8099
furbeckd@compassminerals.com

Shean Leers - 913-344-9330

AGENDA MEMO
City Council
October 4, 2010

Issue Statement

Approval of a Resolution authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement with the Darien Park District for the reimbursement of Rock Salt through the City's 2010 Rock Salt Agreement with North American Salt Company.

RESOLUTION

Background/History

The Intergovernmental Agreement with the Darien Park District authorizes the City of Darien to provide rock salt to the Darien Park District for their deicing operations. The Park District does not have facilities to accommodate rock salt in bulk and will realize a savings by utilizing the City's bulk pricing and storage facility. The City has secured pricing with North American Salt Company through the joint bid purchasing entertained by the Illinois Department of Transportation Central Management Services.

The Park District has estimated that they will require approximately 250 tons for the winter season. The City of Darien would be reimbursed by the Park District at a unit cost of \$74.82 per ton for a total amount of approximately \$18,705.00 pending final quantities.

Committee Recommendation

The Municipal Services Committee recommends signing the Intergovernmental Agreement.

Alternate Consideration

Not approving the Resolution.

Decision Mode

This item will be placed on the October 4, 2010 City Council agenda for formal consideration.

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND THE DARIEN PARK DISTRICT FOR ROCK SALT

WHEREAS, under the Constitution and Statues of the State of Illinois, a municipality is authorized to participate in intergovernmental cooperation; and

WHEREAS, an Intergovernmental Agreement has been prepared between the City of Darien and the Darien Park District concerning the purchase of rock salt, a copy of which is attached hereto as "[Exhibit A](#)," and is incorporated herein; and

WHEREAS, The Corporate Authorities, for record keeping, desire to authorize the execution of the Intergovernmental Agreement by Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DUPAGE COUNTY, as follows:

SECTION 1: That the Mayor and City Clerk are hereby authorized to execute an Intergovernmental Agreement for the purchase of rock salt through the City's 2010 awarded rock salt vendor North American Salt Company, subject to the Darien Park District Intergovernmental Agreement paying for the final quantities.

The obligations of the City of Darien shall be limited to those specifically stated within the terms of the Intergovernmental Agreement.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DUPAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR FOR THE CITY OF DARIEN, DUPAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

KATHLEEN MOESLE

WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY



July 1, 2010

Dear Joint Purchasing Participant:

Subject: 2010-2011 Rock Salt, Bulk Contract Information

In completing the 2010 – 2011 Rock Salt season contract re-procurement, the State of Illinois did not encounter the types of supply-related issues experienced in previous seasons. We made every effort to secure Road Salt at the best available price for participants in our contract re-procurement, and gladly report that all locations across the State were able to have their supply needs met through the State's procurement efforts.

We again recommend that participating agencies and governmental entities examine their application rates and roadway priorities in order to minimize next season's maintenance program cost while also ensuring the safety of the public.

Enclosed is a copy of the requisition you submitted to us for the purchase of rock salt. The information from the requisition, including purchase commitment, can be used to submit your requirements to this year's contract vendor:

Contract: PSD 4016217

North American Salt Company

9900 West 109-th Street

Overland Park, KS 66210

Phone (800) 323-1641 or (913) 344-9330

Term: July 2010 - June 2011

FEIN Number: 48-1047632

Contact Name: Sean Lierz

Your unit is **Contract Line No: 097 / Price per ton F.O.B. destination, is \$ 74.82**. Emergency pickup of salt at vendor's warehouse is available at base price of **\$-75.00** per ton. Warehouses are open Monday through Friday, 7:00 a.m. to 3:00 p.m. Please contact the vendor during regular business hours for the specific warehouse location in your area.

The additional price per ton to have rock salt delivered in trucks equipped with coal/grain chute openings in the tailgate to permit controlled off-loading of rock salt onto conveyors is **\$5.50** per ton. Contact vendor for availability in your area and scheduling deliveries.

You are responsible for issuing your own purchase order document to the vendor. Orders may be placed with the vendor via telephone, with a written or fax confirmation to follow immediately. *You are strongly encouraged to order early and to store as much salt as possible in order to help prevent potential salt shortages this winter.* Also, you need to make every effort to place orders in full truckload lots (22-25 tons) or multiples of such.



Your governmental unit is responsible for ensuring that the 80 or 100 percent minimum guaranteed purchase commitment (as noted on your Requisition) is met before the end of the winter season, June 30, 2011. The vendor is required to furnish not less than 120-percent (if needed) of the contract quantity by March 1, 2011. Your governmental unit is responsible for processing vendor invoices in a timely manner.

Delivery shall be made as soon as possible after vendor receipt of order by phone or mail. The maximum time from receipt of order to the actual delivery for orders placed between December 1, 2009 through April 1, 2010 shall not exceed seven working days, unless as modified in the Order Guidelines herein..

For orders placed between December 1, 2010 and April 1, 2011, if a vendor is unable to make delivery within the order timeline, local governmental units shall have the right to retain \$.20 per ton per working-day as liquidated damages on the undelivered portion of the order. For orders placed prior to 9:00 a.m. on a given day, that day to be considered as the first calendar day of the seven-day delivery period. For an order placed after 9:00 a.m. on a given day, the following day shall be considered as the first calendar day of the seven day delivery period.

CMS reserves the right to mitigate application of liquidated damages imposed against a vendor, in the event of orders exceeding the maximum percentages outlined below:

An agency may order up to 20-% of their awarded contract tonnage in any given week and vendor shall deliver within 7 working-days after receipt of order. Quantity ordered above the 20-% threshold shall have an extended deliver time of one-working-day for each one-percentage-point above the 20-% guideline. For example, if an agency orders 25-% of their awarded total 100 ton, delivery of the first 20 ton (20-%) shall be within 7 working-days after receipt of order, the remaining 5 ton should be delivered within 12 working-days after receipt of order.

If after seven working-days of liquidated damages assessment, the vendor has still failed to deliver, local governmental unit shall have the right to terminate an order and purchase road salt or abrasives from another source, or take action consistent with public safety as needed to continue daily business. Any and all additional costs incurred may be collected from the original vendor, in addition to liquidated damages, by participant's legal action.

All deliveries shall be covered with approved weatherproof materials. The vendor shall ensure that delivery person inspects the inside of the trailer and that all salt is removed from the trailer before leaving a delivery point. The vendor will ensure all weights and measures shown on delivery tickets are correct. Local governmental units reserve the right to require that delivery trucks occasionally be directed to a scale in the vicinity of the delivery point as a check on delivered truckloads.



Deliveries of rock salt containing any foreign material such as mud, rocks, grader teeth, wood, tarpaulins, etc., may be rejected at the delivery site. In the event that any foreign material is discovered in dumped deliveries, the salt and foreign matter may be reloaded onto the cartage hauler's truck by the local governmental unit and returned for credit, or the vendor shall immediately ship a specification compliant load of replacement salt, or issue a refund to the governmental unit consistent with the contract price.

In December 2010, the contract vendor shall have in place stockpile(s) located in or near Illinois covering the tonnage awarded for the northern regions of the State, and in January of 2011 the contract vendor shall have in place stockpile(s) in or near to Illinois covering the total tonnage awarded for all regions of the State. At our discretion, we will inspect the stockpiles to ensure that these stockpiles are in sufficient quantities, and that vendor commitments to the stockpiles are with the users of this contract.

The contract pricing shall remain firm for the entire contract period, for up to the 120-% guaranteed limit, unless otherwise changed by mutual agreement. The contract price for purchases made in excess of the 120-% guaranteed limit is subject to increase if vendor's costs for providing rock salt increase by more than 5.%. Contract vendor must submit to CMS documentation justifying the increase for acceptance prior to implementation.

Unless an emergency exists, those local governmental units under their 120-% purchase threshold shall receive salt deliveries prior to those local governmental units over their 120-% purchase threshold. In the case of an emergency, effort will be made to have the vendor ship enough salt to aid affected local governmental units through the emergency.

Enhanced rock salt 2010 - 2011 season availability from North American Salt Company:

The Department of Central Management Services requested pricing for an enhanced rock salt option in the invitation for bid, and received an offering from Cargill's' Deicing Unit. Their prices are made available to any joint purchasing participant awarded in the Cargill Rock Salt Contract as an up-charge per ton option and are to be added to your order as a separate line item. Locations interested in ordering this enhanced salt option must call the vendor to facilitate ordering arrangements.

North American Salt is providing the following Price structure for 2010 – 2011 Season:

- IDOT District No. 1 \$-14:50 Price up-charge per ton.
- IDOT District No. 2 \$-14.50 Price up-charge per ton.
- IDOT District No. 3 \$-14.50 Price up-charge per ton.
- IDOT District No. 4 \$-14.50 Price up-charge per ton.
- IDOT District No. 5 \$-14.50 Price up-charge per ton.
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- IDOT District No. 7 \$-14.50 Price up-charge per ton.
- IDOT District No. 8 \$-14.50 Price up-charge per ton.
- IDOT District No. 9 \$-14.50 Price up-charge per ton.



The enhanced salt product features additional pre-treatment of approved road salt with a product providing enhanced melting performance, with reduced corrosion and clumping.

It is hoped that this information will be beneficial to you in the utilization of this contract. If you have any further questions concerning the rock salt contract, please feel free to contact me at (217) 782-8091.

Sincerely,

Wayne Ilsley, Buyer
Bureau of Strategic Sourcing And Procurement

GovSalt.doc

Cyrilce
217-782-0001

Mary
217-785-3867

Wayne.ilsley @ illinois.gov

Sharon Leers (913) 344-9330



North American Salt Company
9900 West 109th Street
Suite 600
Overland Park, Kansas 66210
www.compassminerals.com
T (913) 344-9100

July 6, 2010

Dear Arthur Benner,

Even though we are in the middle of summer, it's not too early to start thinking about winter. In your position, you have a great deal of responsibility, and safe winter roads are a top priority. However, your maintenance budgets don't always keep pace with the service level expectations of your constituents. We recognize this challenge and would like the opportunity to show you how **Thawrox® Treated Salt**, can help you make the most of your deicing resources and deliver the cleanest roads possible this winter.

Thawrox is a premium, premixed treated salt that blends our rock salt, magnesium chloride and an agricultural-based performance enhancer to offer superior performance over straight rock salt. You'll use less and get cleaner, safer road surfaces. Plus, using Thawrox is much easier on your fleet. Here's how:

- Natural additives provide enhanced performance, which translates into a potential reduction in salt needs of 30% to 50%. Using Thawrox keeps roads clear with less product. This reduces the salt and the trips needed to keep your roads clear, as well as protecting your vehicles from wear and corrosion.
- Thawrox technology enhances the melting capacity of straight salt. At equivalent temperatures, Thawrox will melt more ice and reduce the trips needed to make your roads clear.
- Thawrox lasts longer and is much more effective in low temperature environments (as low as -26° C/-15° F), thus reducing or even eliminating the need for sand and sand cleanup.
- With its much lower working temperature, Thawrox greatly resists stockpile freezing, and will remain free flowing in the most dire winter weather conditions.
- Thawrox contains a viscosity modifier, or suspension agent, that reduces bounce on the road and blow away. That equals fewer applications and lower labor costs.
- Thawrox is a premixed, turn-key product, so you won't need special mixing or liquid handling equipment, making it more convenient and cost effective than other products.
- The additives in Thawrox also greatly reduce leaching for improved handling and storage of the product compared to other treated salts.

I am excited to bring this premium offering to you this season. For more information about Thawrox, including price and availability, feel free to contact me at 800-693-3334.

Sincerely,

David Furbeck
Sales Manager - Specialty Products
Sifto Canada / North American Salt / Compass Minerals, Inc.
Toll-Free - 800-693-3334
Mobile - 913-634-8099
furbeckd@compassminerals.com

Shean Leers - 913-344-9330

AGENDA MEMO
City Council
October 4, 2010

Issue Statement

Approval of a Resolution authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement with Center Cass School District #66 for the reimbursement of Rock Salt through the City's 2010 Rock Salt Agreement with North American Salt Company.

RESOLUTION

Background/History

The Intergovernmental Agreement with Center Cass School District #66 authorizes the City of Darien to provide rock salt to Center Cass School District #66 for their deicing operations. The School District does not have facilities to accommodate rock salt in bulk and will realize a savings by utilizing the City's bulk pricing and storage facility. The City has secured pricing with North American Salt Company through the joint bid purchasing entertained by the Illinois Department of Transportation Central Management Services.

The School District has estimated that they will require approximately 5 tons for the winter season. The City of Darien would be reimbursed by the School District at a unit cost of \$74.82 per ton for a total amount of approximately \$374.10 pending final quantities. The proposed salt quantities will not have any impact to the City's contract with the supplier.

Committee Recommendation

The Municipal Services Committee recommends signing the Intergovernmental Agreement.

Alternate Consideration

Not approving the Resolution.

Decision Mode

This item will be placed on the October 4, 2010 City Council agenda for formal consideration.

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND CENTER CASS SCHOOL DISTRICT #66
FOR ROCK SALT**

WHEREAS, under the Constitution and Statues of the State of Illinois, a municipality is authorized to participate in intergovernmental cooperation; and

WHEREAS, an Intergovernmental Agreement has been prepared between the City of Darien and Center Cass School District #66 concerning the purchase of rock salt, a copy of which is attached hereto as "[Exhibit A](#)," and is incorporated herein; and

WHEREAS, The Corporate Authorities, for record keeping, desire to authorize the execution of the Intergovernmental Agreement by Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DUPAGE COUNTY, as follows:

SECTION 1: That the Mayor and City Clerk are hereby authorized to execute an Intergovernmental Agreement for the purchase of rock salt through the City’s 2010 awarded rock salt vendor North American Salt Company, subject to the Center Cass School District #66 Intergovernmental Agreement paying for the final quantities.

The obligations of the City of Darien shall be limited to those specifically stated within the terms of the Intergovernmental Agreement.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DUPAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR FOR THE CITY OF DARIEN, DUPAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

KATHLEEN MOESLE

WEAVER, MAYOR
ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

**INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITY OF DARIEN AND CENTER CASS SCHOOL DISTRICT #66
FOR THE PURCHASE OF ROAD SALT**

This agreement is made and entered into this _____ day of _____, 2010, by and between the City of Darien, an Illinois municipal corporation (hereinafter the "City"), and Center Cass School District #66, an Illinois municipal corporation, (hereinafter the "School District") (collectively "the parties").

WHEREAS, the corporate authorities of the parties possess authority to enter into this intergovernmental agreement pursuant to Article VII, Section 10 of the 1970 Constitution of the State of Illinois and pursuant to the provisions of the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1, *et seq.*;

WHEREAS, the City had been awarded a contract with contractor, North American Salt Company (the "Contractor") concerning the purchase of rock salt, a copy of which is attached hereto as "[Exhibit A](#)";

WHEREAS, the City desires to assist the School District by allowing the School District to purchase rock salt from the Public Works facility for an estimated cost of \$374.10 pending final quantities;

WHEREAS, the parties desire to commit their agreements and understandings to writing;

NOW, THEREFORE, in consideration of the mutual covenants contained in this Agreement, the parties hereto agree, as follows:

1. The recitals set forth above are hereby incorporated into and made a part of this Agreement.
2. The District authorizes the City to provide rock salt to the District for de-icing operations.
3. The District shall reimburse the City for the rock salt charges by April 30, 2011 as invoiced by the City.
4. All notices, requests and other communications under this Agreement shall be in writing and shall be deemed properly served upon delivery by hand to the party to whom it is addressed, or upon receipt, if sent, postage pre-paid by United States registered or certified mail, return receipt requested, as follows:
 - a. If intended for the City:

City of Darien
1702 Plainfield Road
Darien, Illinois 60561
Attn: Bryon Vana

b. If intended for the Park District:

Center Cass School District #66
699 Plainfield Road
Downers Grove, Illinois 60516
Attn: Jay Tiede

5. The validity, meaning, and effect of this Agreement shall be determined in accordance with the laws of the State of Illinois applicable to intergovernmental agreements made and contracts made and to be formed in Illinois.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in their respective corporate names, by the authorized signatures of their respective officers and by their respective corporate seals affixed and attached hereto by their respective officers having custody thereof on this _____ day of _____, 2010.

CITY OF DARIEN

BY: _____
Kathleen Weaver, Mayor

ATTEST: _____
City Clerk

CENTER CASS SCHOOL DISTRICT #66

BY: _____
Jay Tiede,
Superintendent District #66

ATTEST: _____
Secretary, School District



July 1, 2010

Dear Joint Purchasing Participant:

Subject: 2010-2011 Rock Salt, Bulk Contract Information

In completing the 2010 – 2011 Rock Salt season contract re-procurement, the State of Illinois did not encounter the types of supply-related issues experienced in previous seasons. We made every effort to secure Road Salt at the best available price for participants in our contract re-procurement, and gladly report that all locations across the State were able to have their supply needs met through the State's procurement efforts.

We again recommend that participating agencies and governmental entities examine their application rates and roadway priorities in order to minimize next season's maintenance program cost while also ensuring the safety of the public.

Enclosed is a copy of the requisition you submitted to us for the purchase of rock salt. The information from the requisition, including purchase commitment, can be used to submit your requirements to this year's contract vendor:

Contract: PSD 4016217

North American Salt Company

9900 West 109-th Street

Overland Park, KS 66210

Phone (800) 323-1641 or (913) 344-9330

Term: July 2010 - June 2011

FEIN Number: 48-1047632

Contact Name: Sean Lierz

Your unit is **Contract Line No: 097 / Price per ton F.O.B. destination, is \$ 74.82**. Emergency pickup of salt at vendor's warehouse is available at base price of **\$-75.00** per ton. Warehouses are open Monday through Friday, 7:00 a.m. to 3:00 p.m. Please contact the vendor during regular business hours for the specific warehouse location in your area.

The additional price per ton to have rock salt delivered in trucks equipped with coal/grain chute openings in the tailgate to permit controlled off-loading of rock salt onto conveyors is **\$5.50** per ton. Contact vendor for availability in your area and scheduling deliveries.

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Your governmental unit is responsible for ensuring that the 80 or 100 percent minimum guaranteed purchase commitment (as noted on your Requisition) is met before the end of the winter season, June 30, 2011. The vendor is required to furnish not less than 120-percent (if needed) of the contract quantity by March 1, 2011. Your governmental unit is responsible for processing vendor invoices in a timely manner.

Delivery shall be made as soon as possible after vendor receipt of order by phone or mail. The maximum time from receipt of order to the actual delivery for orders placed between December 1, 2009 through April 1, 2010 shall not exceed seven working days, unless as modified in the Order Guidelines herein..

For orders placed between December 1, 2010 and April 1, 2011, if a vendor is unable to make delivery within the order timeline, local governmental units shall have the right to retain \$.20 per ton per working-day as liquidated damages on the undelivered portion of the order. For orders placed prior to 9:00 a.m. on a given day, that day to be considered as the first calendar day of the seven-day delivery period. For an order placed after 9:00 a.m. on a given day, the following day shall be considered as the first calendar day of the seven day delivery period.

CMS reserves the right to mitigate application of liquidated damages imposed against a vendor, in the event of orders exceeding the maximum percentages outlined below:

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If after seven working-days of liquidated damages assessment, the vendor has still failed to deliver, local governmental unit shall have the right to terminate an order and purchase road salt or abrasives from another source, or take action consistent with public safety as needed to continue daily business. Any and all additional costs incurred may be collected from the original vendor, in addition to liquidated damages, by participant's legal action.

All deliveries shall be covered with approved weatherproof materials. The vendor shall ensure that delivery person inspects the inside of the trailer and that all salt is removed from the trailer before leaving a delivery point. The vendor will ensure all weights and measures shown on delivery tickets are correct. Local governmental units reserve the right to require that delivery trucks occasionally be directed to a scale in the vicinity of the delivery point as a check on delivered truckloads.



Deliveries of rock salt containing any foreign material such as mud, rocks, grader teeth, wood, tarpaulins, etc., may be rejected at the delivery site. In the event that any foreign material is discovered in dumped deliveries, the salt and foreign matter may be reloaded onto the cartage hauler's truck by the local governmental unit and returned for credit, or the vendor shall immediately ship a specification compliant load of replacement salt, or issue a refund to the governmental unit consistent with the contract price.

In December 2010, the contract vendor shall have in place stockpile(s) located in or near Illinois covering the tonnage awarded for the northern regions of the State, and in January of 2011 the contract vendor shall have in place stockpile(s) in or near to Illinois covering the total tonnage awarded for all regions of the State. At our discretion, we will inspect the stockpiles to ensure that these stockpiles are in sufficient quantities, and that vendor commitments to the stockpiles are with the users of this contract.

The contract pricing shall remain firm for the entire contract period, for up to the 120-% guaranteed limit, unless otherwise changed by mutual agreement. The contract price for purchases made in excess of the 120-% guaranteed limit is subject to increase if vendor's costs for providing rock salt increase by more than 5.%. Contract vendor must submit to CMS documentation justifying the increase for acceptance prior to implementation.

Unless an emergency exists, those local governmental units under their 120-% purchase threshold shall receive salt deliveries prior to those local governmental units over their 120-% purchase threshold. In the case of an emergency, effort will be made to have the vendor ship enough salt to aid affected local governmental units through the emergency.

Enhanced rock salt 2010 - 2011 season availability from North American Salt Company:

The Department of Central Management Services requested pricing for an enhanced rock salt option in the invitation for bid, and received an offering from Cargill's' Deicing Unit. Their prices are made available to any joint purchasing participant awarded in the Cargill Rock Salt Contract as an up-charge per ton option and are to be added to your order as a separate line item. Locations interested in ordering this enhanced salt option must call the vendor to facilitate ordering arrangements.

North American Salt is providing the following Price structure for 2010 – 2011 Season:

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- IDOT District No. 8 \$-14.50 Price up-charge per ton.
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The enhanced salt product features additional pre-treatment of approved road salt with a product providing enhanced melting performance, with reduced corrosion and clumping.

It is hoped that this information will be beneficial to you in the utilization of this contract. If you have any further questions concerning the rock salt contract, please feel free to contact me at (217) 782-8091.

Sincerely,

Wayne Ilsley, Buyer
Bureau of Strategic Sourcing And Procurement

GovSalt.doc

Cyrilce
217-782-0001

Mary
217-785-3867

Wayne.ilsley @ illinois.gov

Sharon Leers (913) 344-9330



North American Salt Company
9900 West 109th Street
Suite 600
Overland Park, Kansas 66210
www.compassminerals.com
T (913) 344-9100

July 6, 2010

Dear Arthur Benner,

Even though we are in the middle of summer, it's not too early to start thinking about winter. In your position, you have a great deal of responsibility, and safe winter roads are a top priority. However, your maintenance budgets don't always keep pace with the service level expectations of your constituents. We recognize this challenge and would like the opportunity to show you how **Thawrox® Treated Salt**, can help you make the most of your deicing resources and deliver the cleanest roads possible this winter.

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- Natural additives provide enhanced performance, which translates into a potential reduction in salt needs of 30% to 50%. Using Thawrox keeps roads clear with less product. This reduces the salt and the trips needed to keep your roads clear, as well as protecting your vehicles from wear and corrosion.
- Thawrox technology enhances the melting capacity of straight salt. At equivalent temperatures, Thawrox will melt more ice and reduce the trips needed to make your roads clear.
- Thawrox lasts longer and is much more effective in low temperature environments (as low as -26° C/-15° F), thus reducing or even eliminating the need for sand and sand cleanup.
- With its much lower working temperature, Thawrox greatly resists stockpile freezing, and will remain free flowing in the most dire winter weather conditions.
- Thawrox contains a viscosity modifier, or suspension agent, that reduces bounce on the road and blow away. That equals fewer applications and lower labor costs.
- Thawrox is a premixed, turn-key product, so you won't need special mixing or liquid handling equipment, making it more convenient and cost effective than other products.
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I am excited to bring this premium offering to you this season. For more information about Thawrox, including price and availability, feel free to contact me at 800-693-3334.

Sincerely,

David Furbeck
Sales Manager - Specialty Products
Sifto Canada / North American Salt / Compass Minerals, Inc.
Toll-Free - 800-693-3334
Mobile - 913-634-8099
furbeckd@compassminerals.com

Shean Leers - 913-344-9330

AGENDA MEMO**City Council****October 4, 2010****ISSUE STATEMENT**

A resolution accepting quotes from the following vendors for materials and services to remove and replace the siding, soffit, fascia, roof and gutters at Plant Two-1220 Plainfield Rd in an amount not to exceed \$6,433.00

RESOLUTION

Siding, Soffit, Fascia- Stec Roofing Inc - \$1,900.00
 Roof- J Eck & Sons - \$3,655.00
 Gutters- A-Reliable Roofing - \$878.00

BACKGROUND

Competitive quotes were requested for materials and services to remove and replace the siding, soffit, fascia, roof and gutters at Plant Two-1220 Plainfield Rd. The building is referred to as the pump station and the abovementioned building maintenance items are included in this year's budget. Staff sent out 19 quote requests and received six (6) competitive quotes. See [Attachment A](#).

The expenditure would come from the following line item account:

| ACCOUNT NUMBER | ACCOUNT DESCRIPTION | FY 10/11 BUDGET | VENDOR | PROPOSED EXPENDITURE | YEAR TO DATE TO BE EXPENDED | PROPOSED BALANCE |
|----------------|---|-----------------|--------------------|----------------------|-----------------------------|------------------|
| 02-50-4223 | MAINTENANCE BUILDING-SIDING, SOFFIT, FASCIA | \$9,138.00 | Stec Roofing Inc | \$1,900.00 | \$1,900.00 | \$7,238.00 |
| 02-50-4223 | MAINTENANCE BUILDING-ROOF | | J Eck & Sons Inc | \$3,655.00 | \$5,555.00 | \$3,583.00 |
| 02-50-4223 | MAINTENANCE BUILDING-GUTTERS | | A-Reliable Roofing | \$ 878.00 | \$6,433.00 | \$2,705.00 |
| Total | | | | \$6,433.00 | \$6,433.00 | \$2,705.00 |

COMMITTEE RECOMMENDATION

The Municipal Services Committee recommends approval of this resolution with the following vendors at a not to exceed \$6,433.00

Siding, Soffit, Fascia- Stec Roofing Inc - \$1,900.00
 Roof- J Eck & Sons - \$3,655.00
 Gutters- A-Reliable Roofing - \$878.00

ALTERNATE CONSIDERATION

As directed by the City Council.

DECISION MODE

This item will be placed on the October 4, 2010 City Council agenda for formal approval.

RESOLUTION NO. _____

A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT TWO-1220 PLAINFIELD ROAD IN AN AMOUNT NOT TO EXCEED \$6,433.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: The City Council of the City of Darien hereby accept quotes for materials and services to remove and replace the siding, soffit, fascia, gutters and roof at Plant Two-1220 Plainfield Road in an amount not to exceed \$6,433.00, attached hereto as [Exhibit A – Stec Roofing Inc](#) - \$1,900.00; [Exhibit B – J Eck & Sons Inc](#) - \$3,655.00 and [Exhibit C – A Reliable Roofing](#) - \$878.00.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

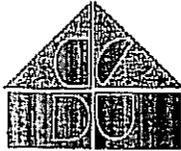
CITY ATTORNEY

WATER PLANT BUILDING MAINTENANCE PROJECTS

| Plant 2 - 1220 Plainfield Road | Showalter Roofing | Stec Roofing | J Eck & Sons | Berg Roofing | Residential Exteriors | A-Reliable Roofing | Awarded Quote |
|--------------------------------|-------------------|--------------|--------------|--------------|-----------------------|--------------------|---------------|
| Plant 2 Roof | | \$ 4,800.00 | \$ 3,655.00 | \$ 4,345.00 | \$ - | \$ 4,486.00 | \$ 3,655.00 |
| Plant 2 Gutter | | \$ 1,050.00 | \$ - | \$ 1,100.00 | \$ 946.00 | \$ 878.00 | \$ 878.00 |
| Plant 2 Siding/Soffit/Fascia | | \$ 1,900.00 | \$ - | \$ 2,500.00 | \$ 2,970.00 | \$ 2,072.00 | \$ 1,900.00 |
| Awarded Quote Total | | | | | | | \$ 6,433.00 |
| | | | | | | | |
| Budget Allocation | | | | | | | \$ 9,138.00 |

CONTRACT

Roofing of All Types - Seamless Gutters - Fascia - Soffit - Siding & Windows



STECROOFINGINC.COM

STEC ROOFING, INC.

&

Exteriors

-SINCE 1966-

OFFICE: 26 W 271 Burlington Ave. Naperville, IL 60563

ROOFING YARD: 26 w 181 Plank Rd. Naperville, IL 60560

PHONE: (630) 971-1689 ~ FAX: (630) 852-3167

Date: 09/15/2010

PROPOSAL SUBMITTED TO:

NAME: MUNICIPAL SERVICES/ CITY OF DARIEN
STREET: 1702 PLAINFIELD RD
CITY: DARIEN, IL 60561
PHONE: 630-353-8105 ASHLEY FAX: 630-852-4709

WORK TO BE PERFORMED AT:

STREET: 1220 PLAINFIELD ROAD (Plant 2)
CITY: DARIEN, IL 60561

STEC ROOFING, INC. hereby proposes to furnish all the materials and performs all the labor necessary for the completion of roofing work. Tear off existing roofing and haul away. We will inspect existing deck and re-nail. Install one layer of felt, also, Ice & Water shield will be installed 6 feet by gutter edges around chimneys and skylights. All obstacles will be properly sealed. New lead flashing and attic vents will be replaced new. Chimney will have a new aluminum counter flashing installed. When roof work is completed, the gutters will be cleaned of debris. Should there be any bad wood, it would cost \$3.00 per lineal for 1x6 sheathing boards, or \$45.00 per 4x8 sheet of plywood. GAF Roofing Material Founded in 1886, GAF Materials Corporation has grown to be one of North America's largest and most respected building products manufacturers. GAF's quality products are regularly recognized by leading industry experts as best in class. They also produce a huge selection of colors and styles.

Stec Roofing, Inc. hereby proposes to furnish all the materials and performs all the labor necessary for completion of Vinyl Siding and new underlayment wrap. Remove and haul away existing materials. Install new NAPCO HAROLD SIDING, 44 thickness, double four or five or Dutch lap, rough cedar wood grain finished. The soffit installed will be a triple four aluminum end vented soffit panels, with "J" channel and new aluminum fascia. Vented soffit panels will be installed every 6'.

- a. Five (5) New Heavy Duty screened Air Hawk stant back vent will be installed.
b. Price is for tear off old building shingle roof.
c. Existing siding will be removed
d. Price for siding is on gable only.

- 1) It would cost \$ 4,800.00 to do a new roof with 30yr shingles GAF/ELK Prestige, hip and ridge included.
2) It would cost \$ 1,100.00 for install NAPCO VINYL SIDING.
3) It would cost \$ 1,050.00 additional for seamless aluminum gutter, .032 gauge, with a gutter bracket every two feet, gutter flashing and new 5" downspouts on existing locations
4) It would cost \$ 800.00 additional for aluminum fascia and soffit. Trim coil will be used to wrap all gutter and gable fascia.

Note: Price is good for 30 days.

All roofing materials will be cleaned up and hauled away when job is completed. I guarantee this roof to be free from defects Ten years. After Five years service fee applies. Any personal property stored in the attic will be the property owner's responsibility to protect and over their possessions. Any workmanship and leakage due to my fault for this LICENSE NO. 104-000228 and carry Workman's Compensation, Public Liability Insurance.

WE HAVE BEEN IN BUSINESS FOR 44 YEARS.

33% of Total Amount is Required for Deposit.

Failure to render any payment in a timely fashion will be considered a default. Upon default, the entire balance of the contract shall be payable at the rate of eighteen percent (18%) per annum. Work will be done, weather permitting. Any alteration or deviation from above specifications involving extra costs, will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Purchaser to carry fire, tornado and other necessary insurance upon above work. WORKMAN'S COMPENSATION AND PUBLIC LIABILITY INSURANCE ON ABOVE WORK TO BE TAKEN OUT BY STEC ROOFING, INC.

Respectfully Submitted by,

[Handwritten Signature]

This proposal will be considered withdrawn, if not accepted within _____ days.

STEC ROOFING

ACCEPTANCE OF CONTRACT

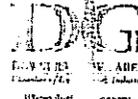
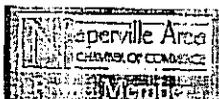
I, THE PURCHASER MAY CANCEL THIS TRANSACTION AT ANY TIME PRIOR TO MIDNIGHT OF THE THIRD BUSINESS DAY AFTER THE DATE OF THIS TRANSACTION.

The above prices, specification and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above. Purchaser shall pay STEC ROOFING, INC. costs, expenses and legal fees in and about the enforcements of the covenants contained herein. This contract contains the entire agreement between STEC ROOFING, INC. and the purchaser. Except as set forth herein, no expressed or implied warranties of merchantability or otherwise, and no agreements or representations have been made by or on behalf of STEC ROOFING, INC.

DATE _____

ACCEPTED BY: _____

Signature



CertainTeed

ADG

STATE OF ILLINOIS LICENSE # 104-002442

OUR 41st YEAR

SINCE 1969

FULLY INSURED FOR WORKER'S COMPENSATION AND GENERAL LIABILITY

J. Eck & Son, Inc. is not associated with any other Eck Business

CONTRACT

J. ECK & SON, INC.

614 71st Street, Darien, IL 60561

(630-963-0230 Phone or Fax)

Name: City of Darien
Address: 1702 Plainfield Rd.
City & State: Darien, IL 60561
Job Address: 1220 Plainfield Rd.

Date: 9/14/10
Phone: 630-353-8106
Fax #: 630-852-4709

SPECIFICATIONS

GENERAL SPECIFICATIONS DETAILED BELOW FOR COMPLETE TEAR-OFF OF ROOF ON BUILDING:

Tear off old existing roofing down to decking. Replace any rotted or badly deteriorated wood at the rate of \$40.00 per 4x8 sheet of 3/4" exterior grade plywood. All roof sheeting will be re-nailed as needed. Install 72" ice and water shield along gutter edges. Install a 15# felt over wood decking. Install a starter strip along roof edges. Install GAF Timberline 30 year Prestique HD architectural shingles using 4 nails per shingle. Replace new 3" lead liners over plumbing vents. Install GAF Timbertex hip and ridge continuous ridge vent system at all hip and ridge locations. Replace existing roof vents with new roof vents. Shingle color to be chosen by city of Darien. Remove roofing debris from roof and the surrounding premises. All work to be done in accordance with manufacturer's specifications.
10 year labor warranty.

All for the sum of: \$ 3,655.00
Deposit when job is started: \$
Balance when job is completed: \$ 3,655.00

By: *Francis Eck*
Contractor

Owner or authorized agent

IF YOU WOULD LIKE US TO DO YOUR JOB, PLEASE SIGN AND RETURN ONE COPY TO US. THANK YOU.

Location:
Plant 2 - 1220 Plainfield Road, Darien, Illinois
Roofing Project

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|-----------|--------|
| Existing Roof/Siding | | | |
| Tarps will be draped to protect the building. | | | |
| The existing roof and siding will be torn off and hauled away. | | | |
| All rotten or damaged wood will be replaced with 4' x 8' sheet of plywood. | *40 | PER SHEET | |
| All roof sheathing will be renailed as needed. | | | |
| New Roof System | | | |
| Ice & Water shield installation: | | | |
| Along all gutter edges extending 6 feet up the roof. | | | |
| 15# felt paper will be installed over the entire exposed roof sheathing. | | | |
| Slant black, color to match the new roof, vents will be installed at all existing locations. | | | |
| New lead flashings will be installed at the plumbing vent | | | |
| The new roof will consist of GAF Timberline 30 Prestique HD Shingles or equivalent, installed as per manufacturer's specifications. | | | |
| GAF/ELK Timbertex or equivalent Enhanced Hip and Ridge will be installed at all hip and ridge locations. | | | |
| Warranty - Please provide separate warranty sheet | | | |
| Specifications | | | |
| All roofing work will be done in accordance with manufacturers specifications. | | | |
| Total project cost for 1220 Plainfield Road | | | *3,655 |

In words:

Thirty-Six Thousand Five Hundred Fifty-Five and no/100 -
See attached proposal. Thank you.

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 3 - 1930 MANNING ROAD - ROOF PROJECT

Submitted by: FRANCIS ECK

Vendor Name: J. ECK & SON, INC.

Address: 614 71/2nd ST. , DARIEN, IL

Date: 9-14-10

Phone #: 630-963-0230

Fax #: 630-963-0230

E-mail Address: _____

Authorized Signature: Francis Eck

Vendor Name: J. ECK & SON, INC.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
 FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
 ATTN: PUBLIC WORKS
 QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
 PLANT 5 - 8600 LEMONT ROAD - SIDING, SOFFIT AND FASCIA PROJECT

Submitted by: Greg Skonie

Vendor Name: A-RELIABLE ROOFING & SIDING INC

Address: PO BOX 106 WESTMONT IL 60559

Date: 9-14-10

Phone #: 630 968-5053 Fax #: 630 968-6086

E-mail Address: GREG@A-RELIABLE-ROOFING.COM

Authorized Signature: [Signature]

Vendor Name: A-RELIABLE ROOFING & SIDING

Acceptance of Quote:

By: _____ Date: _____
 City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

Location:

Plant 2 - 1220 Plainfield Road, Darien, Illinois

Gutter Project

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|--------|------|-----------------|
| Gutters | | | |
| New 5" .032 gutters will be installed. | \$5.00 | 100 | \$500 |
| New 6 down spouts will be installed at the existing locations. <i>3X outsize</i> | \$6.00 | 63 | \$378 |
| Warranty - Please provide separate warranty sheet <i>10 YEAR LABOR WARRANTY AND LIFETIME ON MATERIALS</i> | | | |
| Total project cost for 1220 Plainfield Road | | | \$878.00 |

In words:

AGENDA MEMO**City Council****October 4, 2010****ISSUE STATEMENT**

A resolution accepting quotes from the following vendors for materials and services to remove and replace the soffit, fascia, roof and gutters at Plant Three-1930 Manning Road in an amount not to exceed \$12,972.00

RESOLUTION

Soffit/Fascia - Residential Exteriors Inc - \$1,568.00
 Roof- J. Eck & Sons Inc. Inc - \$11,150.00
 Gutters - Residential Exteriors Inc - \$254.00

BACKGROUND

Competitive quotes were requested for materials and services to remove and replace the soffit, fascia, roof and gutters at Plant Three-1930 Manning Road. The building is used as dry storage for water department specialty tools such as buffalo box and valve keys, fire hydrant repair tools, copper pipe and brass fittings for water service line repairs. The Water Department Main Break Trailer and Truck #402 are also stored within the facility. Plant Three is the location of Well #5 and the water main from Well #7 (located on Lakeview Dr.) runs into this plant. The location is also an approved ILEPA site for required routine water samples. The abovementioned building maintenance items are included in this year's budget. Staff sent out 19 quote requests and received six (6) competitive quotes. See [Attachment A](#).

The expenditure would come from the following line item account:

| ACCOUNT NUMBER | ACCOUNT DESCRIPTION | FY 10/11 BUDGET | VENDOR | PROPOSED EXPENDITURE | YEAR TO DATE TO BE EXPENDED | PROPOSED BALANCE |
|----------------|------------------------------------|-----------------|---------------------------|----------------------|-----------------------------|------------------|
| 02-50-4223 | MAINTENANCE BUILDING-SOFFIT/FASCIA | \$15,074.00 | Residential Exteriors Inc | \$1,568.00 | \$1,568.00 | \$13,506.00 |
| 02-50-4223 | MAINTENANCE BUILDING-ROOF | | J. Eck & Sons Inc | \$11,150.00 | \$12,718.00 | \$2,356.00 |
| 02-50-4223 | MAINTENANCE BUILDING-GUTTERS | | Residential Exteriors Inc | \$ 254.00 | \$5,022.00 | \$2,102.00 |
| Total | | | | \$12,972.00 | \$5,022.00 | \$2,102.00 |

COMMITTEE RECOMMENDATION

The Municipal Services Committee recommends approval of this resolution with the following vendors at a not to exceed \$12,972.00:

Soffit/Fascia - Residential Exteriors Inc - \$1,568.00
 Roof- J. Eck & Sons Inc. Inc - \$11,150.00
 Gutters - Residential Exteriors Inc - \$254.00

ALTERNATE CONSIDERATION

As directed by the City Council.

DECISION MODE

This item will be placed on the October 4, 2010 City Council agenda for formal approval.

RESOLUTION NO. _____

A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT THREE-1930 MANNING ROAD IN AN AMOUNT NOT TO EXCEED \$12,972.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: The City Council of the City of Darien hereby accept quotes for materials and services to remove and replace the siding, soffit, fascia, gutters and roof at Plant Three-1930 Manning Road in an amount not to exceed \$12,972.00, attached hereto as [Exhibit A – Residential Exteriors](#) – \$1,568.00; [Exhibit B – J Eck & Sons Inc](#) - \$11,150.00 and [Exhibit C – Residential Exteriors Inc](#) - \$254.00.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

WATER PLANT BUILDING MAINTENANCE PROJECTS

| Plant 3 - 1930 Manning Road | Showalter Roofing | Stec Roofing | J Eck & Sons | Berg Roofing | Residential Exteriors | A-Reliable Roofing | Awarded Quote |
|-----------------------------|-------------------|--------------|--------------|--------------|-----------------------|--------------------|---------------|
| Plant 3 Roof | \$ 20,300.00 | \$ 15,000.00 | \$ 11,150.00 | \$ 13,700.00 | \$ - | \$ 12,654.50 | \$ 11,150.00 |
| Plant 3 Gutter | | \$ 425.00 | \$ - | \$ 450.00 | \$ 254.00 | \$ 282.00 | \$ 254.00 |
| Plant 3 Soffit/Fascia | | \$ 1,650.00 | \$ - | \$ 1,700.00 | \$ 1,568.00 | \$ 1,657.00 | \$ 1,568.00 |
| Awarded Quote Total | | | | | | | \$ 12,972.00 |
| | | | | | | | |
| Budget Allocation | | | | | | | \$ 15,074.00 |

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 3 - 1930 MANNING ROAD - SIDING, SOFFIT AND FASCIA PROJECT

Submitted by: MARK STRYJEWSKI

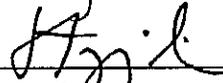
Vendor Name: Residential Extensions, Inc.

Address: 490 Woodcreek Dr., Ste. A, Bolingbrook, IL 60440

Date: 9/7/10

Phone #: (630) 226-5350 Fax #: (630) 226-5370

E-mail Address: marksrei@sbeglobal.net

Authorized Signature: 

Vendor Name: Residential Extensions, Inc.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

Location:
 Plant 3 - 1930 Manning Road, Darien, Illinois
 Siding & Soffit/Fascia Project

RESIDENTIAL EXTERIORS INC.
 490 Woodcreek Drive, Suite A
 Bolingbrook, IL 60440-4913

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|------|--------|
| New Siding Installation | | | |
| Siding | | | |
| 3/8" fan fold insulation will be installed at all siding locations. | | | |
| Tyvek wrap will be installed over the insulation. | | | |
| New Napco or equivalent .042 double four vinyl siding will be installed at all existing siding locations. | | | |
| | | | |
| Fascia/Soffit | | | |
| New .019 Napco or equivalent trim coil will be used to wrap all gutter and gable fascia. | | | 808- |
| All window and door frames will remain as is. | | | |
| New .013 Napco or equivalent triple four soffit will be installed at all gutter and gable edges. | | | 760- |
| Vented soffit panels will be installed every six feet. | | | |
| | | | |
| | | | |
| Warranty - Please provide separate warranty sheet | | | |
| | | | |
| Total project cost for 1930 Manning Road | | | 1,568- |

In-words:

ONE THOUSAND FIVE HUNDRED SIXTY EIGHT

Location:

Plant 3 - 1930 Manning Road, Darien, Illinois

Roofing Project

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|-----------|-------------|
| Existing Roof/Siding | | | |
| Tarps will be draped to protect the building. | | | |
| The existing roof and siding will be torn off and hauled away. | | | |
| All rotten or damaged wood will be replaced with 4' x 8' sheet of plywood. | \$40 | PER SHEET | |
| All roof sheathing will be railed as needed. | | | |
| New Roof System | | | |
| Ice & Water shield installation: | | | |
| Along all gutter edges extending 6 feet up the roof. | | | |
| 15# felt paper will be installed over the entire exposed roof sheathing. | | | |
| Slant black, color to match the new roof, vents will be installed at all existing locations. | | | |
| New lead flashings will be installed at the plumbing vent | | | |
| The new roof will consist of GAF Timberline 30 Prestique HD Shingles or equivalent, installed as per manufacturer's specifications. | | | |
| GAF/ELK Timbertex or equivalent Enhanced Hip and Ridge will be installed at all hip and ridge locations. | | | |
| Warranty - Please provide separate warranty sheet | | | |
| Specifications | | | |
| All roofing work will be done in accordance with manufacturers specifications. | | | |
| Total project cost for 1930 Manning Road | | | \$11,150.00 |

In words:

Eleven thousand, one hundred fifty and 00/100
See attached proposal. Thank you.

STATE OF ILLINOIS LICENSE # 104-002442

OUR 41st YEAR

SINCE 1969

FULLY INSURED FOR WORKER'S COMPENSATION AND GENERAL LIABILITY

J. Eck & Son, Inc. is not associated with any other Eck Business

CONTRACT

J. ECK & SON, INC.

614 71st Street, Darien, IL 60561

(630-963-0230 Phone or Fax)

Name: City of Darien
Address: 1702 Plainfield Rd.
City & State: Darien, IL 60561
Job Address: 1930 Manning Rd.

Date: 9/14/10
Phone: 630-353-8106
Fax #: 630-852-4709

SPECIFICATIONS

GENERAL SPECIFICATIONS DETAILED BELOW FOR COMPLETE TEAR-OFF OF FLAT ROOF ON BUILDING AND MANSARD ROOF SECTIONS OF BUILDING:

Tear off old existing roofing down to decking. Replace any rotted or badly deteriorated wood at the rate of \$40.00 per 4x8 sheet of 1/2" exterior grade plywood. Replace existing insulation with new insulation. Nail down one 75# base felt. Heat weld one layer of granulated modified bitumen single ply roofing membrane. Install new 24 gauge pre-finished gravel stops. Strip in flanges with an additional piece of modified bitumen.

Tear off mansard shingle roofing down to decking. Replace any rotted or badly deteriorated wood at the rate of \$40.00 per 4x8 sheet of 1/2" exterior grade plywood. Install 15# felt over wood decking. Install GAF Timberline 30 year Prestique HD architectural shingles using 6 nails per shingle. Remove roofing debris from roof and the surrounding premises.
10 year labor warranty.

| | |
|--------------------------------|---------------------|
| All for the sum of: | <u>\$ 11,150.00</u> |
| Deposit when job is started: | <u>\$ _____</u> |
| Balance when job is completed: | <u>\$ 11,150.00</u> |

By: *Thomas Eck*
Contractor

Owner or authorized agent

IF YOU WOULD LIKE US TO DO YOUR JOB, PLEASE SIGN AND RETURN ONE COPY TO US. THANK YOU.

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
 FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
 ATTN: PUBLIC WORKS
 QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
 PLANT 4 - 1897 MANNING ROAD - ROOF PROJECT

Submitted by: FRANCES ECK

Vendor Name: J. ECK & SON, INC.

Address: 614 7th ST. DARIEN, IL

Date: 9-14-10

Phone #: 630-963-0230

Fax #: 630-963-0230

E-mail Address: _____

Authorized Signature: Frances Eck

Vendor Name: J. ECK & SON, INC.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 3 – 1930 MANNING ROAD – GUTTER PROJECT

Submitted by: Mark Stajewski
RESIDENTIAL EXTERIORS INC.

Vendor Name: 490 Woodcreek Drive, Suite A
Bolingbrook, IL 60440-4913

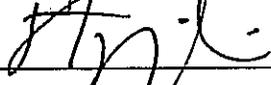
Address: _____

Date: 9/7/10

Phone #: (630) 226-5350

Fax #: (630) 226-5370

E-mail Address: MARKSREI@shglobal.net

Authorized Signature: 

Vendor Name: Residential Exteriors, Inc.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

Location:
Plant 3 - 1930 Manning Road, Darien, Illinois
Gutter Project

RESIDENTIAL EXTERIORS INC.
490 Woodcreek Drive, Suite A
Bolingbrook, IL 60440-4913

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|------|-------------|
| Gutters | | | |
| New 5" .032 gutters will be installed. | | | 176- |
| New 5" down spouts will be installed at the existing locations. | | | 78- |
| | | | |
| | | | |
| Warranty - Please provide separate warranty sheet | | | |
| | | | |
| | | | |
| Total project cost for 1930 Manning Road | | | 254- |

In words:

TWO HUNDRED FIFTY FOUR.

AGENDA MEMO**City Council****October 4, 2010****ISSUE STATEMENT**

A resolution accepting quotes from the following vendors for materials and services to remove and replace the siding, soffit, fascia, roof and gutters at Plant Four-1897 Manning Road in an amount not to exceed \$10,695.00

RESOLUTION

Siding, Soffit, Fascia- Residential Exterior Inc - \$5,995.00
 Roof- J Eck & Sons Inc - \$4,085.00
 Gutters- Residential Exterior Inc - \$615.00

BACKGROUND

Competitive quotes were requested for materials and services to remove and replace the siding, soffit, fascia, roof and gutters at Plant Four-1897 Manning Road. The building is utilized as dry storage for the following:

Water meters and parts
 Generators
 Grass Cutting Equipment
 Portable Equipment

The building also houses a meter bench test that the department utilizes to test the accuracy of residential and commercial meters. The abovementioned building maintenance items are included in this year's budget. Staff sent out 19 quote requests and received six (6) competitive quotes. See [Attachment A](#).

The expenditure would come from the following line item account:

| ACCOUNT NUMBER | ACCOUNT DESCRIPTION | FY 10/11 BUDGET | VENDOR | PROPOSED EXPENDITURE | YEAR TO DATE TO BE EXPENDED | PROPOSED BALANCE |
|----------------|---|-----------------|--------------------------|----------------------|-----------------------------|------------------|
| 02-50-4223 | MAINTENANCE BUILDING-SIDING/SOFFIT/FASCIA | \$20,515.00 | Residential Exterior Inc | \$5,995.00 | \$5,995.00 | \$14,520.00 |
| 02-50-4223 | MAINTENANCE BUILDING-ROOF | | J Eck & Sons Inc | \$4,085.00 | \$10,080.00 | \$10,435.00 |
| 02-50-4223 | MAINTENANCE BUILDING-Roof-GUTTER | | Residential Exterior Inc | \$ 615.00 | \$10,695.00 | \$9,820.00 |
| Total | | | | \$10,695.00 | \$10,695.00 | \$9,820.00 |

COMMITTEE RECOMMENDATION

The Municipal Services Committee recommends approval of this resolution with the following vendors at a not to exceed \$10,695.00

Siding, Soffit, Fascia- Residential Exterior Inc - \$5,995.00
 Roof- J Eck & Sons Inc - \$4,085.00
 Gutters- Residential Exterior Inc - \$615.00

ALTERNATE CONSIDERATION

As directed by the City Council.

DECISION MODE

This item will be placed on the October 4, 2010 City Council agenda for formal approval.

RESOLUTION NO. _____

A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT FOUR-1897 MANNING ROAD IN AN AMOUNT NOT TO EXCEED \$10,695.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: The City Council of the City of Darien hereby accept quotes for materials and services to remove and replace the siding, soffit, fascia, gutters and roof at Plant Four-1897 Manning Road in an amount not to exceed \$10,695.00, attached hereto as [Exhibit A – Residential Exteriors, Inc](#) - \$5,995.00; [Exhibit B – J Eck & Sons Inc](#) - \$4,085.00 and [Exhibit C – Residential Exteriors Inc.](#) - \$615.00.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

WATER PLANT BUILDING MAINTENANCE PROJECTS

| Plant 4 - 1897 Manning Road | Showalter Roofing | Stec Roofing | J Eck & Sons | Berg Roofing | Residential Exteriors | A-Reliable Roofing | Awarded Quote |
|------------------------------|-------------------|--------------|--------------|--------------|-----------------------|--------------------|---------------|
| Plant 4 Roof | | \$ 5,400.00 | \$ 4,085.00 | \$ 4,775.00 | \$ - | \$ 5,159.00 | \$ 4,085.00 |
| Plant 4 Gutter | | \$ 850.00 | | \$ 900.00 | \$ 615.00 | \$ 828.00 | \$ 615.00 |
| Plant 4 Siding/Soffit/Fascia | | \$ 6,750.00 | | \$ 7,300.00 | \$ 5,995.00 | \$ 6,128.00 | \$ 5,995.00 |
| Awarded Quote Total | | | | | | | \$ 10,695.00 |
| | | | | | | | |
| Budget Allocation | | | | | | | \$ 20,515.00 |

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 4 - 1897 MANNING ROAD - SIDING, SOFFIT AND FASCIA PROJECT

Submitted by: MARK Strojewski

Vendor Name: RESIDENTIAL EXTERIORS INC.

Address: 490 Woodcreek Drive, Suite A
Bolingbrook, IL 60440-4913

Date: 9/7/10

Phone #: (630) 226-5350

Fax #: (630) 226-5370

E-mail Address: MARKSREI@shrcglobal.net

Authorized Signature: *ASJC*

Vendor Name: Residential Exteriors, Inc.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted: .

By: _____

Title: _____

Date: _____

Location:

Plant 4 - 1897 Manning Road, Darien, Illinois

Siding & Soffit/Fascia Project

RESIDENTIAL EXTERIORS INC.
490 Woodcreek Drive, Suite A
Bolingbrook, IL 60440-4913

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|------|--------|
| New Siding Installation | | | |
| Siding | | | |
| 3/8" fan fold insulation will be installed at all siding locations. | | | 765- |
| Tyvek wrap will be installed over the insulation. | | | 765- |
| New Napco or equivalent .042 double four vinyl siding will be installed at all existing siding locations. | | | 3,145- |
| | | | |
| Fascia/Soffit | | | |
| New .019 Napco or equivalent trim coil will be used to wrap all gutter and gable fascia. | | | 680- |
| All window and door frames will remain as is. | | | |
| New .013 Napco or equivalent triple four soffit will be installed at all gutter and gable edges. | | | 640 |
| Vented soffit panels will be installed every six feet. | | | |
| | | | |
| | | | |
| Warranty - Please provide separate warranty sheet | | | |
| | | | |
| | | | |
| Total project cost for 1897 Manning Road | | | 5,995- |

In words:

FIVE THOUSAND NINE HUNDRED NINETY FIVE.

STATE OF ILLINOIS LICENSE # 104-002442

OUR 41st YEAR

SINCE 1969

FULLY INSURED FOR WORKER'S COMPENSATION AND GENERAL LIABILITY

J. Eck & Son, Inc. is not associated with any other Eck Business

CONTRACT

J. ECK & SON, INC.

614 71st Street, Darien, IL 60561

(630-963-0230 Phone or Fax)

Name: City of Darien
Address: 1702 Plainfield Rd.
City & State: Darien, IL 60561
Job Address: 1897 Manning Rd.

Date: 9/14/10
Phone: 630-353-8106
Fax #: 630-852-4709

SPECIFICATIONS

GENERAL SPECIFICATIONS DETAILED BELOW FOR COMPLETE TEAR-OFF OF ROOF ON BUILDING:

Tear off old existing roofing down to decking. Replace any rotted or badly deteriorated wood at the rate of \$40.00 per 4x8 sheet of 1/2" exterior grade plywood. All roof sheeting will be re-nailed as needed. Install 72" ice and water shield along gutter edges. Install a 15# felt over wood decking. Install a starter strip along roof edges. Install GAF Timberline 30 year Prestique HD architectural shingles using 4 nails per shingle. Replace new 3" lead liners over plumbing vents. Install GAF Timbertex hip and ridge continuous ridge vent system at all hip and ridge locations. Replace existing roof vents with new roof vents. Shingle color to be chosen by city of Darien. Remove roofing debris from roof and the surrounding premises. All work to be done in accordance with manufacturer's specifications.

10 year labor warranty. \$ 4,085.00

Alt.: Replace chimney housing at furnace chimney. Additional: \$ 750.00

Alt:-Accepted by: _____

All for the sum of: (Depending upon work chosen) \$ _____

Deposit when job is started: \$ _____

Balance when job is completed: \$ _____

By: Thomas Eck
Contractor

Owner or authorized agent

IF YOU WOULD LIKE US TO DO YOUR JOB, PLEASE SIGN AND RETURN ONE COPY TO US. THANK YOU.

Location:

Plant 4 - 1897 Manning Road, Darien, Illinois

Roofing Project

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|-----------|--------|
| Existing Roof/Siding | | | |
| Tarps will be draped to protect the building. | | | |
| The existing roof and siding will be torn off and hauled away. | *40 | PCA SHEET | |
| All rotten or damaged wood will be replaced with 4' x 8' sheet of plywood. | | | |
| All roof sheathing will be reroofed as needed. | | | |
| New Roof System | | | |
| Ice & Water shield installation: | | | |
| Along all gutter edges extending 6 feet up the roof. | | | |
| 15# felt paper will be installed over the entire exposed roof sheathing. | | | |
| Slant black, color to match the new roof, vents will be installed at all existing locations. | | | |
| New lead flashings will be installed at the plumbing vent | | | |
| The new roof will consist of GAF Timberline 30 Prestique HD Shingles or equivalent, installed as per manufacturer's specifications. | | | |
| GAF/ELK Timbertex or equivalent Enhanced Hip and Ridge will be installed at all hip and ridge locations. | | | |
| Warranty - Please provide separate warranty sheet | | | |
| Specifications | | | |
| All roofing work will be done in accordance with manufacturers specifications. | | | |
| Total project cost for 1897 Manning Road | | | \$4085 |

In words:

Four thousand Eighty Five and 00/100

See attached proposal I hand you.

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 5 - 8600 LEMONT ROAD - ROOF PROJECT

Submitted by: FRANCES ECK

Vendor Name: J. ECK & SON, INC.

Address: 614 71st St., DARIEN, IL

Date: 9-14-10

Phone #: 630-963-0230

Fax #: 630-963-0230

E-mail Address: -

Authorized Signature: Frances Eck

Vendor Name: J. ECK & SON, INC.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 4 - 1897 MANNING ROAD - GUTTER PROJECT

Submitted by: MARK Stajewski

Vendor Name: RESIDENTIAL EXTERIORS INC.

Address: 490 Woodcreek Drive, Suite A
Rollingbrook, IL 60440-4913

Date: 9/7/10

Phone #: (630) 226-5350

Fax #: (630) 226-5370

E-mail Address: MARKSBEI@sh@global.net

Authorized Signature: _____

Vendor Name: Residential Exteriors, Inc.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

Location:

Plant 4 - 1897 Manning Road, Darien, Illinois

Gutter Project

RESIDENTIAL EXTERIORS INC.
490 Woodcreek Drive, Suite A
Bolingbrook, IL 60440-4913

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|---|------|------|------|
| Gutters | | | |
| New 5" .032 gutters will be installed. | | | 451- |
| New 5" down spouts will be installed at the existing locations. | | | 164- |
| | | | |
| | | | |
| Warranty - Please provide separate warranty sheet | | | |
| | | | |
| | | | |
| Total project cost for 1897 Manning Road | | | 615- |

In words:

SIX HUNDRED FIFTEEN

AGENDA MEMO**City Council****October 4, 2010****ISSUE STATEMENT**

A resolution accepting quotes from the following vendors for materials and services to remove and replace the siding, soffit, fascia, roof and gutters at Plant Five-8600 Lemont Road in an amount not to exceed \$12,944.00

RESOLUTION

Siding, Soffit, Fascia- Stec Roofing - \$3,200.00
 Roof- J Eck & Sons Inc - \$8,550.00
 Gutters - Residential Exteriors Inc - \$1,194.00

BACKGROUND

Competitive quotes were requested for materials and services to remove and replace the siding, soffit, fascia, roof and gutters at Plant Five-8600 Lemont Road. The building is utilized as dry storage for water main, main line valves, valve box, Buffalo box and fire hydrant parts as well as equipment such as the Water Trailer, 9-ton Dump Truck (#408), Trailers and Arrow Boards. The building also houses emergency communication equipment for DuPage County and the City. There is also telemetry equipment inside the building utilized to monitor the City's Water system. The abovementioned building maintenance items are included in this year's budget. Staff sent out 19 quote requests and received six (6) competitive quotes. See [Attachment A](#).

The expenditure would come from the following line item account:

| ACCOUNT NUMBER | ACCOUNT DESCRIPTION | FY 10/11 BUDGET | VENDOR | PROPOSED EXPENDITURE | YEAR TO DATE TO BE EXPENDED | PROPOSED BALANCE |
|----------------|---|-----------------|-----------------------|----------------------|-----------------------------|------------------|
| 02-50-4223 | MAINTENANCE BUILDING-SIDING/SOFFIT/FASCIA | \$10,437.00 | Stec Roofing Inc | \$3,200.00 | \$3,200.00 | \$7,237.00 |
| 02-50-4223 | MAINTENANCE BUILDING-ROOF | | J Eck & Sons Inc | \$8,550.00 | \$11,750.00 | (\$1,313.00) |
| 02-50-4223 | MAINTENANCE BUILDING-Roof-GUTTER | | Residential Exteriors | \$1,194.00 | \$12,944.00 | (\$2,507.00) |
| Total | | | | \$12,944.00 | \$12,944.00 | (\$2,507.00) |

COMMITTEE RECOMMENDATION

The Municipal Services Committee recommends approval of this resolution with the following vendors at a not to exceed \$12,944.00. The proposed item is \$2,507.00 over budget. Funds are available to cover the shortfall in the Building Maintenance Account.

Siding, Soffit, Fascia- Stec Roofing - \$3,200.00
 Roof- J Eck & Sons Inc - \$8,550.00
 Gutters - Residential Exteriors Inc - \$1,194.00

ALTERNATE CONSIDERATION

As directed by the City Council.

DECISION MODE

This item will be placed on the October 4, 2010 City Council agenda for formal approval.

RESOLUTION NO. _____

A RESOLUTION ACCEPTING QUOTES FOR MATERIALS AND SERVICES TO REMOVE AND REPLACE THE SIDING, SOFFIT, FASCIA, GUTTERS AND ROOF AT PLANT FIVE-8600 LEMONT ROAD IN AN AMOUNT NOT TO EXCEED \$12,944.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: The City Council of the City of Darien hereby accept quotes for materials and services to remove and replace the siding, soffit, fascia, gutters and roof at Plant Five-8600 Lemont Road in an amount not to exceed \$12,944.00, attached hereto as [Exhibit A – Stec Roofing](#) - \$3,200.00; [Exhibit B – J Eck & Sons Inc](#) - \$8,550.00 and [Exhibit C – Residential Exteriors](#) - \$1,194.00.”

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October 2010.

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

WATER PLANT BUILDING MAINTENANCE PROJECTS

| Plant 5 - 8600 Lemont Road | Showalter Roofing | Stec Roofing | J Eck & Sons | Berg Roofing | Residential Exteriors | A-Reliable Roofing | Awarded Quote |
|------------------------------|-------------------|--------------|--------------|--------------|-----------------------|--------------------|---------------|
| Plant 5 Roof | | \$ 10,300.00 | \$ 8,550.00 | \$ 9,345.00 | \$ - | \$ 10,627.00 | \$ 8,550.00 |
| Plant 5 Gutter | | \$ 1,650.00 | \$ - | \$ 1,700.00 | \$ 1,194.00 | \$ 1,328.00 | \$ 1,194.00 |
| Plant 5 Siding/Soffit/Fascia | | \$ 3,200.00 | \$ - | \$ 6,435.00 | \$ 5,003.00 | \$ 4,542.00 | \$ 3,200.00 |
| Awarded Quote Total | | | | | | | \$ 12,944.00 |
| | | | | | | | |
| Budget Allocation | | | | | | | \$ 10,437.00 |

CONTRACT

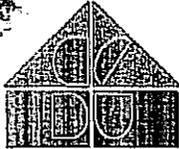
Roofing of All Types - Seamless Gutters - Fascia - Soffit - Siding & Windows

STEC ROOFING, INC.

& Exteriors

-SINCE 1966-

OFFICE: 26 W 271 Burlington Ave, Naperville, IL 60563
ROOFING YARD: 26 w 181 Plank Rd, Naperville, IL 60540
PHONE: (630) 971-1589 ~ FAX: (630) 852-3167



STECROOFING.COM

Date: 09/15/2010

PROPOSAL SUBMITTED TO:

NAME: MUNICIPAL SERVICES/ CITY OF DARIEN
STREET: 1702 PLAINFIELD RD
CITY: DARIEN, IL 60561
PHONE: 630-353-8105 ASHLEY FAX: 630-852-4709

WORK TO BE PERFORMED AT:

STREET: 8600 LEMONT ROAD (Plant 5)
CITY: DARIEN, IL 60561

STEC ROOFING, INC. hereby proposes to furnish all the materials and performs all the labor necessary for the completion of roofing work. Tear off existing roofing and haul away. We will inspect existing deck and re-nail. Install one layer of felt also, ice & water shield will be installed 6 feet by gutter edges around chimneys and skylights. All obstacles will be properly sealed. New lead flashing and attic vents will be replaced new. Chimney will have a new aluminum counter flashing installed. When roof work is completed, the gutters will be cleared of debris. Should there be any bad wood, it would cost \$3.00 per lineal for 1x8 sheathing boards, or \$45.00 per 4x8 sheet of plywood. GAF Roofing Material Founded in 1888, GAF Materials Corporation has grown to be one of North America's largest and most respected building products manufacturers. GAF's quality products are regularly recognized by leading industry experts as best in class. They also produce a huge selection of colors and styles.

Stec Roofing, Inc. hereby proposes to furnish all the materials and performs all the labor necessary for completion of Vinyl Siding and new underlayment wrap. Remove and haul away existing materials. Install new NAPCO HAROLD SIDING. .44 thickness, double four or five or Dutch lap, rough cedar wood grain finished. The soffit installed will be a triple four aluminum and vented soffit panels, with "J" channel and new aluminum fascia. Vented soffit panels will be installed every 6'.

- a. Thirteen (13) New Heavy Duty screened Air Hawk slant back vent will be installed.
- b. Price for roof is the shingle roof only.
- c. Existing siding will be removed.

- 1) It would cost \$ 10,300.00 to do a new roof with 30yr shingles GAF/ELK Prestige, hip and ridge included.
- 2) It would cost \$ xxx.00 for install NAPCO VINYL SIDING.
- 3) It would cost \$ 1,650.00 additional for seamless aluminum gutter, .032 gauge with a gutter bracket every two feet, gutter flashing and new 5" downspouts on existing locations.
- 4) It would cost \$ 3,200.00 additional for aluminum fascia and soffit. Trim coil will be used to wrap all gutter and gable fascia.

Note: Price is good for 30 days.

All roofing materials will be cleaned up and hauled away when job is completed. I guarantee this roof to be free from defects in workmanship and leakage due to my fault for Ten years. After Five years service fee applies. Any personal property stored in the attic will be the property owner's responsibility to protect and over their possessions. Any fragile ceilings, drywalls and/or loose plaster Stec Roofing will not take any responsibility. We are licensed by the State of Illinois Workman's Compensation, Public Liability Insurance. Illinois LICENSE NO. 104-000328 and carry

WE HAVE BEEN IN BUSINESS FOR 44 YEARS.

33% of Total Amount is Required for Deposit.

Failure to render any payment in a timely fashion will be considered a default. Upon default, the entire balance of the contract shall be payable at the rate of eighteen percent (18%) per annum. Work will be done, weather permitting. Any alteration or deviation from above specifications involving extra costs, will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Purchaser to carry fire, tornado and other necessary insurance upon above work. WORKMAN'S COMPENSATION AND PUBLIC LIABILITY INSURANCE ON ABOVE WORK TO BE TAKEN OUT BY STEC ROOFING, INC.

Respectfully Submitted by,

[Handwritten Signature]

STEC ROOFING

This proposal will be considered withdrawn, if not accepted within _____ days.

ACCEPTANCE OF CONTRACT

I, THE PURCHASER MAY CANCEL THIS TRANSACTION AT ANY TIME PRIOR TO MIDNIGHT OF THE THIRD BUSINESS DAY AFTER THE DATE OF THIS TRANSACTION.

The above prices, specification and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above. Purchaser shall pay STEC ROOFING, INC. costs, expenses and legal fees in and about the enforcements of the contract contained herein. This contract contains the entire agreement between STEC ROOFING, INC. and the purchaser. Except as set forth herein, no expressed or implied warranties of merchantability or otherwise, and no agreements of representations have been made by or on behalf of STEC ROOFING, INC.

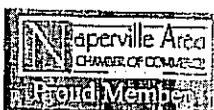
DATE _____

ACCEPTED BY: _____

Signature



Certified Roofing



GOVERNOR CHRYSE AREA Chamber of Commerce

STATE OF ILLINOIS LICENSE # 104-002442

OUR 41st YEAR

SINCE 1969

FULLY INSURED FOR WORKER'S COMPENSATION AND GENERAL LIABILITY

J. Eck & Son, Inc. is not associated with any other Eck Business

CONTRACT

J. ECK & SON, INC.

614 71st Street, Darien, IL 60561

(630-963-0230 Phone or Fax)

Name: **City of Darien**
Address: **1702 Plainfield Rd.**
City & State: **Darien, IL 60561**
Job Address: **8600 Lemont Rd.**

Date: **9/14/10**
Phone: **630-353-8106**
Fax #: **630-852-4709**

SPECIFICATIONS

GENERAL SPECIFICATIONS DETAILED BELOW FOR COMPLETE TEAR-OFF OF ROOF ON BUILDING:

Tear off old existing roofing down to decking. Replace any rotted or badly deteriorated wood at the rate of \$40.00 per 4x8 sheet of 3/4" exterior grade plywood. All roof sheeting will be re-nailed as needed. Install 72" ice and water shield along gutter edges. Install a 15# felt over wood decking. Install a starter strip along roof edges. Install GAF Timberline 30 year Prestique HD architectural shingles using 4 nails per shingle. Replace new 3" lead liners over plumbing vents. Install GAF Timbertex hip and ridge continuous ridge vent system at all hip and ridge locations. Replace existing roof vents with new roof vents. Shingle color to be chosen by city of Darien. Remove roofing debris from roof and the surrounding premises. All work to be done in accordance with manufacturer's specifications.
10 year labor warranty.

| | |
|--------------------------------|--------------------|
| All for the sum of: | <u>\$ 8,550.00</u> |
| Deposit when job is started: | <u>\$</u> |
| Balance when job is completed: | <u>\$ 8,550.00</u> |

BY: *James Eck*
Contractor

Owner or authorized agent

IF YOU WOULD LIKE US TO DO YOUR JOB, PLEASE SIGN AND RETURN ONE COPY TO US. THANK YOU.

Location:**Plant 5 - 8600 Lemont Road, Darien, Illinois****Roofing Project****Sheet Specification**

| Work to be performed: | Rate | Unit | Cost |
|---|-------------|-------------|-------------|
| Existing Roof/Siding | | | |
| Tarps will be draped to protect the building. | | | |
| The existing roof and siding will be torn off and hauled away. | | | |
| All rotten or damaged wood will be replaced with 4' x 8' sheet of plywood. | # 40 | PER SHEET | |
| All roof sheathing will be rnailed as needed. | | | |
| | | | |
| New Roof System | | | |
| Ice & Water shield installation: | | | |
| Along all gutter edges extending 6 feet up the roof. | | | |
| 15# felt paper will be installed over the entire exposed roof sheathing. | | | |
| Slant black, color to match the new roof, vents will be installed at all existing locations. | | | |
| New lead flashings will be installed at the plumbing vent | | | |
| The new roof will consist of GAF Timberline 30 Prestique HD Shingles or equivalent, installed as per manufacturer's specifications. | | | |
| GAF/ELK Timbertex or equivalent Enhanced Hip and Ridge will be installed at all hip and ridge locations. | | | |
| | | | |
| Warranty - Please provide separate warranty sheet | | | |
| Specifications | | | |
| All roofing work will be done in accordance with manufacturers specifications. | | | |
| | | | |
| Total project cost for 8600 Lemont Road | | | \$ 8550 |

In words:

Eight thousand Five hundred Fifty and 00/100

See attached proposal - Thank you.

CITY OF DARIEN

THIS FORM MUST BE COMPLETED AND
FAXED BACK TO 630-852-4709 BY NO LATER THAN SEPTEMBER 15, 2010
ATTN: PUBLIC WORKS
QUESTIONS MAY BE DIRECTED TO MUNICIPAL SERVICES AT 630-353-8106
PLANT 5 - 8600 LEMONT ROAD - GUTTER PROJECT

Submitted by: MARK Stajewski

Vendor Name: RESIDENTIAL EXTERIORS INC.

Address: 490 Woodcreek Drive, Suite A
Bolingbrook, IL 60440-4913

Date: 9/17/10

Phone #: (630) 226-5350

Fax #: (630) 226-5370

E-mail Address: markstaj@sbccglobal.net

Authorized Signature: [Signature]

Vendor Name: Residential Exteriors, Inc.

Acceptance of Quote:

By: _____ Date: _____
City of Darien

Authorized and Accepted:

By: _____

Title: _____

Date: _____

RESIDENTIAL EXTERIORS INC.
 490 Woodcreek Drive, Suite A
 Bolingbrook, IL 60440-4913

Location:
 Plant 5 - 8600 Lemont Road, Darien, Illinois
 Gutter Project

Sheet Specification

| Work to be performed: | Rate | Unit | Cost |
|--|------|------|--------|
| Gutters: | | | |
| New 5" .032 gutters will be installed. | 5.50 | 161' | 886- |
| New 5" down spouts will be installed at the existing locations. (3x4) | 5.50 | 56' | 308. |
| Warranty - Please provide separate warranty sheet | | | |
| Total project cost for 8600 Lemont Road | | | 1,194- |

In words:

ONE THOUSAND ONE HUNDRED NINETY FOUR

AGENDA MEMO
CITY COUNCIL
MEETING DATE: October 4, 2010

Issue Statement

PZC 2010-13: **622 72nd Street:** Petitioner seeks a variation to reduce the required side yard setback from 10 feet to 6.8 feet for an addition to an attached garage.

OBJECTION **OBJECTION** **ORDINANCE** **PLAT OF SURVEY**

Discussion/Overview

The Planning and Zoning Commission held the required public hearing on September 15, 2010, recommending approval of the petition by a vote of 5-2.

The Municipal Services Committee considered this matter at their meeting on September 27, 2010, recommending approval of the petition by a vote of 2-1.

A draft ordinance is attached.

The full staff agenda memo follows as “Additional Information.”

Decision Mode

The Planning/Zoning Commission considered this item at its meeting on September 15, 2010.
The Municipal Services Committee considered this item at its meeting on September 27, 2010.
The City Council will consider this item at its meeting on October 4, 2010.

Additional Information

PZC 2010-13:

622 72nd Street: Petitioner seeks a variation to reduce the required side yard setback from 10 feet to 6.8 feet for an addition to an attached garage.

Applicable Regulations: Zoning Ordinance, Section 5A-7-1-6: Yard Requirements, R-1 Single-Family Residence District.

General Information

Petitioner/
Property Owner: John and Melissa Kauzlarich
 622 72nd Street
 Darien, IL 60561

Property Location: 622 72nd Street

PIN: 09-27-200-015

Existing Zoning: R-1 Single-Family Residence

Existing Land Use: Single-family residence

Surrounding Zoning and Land Use:

North: R-1 Single-Family Residence – single-family homes
South: R-1 Single-Family Residence – single-family homes
East: R-1 Single-Family Residence – single-family homes
West: R-1 Single-Family Residence – single-family homes

Comprehensive Plan Update: Low Density Residential

History: None.

Size of Property: 20,000 square feet

Floodplain: None.

Natural Features: None.

Transportation: Property has frontage on 72nd Street.

Documents Submitted

This report is based on the following information submitted to the Community Development Department by the petitioner:

1. Plat of Survey, 1 sheet, prepared by Kabal Engineering Company, latest revision dated June 8, 1998.

Planning Overview/ Discussion

The subject property is located on the north side of 72nd Street, west of Western Avenue.

The petitioner proposes to construction an addition to enlarge the existing attached garage. Within the R-1 zoning district, the principal structure, including additions, are required to be at least 10 feet from an interior side lot line. The proposed addition is 6.8 feet from the side lot line, encroaching 3.2 feet into the required setback.

Other applicable building setbacks and lot coverage are in compliance with the Zoning Ordinance.

The plat of survey notes there is room on the east side of the house to construct a single-car attached garage and still maintain the required 10-foot side yard setback. However, this situation would not be the most convenient option for the petitioner, having attached garages on both ends of the house. Also, additional pavement would be needed to access a garage on the east side of the lot.

The petitioner explained to staff the need for the garage addition is to store personal vehicles.

A Goggle Earth aerial photograph, dated July 1, 2010, is attached to this memo.

The variation request must address the following criteria for approval:

1. Whether the general character of the property will be adversely altered.
2. Whether the overall value of the property will be improved and there will not be any potential adverse effects on the neighboring properties.
3. Whether the alleged need for the variation has been created by any person presently having a proprietary interest in the premises.
4. Whether the proposed variation will impair an adequate supply of light and air in adjacent property, substantially increase congestion in the public streets, increase the danger of fire or endanger the public safety.
5. Whether the proposed variation will adversely alter the essential character of the neighborhood.

Staff Findings/Recommendations

Staff finds that the proposed variation will not adversely alter the character of the property, the proposed variation will not impair the adequate supply of light or air in adjacent properties and will not increase congestion in the public streets, the proposed variation will not adversely alter the essential character of the neighborhood.

Therefore, staff recommends the Commission make the following recommendation to approve the variation petition:

Based upon the submitted petition and the information presented, the request associated with PZC 20010-13 is in conformance with the standards of the Darien City Code and, therefore, I move the Planning and Zoning Commission recommend approval of the petition.

Planning and Zoning Commission Review – September 15, 2010

The Planning and Zoning Commission considered this matter at its meeting on September 15, 2010. The following members were present: Beverly Meyer – Chairperson, Donald Hickok, Gloria Jiskra, Ronald Kiefer, John Lind, Raymond Mielkus, Kenneth Ritzert, Michael Griffith – Senior Planner, Elizabeth Lahey – Secretary.

Members absent: Robert Erickson, Susan Vonder Heide.

Melissa Kauzlarich, the homeowner and petitioner, and Gabriella Comstock, their attorney, were present.

Michael Griffith, Senior Planner, reviewed the staff agenda memo. Mr. Griffith noted an objection had been submitted by the property owner of the property to the west, 626 72nd Street. He stated the objection had been submitted just prior to the meeting and a copy was provided to the Commission members.

Ms. Comstock explained that her clients proposed to enlarge their attached garage to store a classic car.

There was a discussion of the elevations drawings for the garage. The proposed garage addition is single story, with exterior materials to coordinate with the house.

Chairperson Meyer asked why the garage addition was set back from the front of the existing garage.

Mrs. Kauzlarich stated it was an architectural detail.

Commissioner Kiefer asked if they needed to enlarge the driveway.

Mrs. Kauzlarich stated the driveway exists.

Commissioner Ritzert noted the letter of objection states a tree will be removed.

Chairperson Meyer noted the tree belongs to the petitioner.

Mrs. Kauzlarich confirmed that the tree in question belongs to them.

Ms. Comstock noted the letter of objection claims a drainage problem without providing support for the claim. She stated that she is not sure how the tree plays into the objection.

Chairperson Meyer stated she spoke with Dan Gombac, Director of Community Development/Municipal

Services, concerning drainage. She stated they he did not find that the addition would cause a drainage problem.

Mr. Griffith noted that there could be a pipe installed to direct water to either the front or back of the property. He stated the addition should not change where water now flows.

Mrs. Kauzlarich stated the tree seems to be more a nuisance to them than to their neighbors. She noted the pine needles which clog their gutters and tree sap on their vehicles.

Mrs. Kauzlarich stated they considered a driveway through the side yard with a garage in back.

Commissioner Hickok, looking at the photos attached to the letter of objection, stated he was not sure how the photos fit to the equation.

Mrs. Kauzlarich noted the photos of are homes within the neighborhood.

Chairperson Meyer asked if they had a fence.

Mrs. Kauzlarich stated they have a fence, as do many of their neighbors. She stated the fence will remain.

Commissioner Lind stated he was concerned with the variation. He stated the character will be changed. He suggested the petitioner consider a garage in the back with a driveway, then there would not be a zoning issue.

Mrs. Kauzlarich stated they have a wrap around deck on the back side of the house. She stated they felt a driveway through the side and a garage in the back would generate more activity in the back yard.

Commissioner Lind stated many people have detached garages in the back, we all have things in the back yard.

Mrs. Kauzlarich stated that a garage in the back would be larger and there would be a driveway through the side yard. She stated more trees would be removed. She stated they are concerned about disturbing their neighbor.

Ms. Comstock stated this option would reduce the neighbor's privacy, which is one the concerns from the objector.

Ms. Comstock stated her clients spoke to the neighbor before filing the petition and things were fine, and she stated she was not sure why it was suddenly an issue.

Mr. Griffith noted that many of the newer homes are now built with 3-car garages. He stated zoning issues related to more garage space is common in all areas of Darien. He noted a conversation with a resident earlier in the day about this same type of issue. He stated the situation discussed would require a variation.

Robert Claes, Robert M. Claes, Ltd., attorney representing the Werner and Anne Thiele Family Trust, 626 72nd Street, stated his clients strongly object to the petition. He stated the letter he submitted includes photos taken that day of homes within a block of the subject property, all zoned R-1.

Mr. Claes stated the R-1 zoning district provides the largest lots, with large side yards. He stated it is the petitioner's burden to meet the standards to grant a variation, which resemble the Illinois case law. He stated the hardship has not been addressed. He stated the question of whether the essential character has not been met, he stated the requirement is for a 10-foot side yard.

Mr. Claes questioned the need for the variation. He stated there is room to construct a garage in the rear yard, and a driveway will fit through the side yard. He stated garages in the rear yards are common in the neighborhood.

He stated a 10-foot side yard is the standard. He stated large side yards are what attracts buyers to this neighborhood. He stated the petitioners are requesting to reduce the side yard by 40%, and the required setback by 32%. He stated the new homes in the neighborhood meet the required setback.

He stated the petitioner cannot create the need for the variation. He stated the need has been glossed over.

He stated drainage concerns. He noted the different garage floor elevations between his clients and the petitioner's garages. He stated a reduced side yard will make it more difficult to handle drainage.

Commissioner Ritzert stated they have not granted these types of requests before.

Mr. Griffith stated the City has granted variations to reduce the side yard setback. He noted a variation was granted to a house on Plainfield Road to reduce the setback to about 5 feet, there was a house on either 68th Street or Iris where a 5-foot setback was granted. He stated both involved garages.

Mr. Griffith noted that the 10-foot side yard requirement applies to both the R-1 and R-2 zoning districts. He noted that the new homes recently constructed in the neighborhood do meet the 10-foot side yard requirement, but that there have been instances where the plan showed an encroachment. He stated the permit applicant was given the options to revise the plan or seek a variation.

Commissioner Kiefer stated he did not think a 3-car garage was detrimental and would make the house more valuable. He stated a garage in the back yard is not a better option. He stated the proposed encroachment of 3.2 feet is not excessive. He stated the proposed variation is not out of character with the area.

Without further discussion, Commissioner Kiefer made the following motion seconded by Commissioner Hickok:

Based upon the submitted petition and the information presented, the request associated with PZC 20010-13 is in conformance with the standards of the Darien City Code and, therefore, I move the Planning and Zoning Commission recommend approval of the petition.

Upon a roll call vote, THE MOTION CARRIED by a vote of 5-2.

Aye: Meyer, Hickok, Jiskra, Kiefer, Mielkus

Nay: Lind, Ritzert

Municipal Services Committee Review – September 27, 2010

The Municipal Services Committee considered this matter at its meeting on September 27, 2010. The following members were present: Alderman Joseph Marchese – Chairman, Alderman John Galan, Alderman Ted Schauer, Dan Gombac – Director, Michael Griffith – Senior Planner and Elizabeth Lahey – Secretary.

Michael Griffith, Senior Planner, reviewed the staff agenda memo and the Planning and Zoning Commission's recommendation. He noted the letter of objection had been submitted, dated September 20, 2010, from Robert Claes, the attorney representing an objector. He stated the petitioner could not be at the meeting but was represented by their attorney, Gabriella Comstock.

Alderman Galan stated its one thing to grant a variation in the rear yard but another thing to grant one reducing the side yard. He stated that he was surprised by the Commission's recommendation. He stated the City recently denied a variation related to a recreational vehicle in the side yard.

Alderman Galan asked staff if similar variations had been granted.

Mr. Griffith stated the City has granted variations in the past to reduce the side yard setback for additions, he noted the following:

109 68th Street, variation granted for a side yard setback of 4.75, for an addition to an attached garage, in the R-2 zoning district.

1804 Darien Club Drive, variation granted for a side yard setback of 7.5 feet, R-2 zoning district. He stated this was a simple variation that did not require City Council approval, just the Commission.

1418 Plainfield Road, variation granted for a side yard setback of 4.7 feet, for an addition to the attached garage, in the R-2 zoning district.

8001 Sawmill Creek, variation granted for a side yard setback of 7.5 feet, in the R-2 zoning district. He stated this addition related to a porch enclosure.

7309 Seminole Drive, variation granted for a side yard setback of 7.5 feet, in the R-2 zoning district. He stated this was a simple variation that did not required City Council action, just Commission approval.

2919 87th Street, variation granted for a side yard setback of 3 feet, for a garage addition, in the R-1 zoning district. He stated this is the most similar case, in terms of the zoning district and it being a very large lot with large yards between homes.

He stated these variations were granted over the last 10 years.

Alderman Schauer asked if there was a drainage issue.

Dan Gombac, Director, stated there is not a drainage issue. He stated the break line in drainage runs through the middle of the side yard, with the swale extending onto the property to the west. He stated that if the variation is granted, downspouts can be connected to a drain pipe that leads to the front and/or rear yards.

Alderman Galan asked staff about the Commission's decision, the stated reasons for the "no" votes.

Mr. Griffith confirmed that the Commission's vote was 5-2 to recommend approval of the petition. He stated the Commissioners who voted "no" voiced concern that the variation would adversely alter the character of the neighborhood. He stated a Commissioner who voted "yes" stated the request was in line with other requests and did not feel it would alter the character of the neighborhood.

Alderman Galan stated we are not focused on the concerns from the neighbor.

Chairman Marchese allowed the attorneys representing the objector and petitioner to testify.

Robert Claes, attorney representing the objector at 626 72nd Street, the Werner H. and Anne M. Thiele Family Trust. Mr. Claes stated the yards in this neighborhood are large and exceed the requirements, which is the character of the neighborhood. He stated they had a surveyor measure the distance between the two homes, which comes out to 26.5 feet. He stated if the petitioner's measurement of their side yard is correct, then his client's home is at the 10-foot building line. He stated to reduce the 10-foot setback would bring the structure too close to his client's property. He stated this will impact the value of the property.

He stated the difference between the garage floor elevations of his client and the petitioner is an issue. He stated allowing the variation, with the difference in elevations, will cause a drainage problem.

He stated the variations cited by Mr. Griffith did not include any properties within this neighborhood.

Mr. Claes stated while the hardship clause was taken out of the standards for approving a variation, the standards require a reasonableness, and the need is to be demonstrated. He stated the City Code does not establish criteria on how the need is to be demonstrated, however.

Mr. Claes stated the petitioner can construct additional storage on the property without a variation. He stated his clients are upset with the loss of separation in the yard.

Gabriella Comstock, the attorney representing the petitioner, stated the neighbor's concerns should be addressed. She stated her client has attempted to take their neighbor into consideration. She stated a garage in the back yard would have a greater adverse impact, with a driveway through the side yard, and loss of privacy. She stated privacy was an issue raised by the neighbor and is a valid concern. She stated they could build storage without a variation, and there would be a loss in privacy for the neighbor. She stated her client could built a large garage in the back yard.

Ms. Comstock stated the reason for the variation was to maintain the character of the home and of the neighborhood. She stated drainage can be addressed through the permit process. She stated her clients are agreeable to connecting their downspouts as directed by the City.

Alderman Schauer asked how many windows were on that side of the neighbor's home.

Ms. Comstock stated it is garage to garage and was not aware if there were windows on that side of the neighbor's home.

Chairman Marchese stated this is not similar to a recent variation case dealing with a recreational vehicle in the side yard. He stated in the RV case, the issue was the neighbor looking out their living room window and seeing the RV parked close to his house.

Alderman Galan asked for staff to confirm that a driveway and garage are permitted.

Mr. Griffith stated there appears to be room to construct a driveway through the side yard, with a 5-foot setback, and for a detached garage to be built in the rear yard, up to 800 square feet in size, located 5-feet from the property line, without the need for a variation, just a building permit.

Chairman Marchese asked the petitioner what they would do if the variation is not granted.

Ms. Comstock stated her client would consider alternative plans.

The Committee reviewed the proposed building and elevation drawings for the garage, provided by the petitioner.

Chairman Marchese stated he was concerned with the reduced side yard, but more concerned with the loss of trees to accommodate a driveway and garage in the back yard, that was noted in the staff report.

Mr. Claes stated his clients prefer a driveway through the side yard instead of an addition.

Without further discussion, Alderman Galan made a motion to recommend approval of the petition as submitted, seconded by Alderman Schauer.

Prior to Alderman Schauer voting, he stated that in the long term, he thought a 3-car attached garage would be better for property values than would a detached garage, and thus was in favor of the variation petition.

Upon a voice vote, THE MOTION CARRIED by a vote of 2-1.

Ayas: Marchese, Schauer

Nays: Galan

ROBERT M. CLAES, Ltd.

ATTORNEY AT LAW
2626 83rd Street
DARIEN, ILLINOIS 60561
(630) 985-5100

FAX
(630) 985-5110

ROBERT M. CLAES

September 20, 2010

COPY

City of Darien
1702 Plainfield Road
Darien, IL. 60561

Re: Side Yard Variation Request
R-1 Zone
622 72nd Street, Darien, IL. 60561

Dear Aldermen:

I appeared before the Planning and Zoning Commission on Wednesday, September 15, 2010, and I presented the objection of my client, The Werner H. and Anne M. Thiele Family Trust, the owner of 626 72nd Street, the home immediately to the West of the Petitioner. I attach a copy of my letter to the Commission, which sets forth the basis of the objection. I enclose photocopies of the neighborhood and the subject side yard, which were also shown to the Commission. This petition seeks a variation to a 6.77 foot side yard. This variation must be approved by the Council, since the requested side yard is less than 7.5 feet and does not qualify as a "simple variation" under the code.

I also enclose an illustration of the side yard and elevation difference of the two garage floors that has been prepared by Joseph De Craene, Illinois Land Surveyor. I asked Mr. De Craene to prepare this illustration because nothing was submitted by the petitioner to show the actual measurement between the West wall of my client's home and the East wall of the Petitioner's. Further, nothing was submitted by the Petitioner to illustrate the difference in elevation.

Finally, I enclose the property record card from the Downers Grove Assessor for the Petitioner's property. The diagram on the second page helps illustrate the progression of addition to the original structure. I submit these documents to you in further support of my client's objection to the requested variation. Again, my client is objecting to this variation request on the following grounds:

- 1. The requested variance will adversely alter the essential character of the neighborhood.** This property is located in an R-1 zone, which is the most restrictive classification for residential property in Darien. The essential character of this neighborhood can best be defined as large lot, with wide side yards. (See photos identified as Character 1, 2 and 3) Your code requires a minimum side yard of 10 feet, but most of the homes in this area exceed the minimum. The Petitioners existing home is now consistent with that character, and the existing westerly interior side yard is, according to the calculations of the Petitioner, a 16.77 foot yard. The

requested variation reduces the side yard to 6.77 feet, and this variation represents a 40% reduction in the existing side yard . If approved, this variation would allow the Petitioner more than a 32% reduction of the side yard code requirement.

I attach several photographs that I have recently taken to illustrate the neighborhood character. To the best of my observation and research, no other side yard variation has been granted on this street or in this R-1 zone, and the only relief approved in this district has been for a small re-subdivision on the South end of this zone. No other residential zoning district in Darien allows an interior side yard of 6.77 feet.

Please note from Mr. De Craene's illustration that there is NOW a combined side yard of both properties of 26.48 feet, and without quibbling over inches, if the Petitioners are correct that their side yard is 16.77 feet, my client's house is set at the minimum side yard of 10 feet. If the variation is granted, these two houses will be separated by a distance of only 16.48 feet. This separation is significantly less than ANY other building separation in the ENTIRE zone. To suggest that the essential character of the zone would not be adversely affected, would be to ignore the fact that the proposed separation is unique to this R-1 zone, and it is wholly out of character with this neighborhood where side yards typically exceed the R-1 requirement of 10 feet on each lot.

- 2. The need for the variation has been created by the Petitioner, and it is not due to any unique character of the property. Further, the Petitioner can build an accessory garage without variation, if it is built in the rear yard.**

The Petitioner's two story home with an attached garage has been built on a 100 foot by 200 foot lot, undoubtedly one of the largest single family lots in Darien. As the attached property card illustrates, the original structure was built in 1954, and in 2004, the original garage was converted to part of the house, a new attached garage was built and part of the second floor was added. A deck that spans the entire width of the home (approximately 65 feet) has also been added. The original structure building was doubled in size. All of these additions were made without variation to the code less than 7 years ago.

There is a 45 foot building set back, and an "apron" to the driveway that allows for a 3 car width parking at the garage. The existing configuration allows for the garage parking of at least two vehicles, and the open air parking of at least five more. The petitioner has requested a 32% reduction of the side yard requirement for the purpose of building a garage to store a classic car, which is certainly an improvement of convenience, and not necessity. The Petitioner has adequate room in both the easterly and the westerly side yard to extend a drive to the rear yard, and an accessory structure can be built within code in the rear yard. The two dissenting members of the Planning and Zoning Commission raised this point at hearing.

Why is the character of the neighborhood being compromised by this variation if the Petitioners can satisfy their storage requirements without variation?

3. **There will be potential long term adverse consequences to the value of the neighbor's property.** The Petitioner's home is at a higher elevation than my client's home, but the existing side yard is adequate to allow for the directed release of surface water. Please note again that the De Craene illustration shows that my client's garage floor is just less than one foot LOWER in elevation than the floor of the existing garage. Assuming that the new garage floor would be set at the same elevation, the down spout discharge from the new garage would be less than 16.5 feet away and almost a foot higher than my client's garage floor.

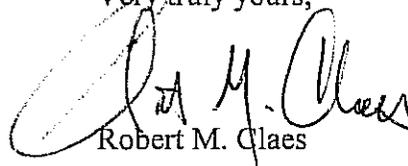
If the variation is granted, the area available for drainage will be reduced. Given the difference in elevation, it is reasonable to assume that my client's property will have to bear the burden of the increased surface drainage. No other residential zoning district in Darien allows an interior side yard of 6.77 feet, since adequate side yards are necessary to assure the proper flow of roof run off and surface drainage of rain and snow melt. The proposed garage extension will require a re-contour of the side yard to allow for proper flow, which is difficult to do in a side yard of 6.77 feet with the change in elevation that exists.

It is reasonable to conclude that my client's property value will be adversely impacted by the reduction of the side yard due to the increased burden of drainage. It is also reasonable to conclude that since the separation of these two homes will be reduced to 16.48 feet, and NO OTHER PROPERTY IN THIS ZONE is similar in character, my client's property would reasonably be worth less after the variation has been granted than before. Other properties without the reduced side yard separation will be more desirable to a buyer seeking the character of large lots and wide side yards otherwise offered in this zone.

For the reasons set forth above, my client objects to the proposed variation, and asks for the following:

1. Council's denial of the variation for all the reasons set forth above.
2. In the alternative, if the side yard variation is granted, the Petitioner seeks a special condition to the variation that will require the Petitioner to install a downspout connection to a drain that will direct flow of drainage and roof run off away from my client's property into the Petitioner's front yard and eventually onto the right of way drainage system.

Very truly yours,



Robert M. Claes

DOWNERS GROVE TOWNSHIP

Theresa A. Cockrell, C.I.A.O. • Assessor • www.dgtao.com

RESIDENTIAL PRC

AssessorWorks Data Sheet

09-27-200-015

Billing Address
 Kuazlarich, John & Melissa
 622 72nd St
 Darien Il 60561

Street Address
 622 72nd St
 Darien, Il 60561

Plainfield Highlands. S Of 71st.
 W Of Clarendon Hills Rd.

| Year | PC | NBHD | Type | Pro Rate | Land | Building | Total |
|------|----|------|------|----------|--------|----------|---------|
| 2010 | R | NPH | N | | 52,270 | 105,490 | 157,760 |
| 2009 | R | NPH | N | | 55,480 | 111,970 | 167,450 |
| 2008 | R | NPH | N | | 55,480 | 111,970 | 167,450 |
| 2007 | R | NPH | N | | 52,390 | 78,120 | 130,510 |

HIE 2004
 25,000

Permits

Market Value 473,327 Exemptions Res Senior Freeze

Billing Value 161,450 Tax Rate 5.0589 2009 Paid 2010 \$8,167.60

BOR Actions

Doc Number Date Amount Type Parcels Ratio

| Bldg SF | Bldg Class | Exterior | Stories | Year Built | Model | | | | | | | |
|--------------|--------------------------|------------------|---------------|---------------|----------|---------|-----------|-----------------|----------|--|--|--|
| 2,946 | 1.7 | AB | 2,1 | 1956, '04 | | | | | | | | |
| Bldg GFA | Baths: 3 fix 2 fix 1 fix | Fireplaces | Stacks | Porches | Porch SF | Patios | Patios SF | Decks | Decks SF | | | |
| 1,736 | 3 0 3 | 0 | 0 | 1 | 126 | | | | | | | |
| Bsmnt | Bsmnt SF | Bsmnt Fin | Unfinished LA | RO/IB | RO/IB SF | Garaqes | Garaqe SF | Garaqe Year Blt | | | | |
| P | 1,176 | 0% | | N | | 1 | 400 | 1976 | | | | |
| AFF | Land | | | | | | | | | | | |
| 110.00 | 100.00x200.00x1.10(d) | | | | | | | | | | | |
| Building Adj | Land Adj | Amenities | | | | | | | | | | |
| | | Air Conditioning | | | | | | | | | | |
| | | Deck | | | | | | | | | | |
| | | Shed | | | | | | | | | | |
| | | | | 09-27-200-015 | | | | | | | | |
| | | | | 4.34 | | | | | | | | |

This Information consists of data which was compiled by the Downers Grove Township Assessor's Office for the singular purpose of property assessment. The Assessor's Office determines Market Value as of January 1 of each year. To assume a Market Value for any other time frame based on the data presented here is prone to error. This Information should not be relied upon by anyone as a determination of ownership. No warranties, expressed or implied, are provided for the accuracy of data herein, its use, or its interpretation.

JOSEPH M. DE CRAENE
ILLINOIS LAND SURVEYOR

8710 Skyline Drive
Hinsdale, IL 60527

PHN. 630-789-0898

FAX. 630-789-0697

FACSIMILE TRANSMITTAL COVER SHEET

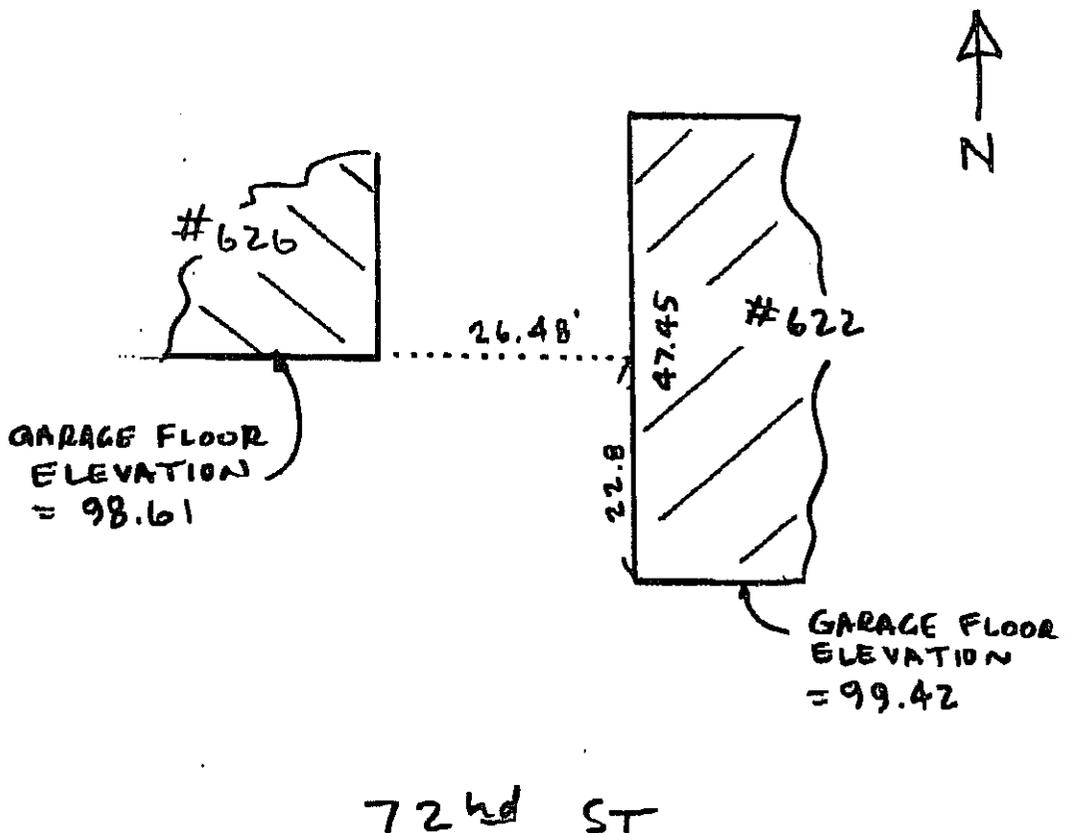
DATE: 9-17-10 TOTAL NUMBER OF PAGES INCLUDING THIS COVER: 1

PLEASE DELIVER THE FOLLOWING PAGES TO:

ROBERT CLAES

FAX NO. 630-985-5110

REGARDING: 626 72nd ST (THIELE)



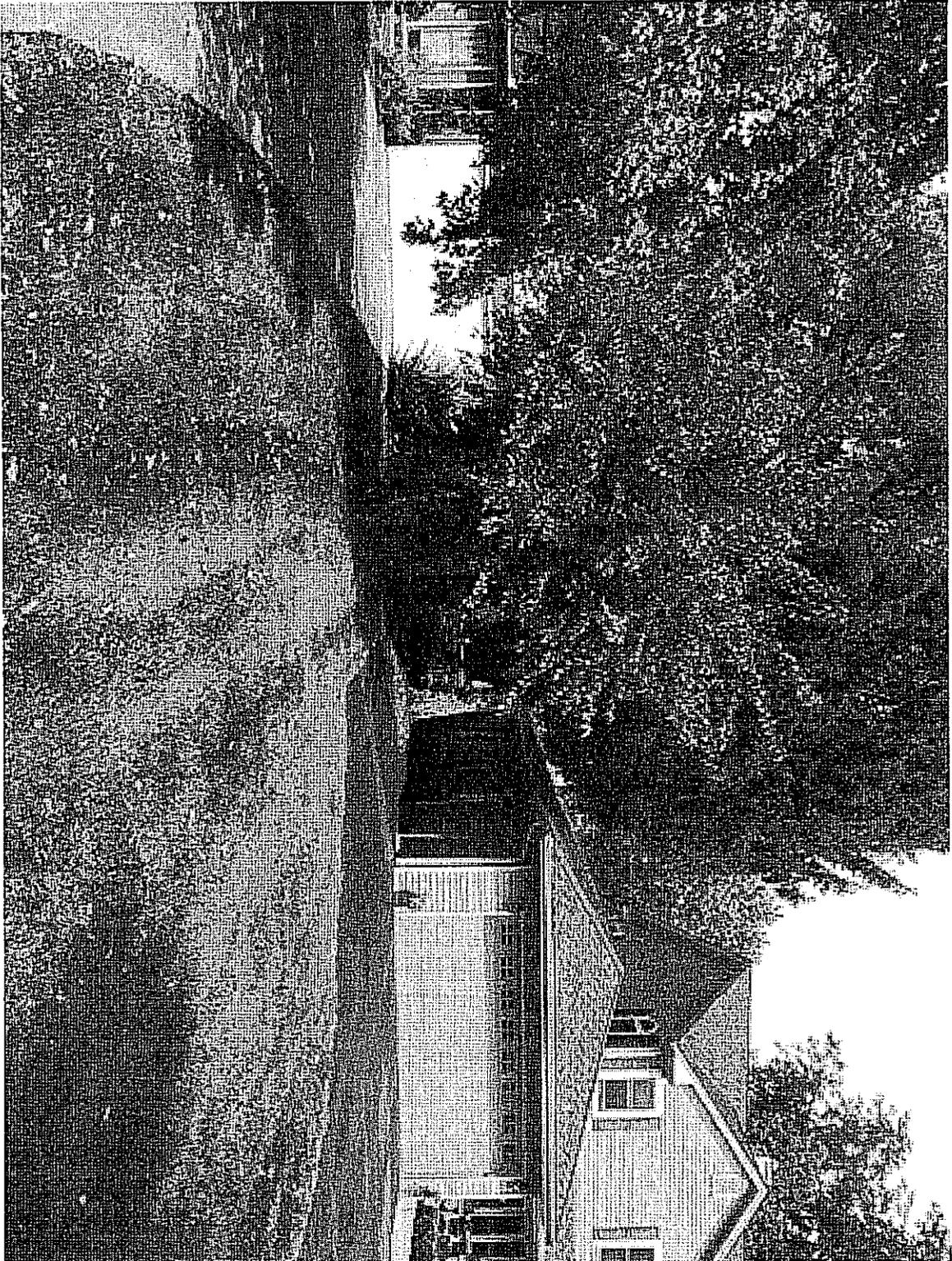
PLEASE CALL TO CONFIRM RECEIPT OF FAX TO THE ABOVE NUMBER
OR, IF FAX WAS RECEIVED IN ERROR, PLEASE CALL SO THAT WE MAY CORRECT ANY
MISDIALING. WE APOLOGIZE IN ADVANCE. THANK YOU.

BENCHMARK:

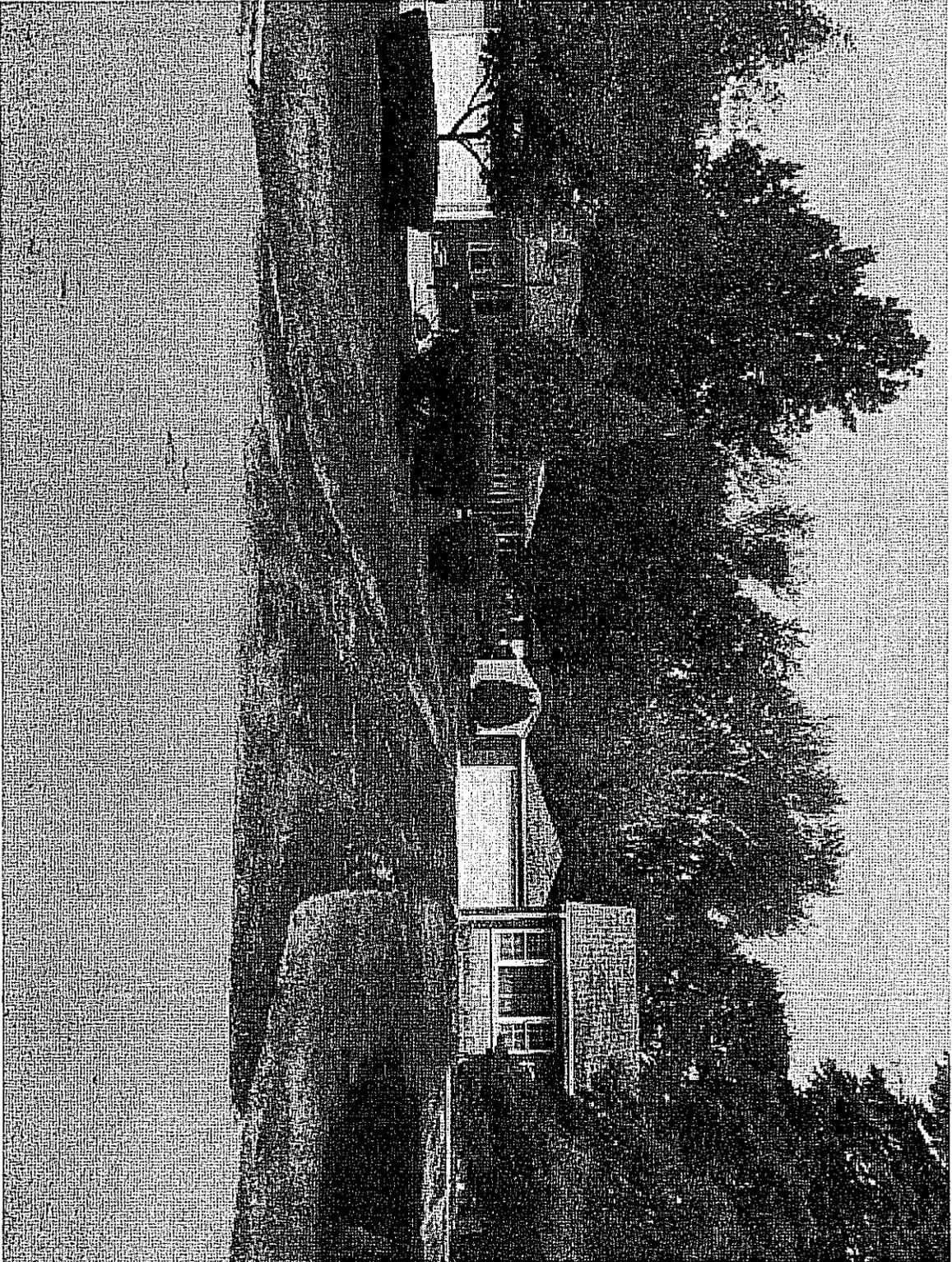
RIM OF SANITARY MANHOLE
SOUTH SIDE OF 72nd ST
ACCESS FROM #626
ELEVATION = 100.00
ASSUMED DATUM



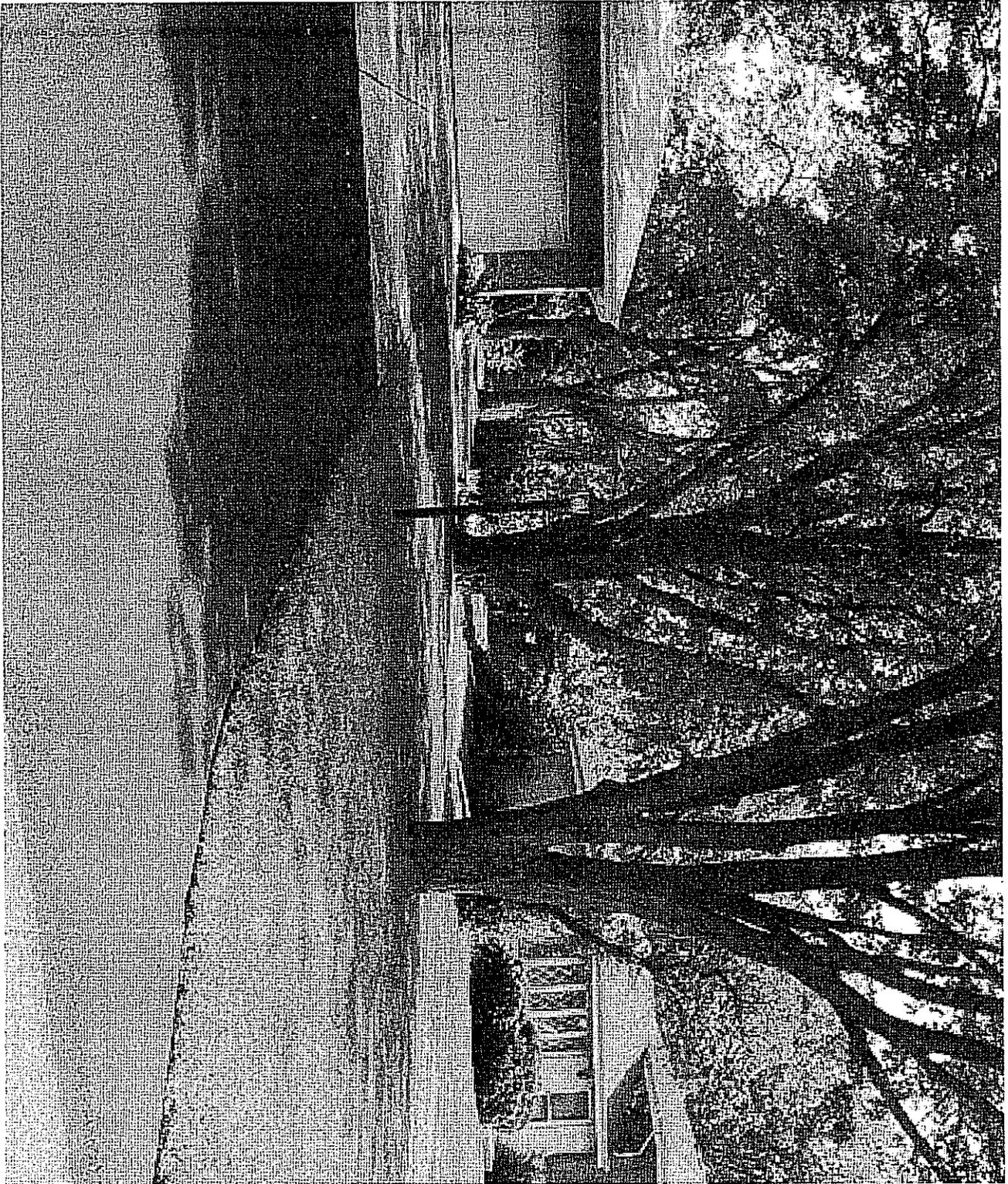
Subject 1



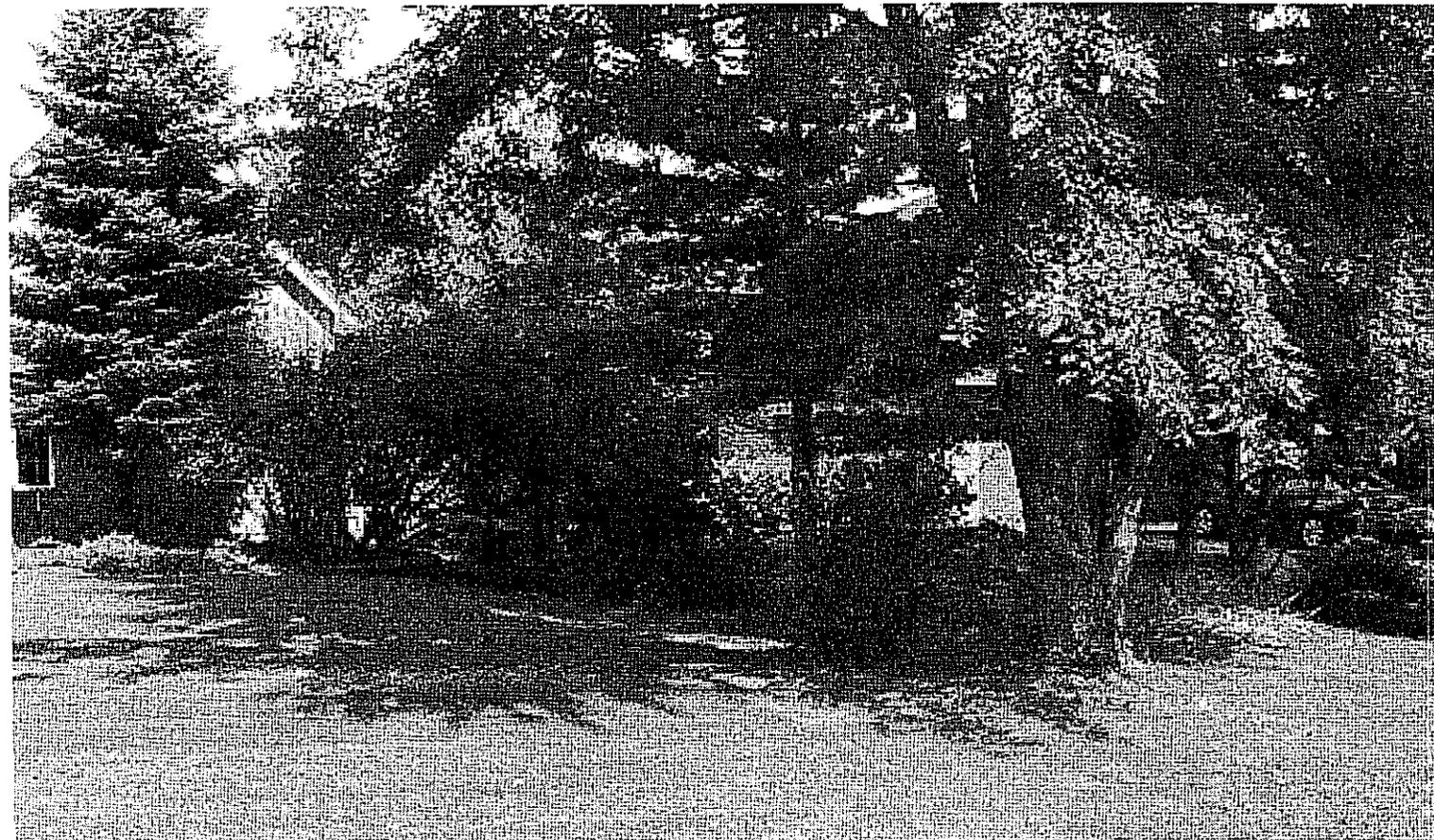
Subject 2



Character ①



Character 2



Character (3)

ROBERT M. CLAES, Ltd.

ATTORNEY AT LAW
2626 83rd Street
DARIEN, ILLINOIS 60561
(630) 985-5100

FAX
(630) 985-5110

ROBERT M. CLAES

September 15, 2010

City of Darien
1702 Plainfield Road
Darien, IL. 60561
Attn: Ms. Beverly Meyer
Chairman, Planning and Zoning Committee

COPY

Re: Side Yard Variation Request
R-1 Zone
622 72nd Street, Darien, IL. 60561

Dear Ms. Meyer:

Please be advised that I represent The Werner H. and Anne M. Thiele Family Trust, the owner of 626 72nd Street, the home immediately to the West of the Petitioner. My client is objecting to this variation request on the following grounds:

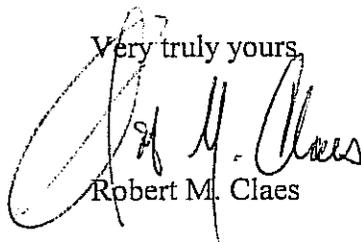
- 1. The requested variance will adversely alter the essential character of the neighborhood.** This property is located in an R-1 zone, which is the most restrictive classification for residential property in Darien. The essential character of this neighborhood can best be defined as large lot, with wide side yards. Your code requires a minimum side yard of 10 feet, but most of the homes in this area exceed the minimum. The Petitioners existing home is consistent with that character, and the existing westerly interior side yard is, according to the survey attached to the Petition, a 16.77 foot yard. The requested variation reduces the side yard to 6.77 feet, and this variation represents a 40% reduction in the existing yard. If approved, it would allow the Petitioner more than a 32% reduction of the side yard code requirement.

I attach several photographs that I have recently taken to illustrate the neighborhood character. To the best of my observation and research, no other side yard variation has been granted on this street, and the only relief approved in this district has been for a small re-subdivision. No other residential zoning district in Darien allows an interior side yard of 6.77 feet. If this relief is granted to the Petitioner, the most distinctive feature of this zone, and the historically established side yards that exceed the code requirement, will be compromised, and the essential character of this zone will be adversely altered.

2. **The need for the variation has been created by the Petitioner, and it is not due to any unique character of the property.** The Petitioner's two story home with an attached garage has been built on a 100 foot by 200 foot lot, undoubtedly one of the largest single family lots in Darien. There is a 45 foot building set back, and an "apron" to the driveway that allows for a 3 car width parking at the garage. The existing configuration allows for the garage parking of at least two vehicles, and the open air parking of at least five more. The petitioner has requested a 32% reduction of the side yard requirement for the purpose of building a garage, which is certainly an improvement of convenience, and not necessity. Moreover, this improvement is not necessary for the Petitioner's full enjoyment of the real estate due to any unique configuration of the property, or some change in condition that has impacted the land. I respectfully suggest that the "need" requirement of the ordinance is grounded in well established case law, which requires a showing of a hardship that has been imposed due to a unique configuration of the land, or a change in physical condition beyond the control of the petitioner. The petitioner cannot demonstrate such a "need".
3. **There will be potential long term adverse consequences to the value of the neighbor's property.** The Petitioner has a relatively new home, built in 2004, with a two car attached garage. There is a mature tree planted in the Petitioner's side yard that provides shade and some degree of privacy, and this tree must be removed for the improvement to be constructed. The petitioner's home is at a higher elevation than my client's home, but the existing side yard is adequate to allow for the directed release of surface water. If the variation is granted, the tree will be removed, and the area available for drainage will be reduced. Given the difference in elevation, it is reasonable to assume that my client's property will have to bear the burden of the increased surface drainage. No other residential zoning district in Darien allows an interior side yard of 6.77 feet, since adequate side yards are necessary to assure the proper flow of roof run off and surface drainage of rain and snow melt. The proposed garage extension will require a re-contour of the side yard to allow for proper flow, which is difficult to do in a side yard of 6.77 feet with the change in elevation that exists. It is reasonable to conclude that my client's property value will be adversely impacted by the reduction of the side yard due to the increased burden of drainage.

For the reasons set forth above, and others that may be orally argued at the hearing, my client hereby objects to the granting of the Petitioner's request for a side yard variation. For purposes of clarification, the requested relief is not properly considered as a "simple variation" under your code, since the requested relief reduces the side yard to less than 7.5 feet.

Very truly yours,

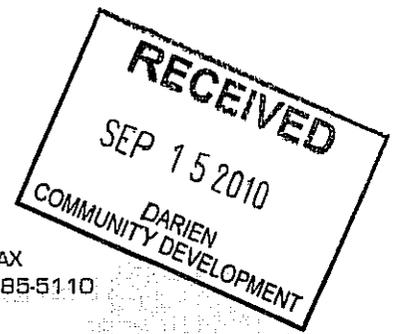


Robert M. Claes

ROBERT M. CLAES, Ltd.

ATTORNEY AT LAW
2626 83rd Street
DARIEN, ILLINOIS 60561
(630) 985-5100

ROBERT M. CLAES



FAX
(630) 985-5110

September 15, 2010

COPY

City of Darien
1702 Plainfield Road
Darien, IL. 60561
Attn: Ms. Beverly Meyer
Chairman, Planning and Zoning Committee

Re: Side Yard Variation Request
R-1 Zone
622 72nd Street, Darien, IL. 60561

Dear Ms. Meyer:

Please be advised that I represent The Werner H. and Anne M. Thiele Family Trust, the owner of 626 72nd Street, the home immediately to the West of the Petitioner. My client is objecting to this variation request on the following grounds:

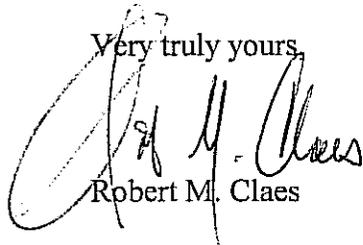
- 1. The requested variance will adversely alter the essential character of the neighborhood.** This property is located in an R-1 zone, which is the most restrictive classification for residential property in Darien. The essential character of this neighborhood can best be defined as large lot, with wide side yards. Your code requires a minimum side yard of 10 feet, but most of the homes in this area exceed the minimum. The Petitioners existing home is consistent with that character, and the existing westerly interior side yard is, according to the survey attached to the Petition, a 16.77 foot yard. The requested variation reduces the side yard to 6.77 feet, and this variation represents a 40% reduction in the existing yard. If approved, it would allow the Petitioner more than a 32% reduction of the side yard code requirement.

I attach several photographs that I have recently taken to illustrate the neighborhood character. To the best of my observation and research, no other side yard variation has been granted on this street, and the only relief approved in this district has been for a small re-subdivision. No other residential zoning district in Darien allows an interior side yard of 6.77 feet. If this relief is granted to the Petitioner, the most distinctive feature of this zone, and the historically established side yards that exceed the code requirement, will be compromised, and the essential character of this zone will be adversely altered.

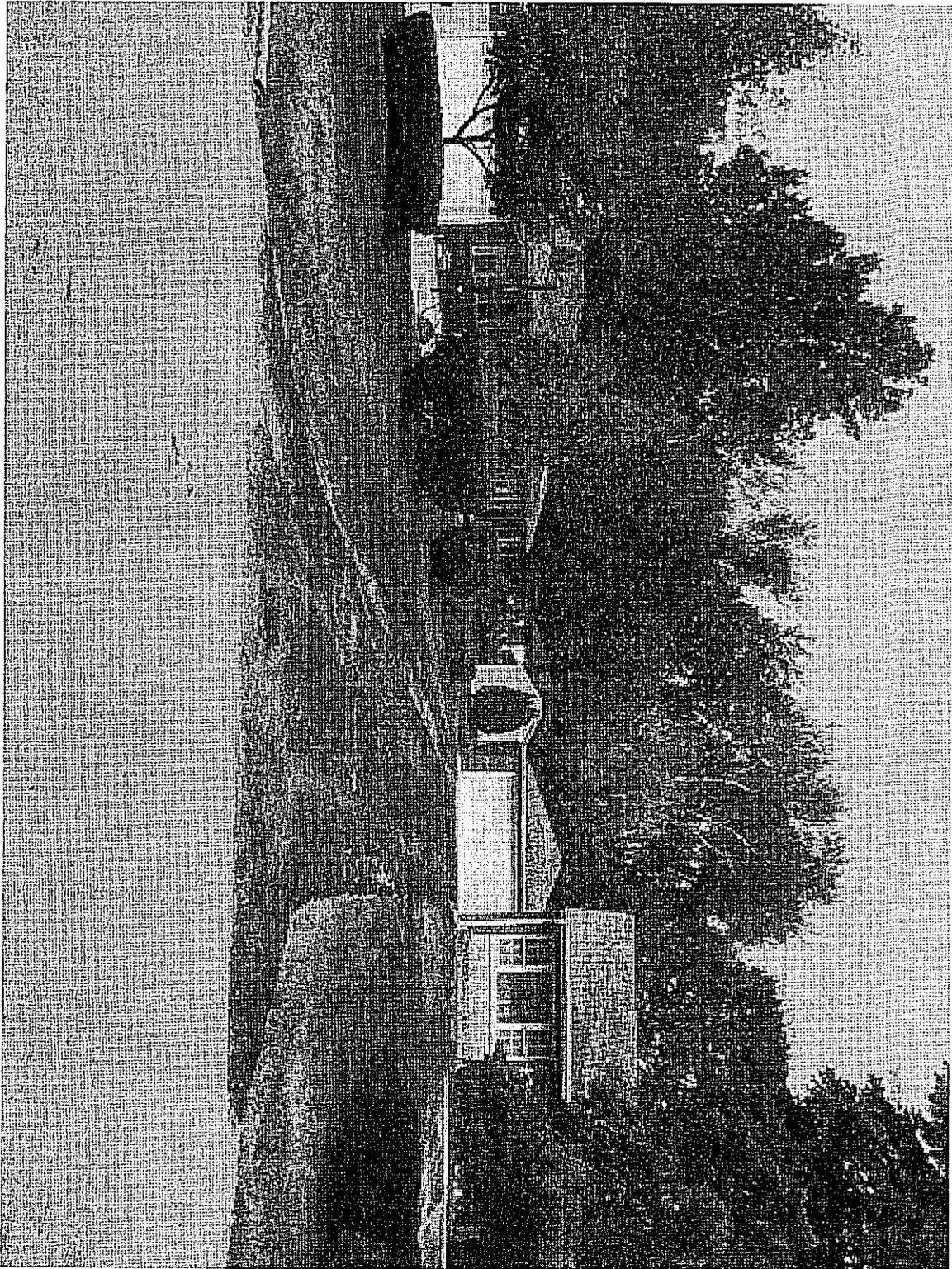
2. **The need for the variation has been created by the Petitioner, and it is not due to any unique character of the property.** The Petitioner's two story home with an attached garage has been built on a 100 foot by 200 foot lot, undoubtedly one of the largest single family lots in Darien. There is a 45 foot building set back, and an "apron" to the driveway that allows for a 3 car width parking at the garage. The existing configuration allows for the garage parking of at least two vehicles, and the open air parking of at least five more. The petitioner has requested a 32% reduction of the side yard requirement for the purpose of building a garage, which is certainly an improvement of convenience, and not necessity. Moreover, this improvement is not necessary for the Petitioner's full enjoyment of the real estate due to any unique configuration of the property, or some change in condition that has impacted the land. I respectfully suggest that the "need" requirement of the ordinance is grounded in well established case law, which requires a showing of a hardship that has been imposed due to a unique configuration of the land, or a change in physical condition beyond the control of the petitioner. The petitioner cannot demonstrate such a "need".
3. **There will be potential long term adverse consequences to the value of the neighbor's property.** The Petitioner has a relatively new home, built in 2004, with a two car attached garage. There is a mature tree planted in the Petitioner's side yard that provides shade and some degree of privacy, and this tree must be removed for the improvement to be constructed. The petitioner's home is at a higher elevation than my client's home, but the existing side yard is adequate to allow for the directed release of surface water. If the variation is granted, the tree will be removed, and the area available for drainage will be reduced. Given the difference in elevation, it is reasonable to assume that my client's property will have to bear the burden of the increased surface drainage. No other residential zoning district in Darien allows an interior side yard of 6.77 feet, since adequate side yards are necessary to assure the proper flow of roof run off and surface drainage of rain and snow melt. The proposed garage extension will require a re-contour of the side yard to allow for proper flow, which is difficult to do in a side yard of 6.77 feet with the change in elevation that exists. It is reasonable to conclude that my client's property value will be adversely impacted by the reduction of the side yard due to the increased burden of drainage.

For the reasons set forth above, and others that may be orally argued at the hearing, my client hereby objects to the granting of the Petitioner's request for a side yard variation. For purposes of clarification, the requested relief is not properly considered as a "simple variation" under your code, since the requested relief reduces the side yard to less than 7.5 feet.

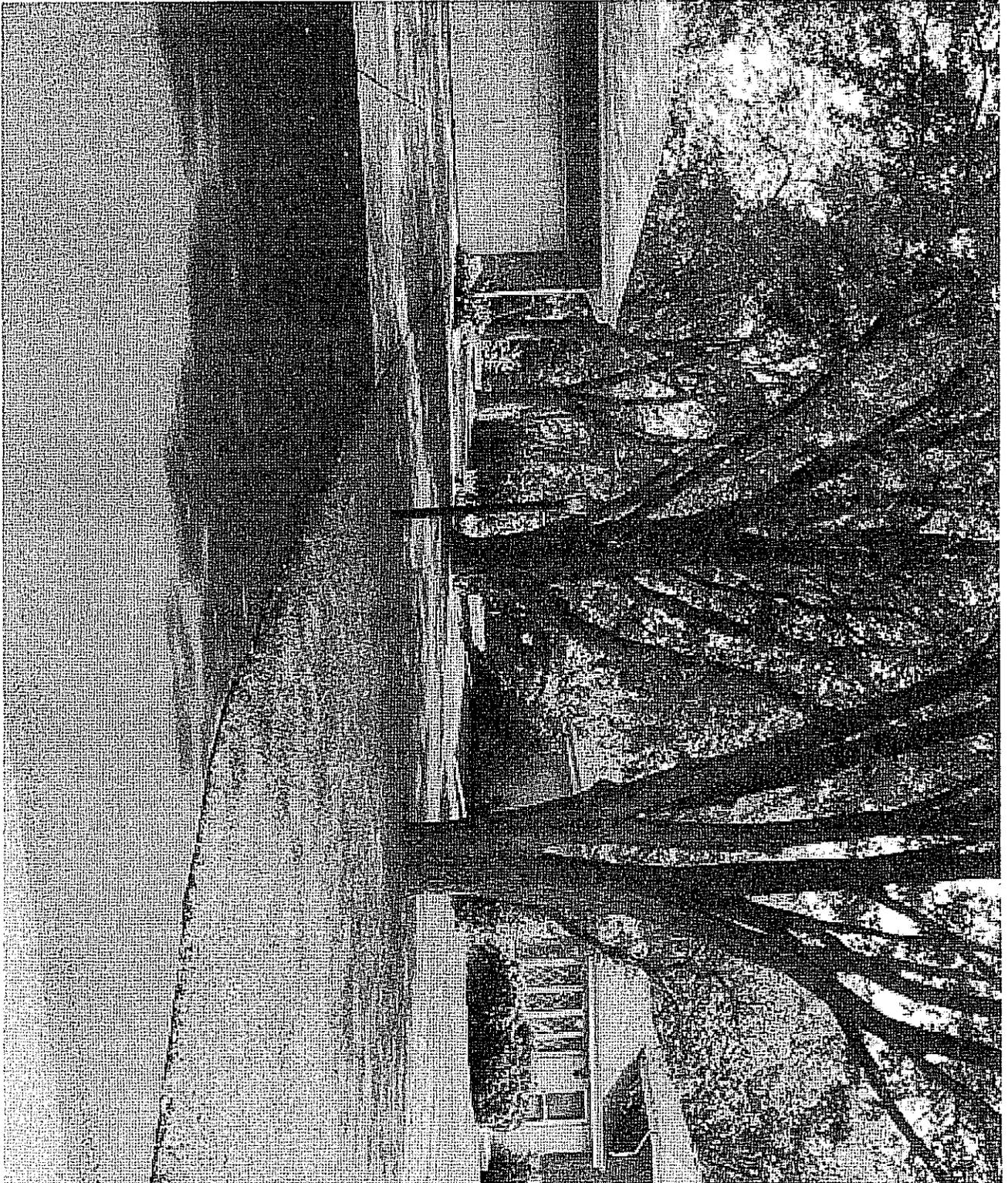
Very truly yours,



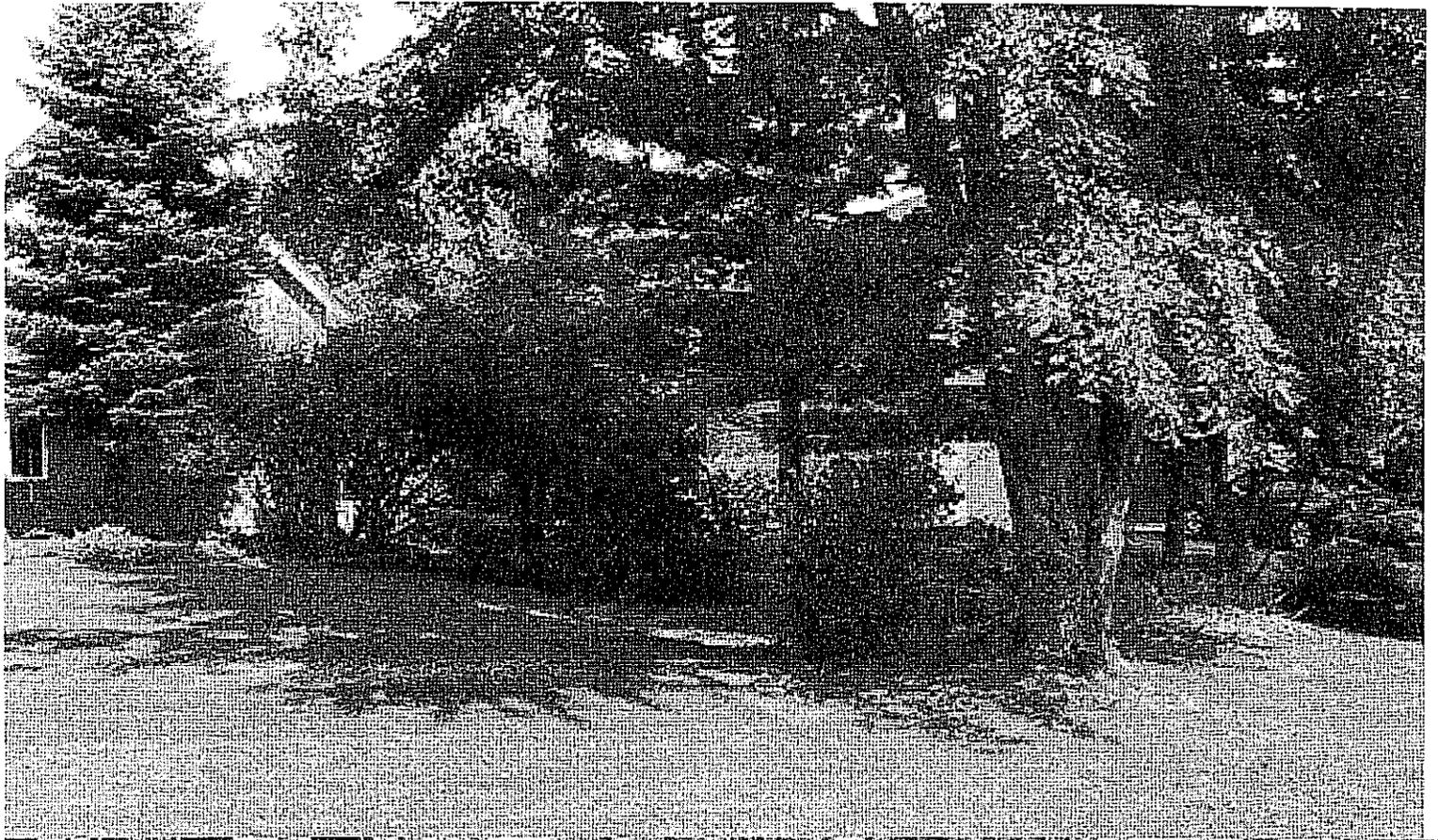
Robert M. Claes



(1)



2



3



Subject 1



Subject 2

CITY OF DARIEN

DU PAGE COUNTY, ILLINOIS

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A VARIATION TO THE
DARIEN ZONING ORDINANCE**

(PZC 2010-13: 622 72nd Street)

ADOPTED BY THE

MAYOR AND CITY COUNCIL

OF THE

CITY OF DARIEN

THIS 4th DAY OF OCTOBER, 2010

**Published in pamphlet form by authority of the Mayor
and City Council of the City of Darien, DuPage
County, Illinois, this ___ day of _____,
2010.**

**AN ORDINANCE APPROVING A VARIATION TO THE
DARIEN ZONING ORDINANCE**

(PZC 2010-13: 622 72nd Street)

WHEREAS, the City of Darien is a home rule unit of local government pursuant to the provisions of Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, as a home rule unit of local government, the City may exercise any power and perform any function pertaining to its government except as limited by Article VII, Section 6; and

WHEREAS, the property legally described in Section 1 (the “Subject Property”), is zoned R-1 Single-Family Residence District pursuant to the Darien Zoning Ordinance; and

WHEREAS, the petitioner has requested approval of a variation from the terms of the Darien Zoning Ordinance to reduce the required interior side yard setback from 10 feet to 6.8 feet for an addition to the attached garage; and

WHEREAS, pursuant to proper legal notice, a Public Hearing on said petition was held before the Planning and Zoning Commission on September 15, 2010; and

WHEREAS, the Planning and Zoning Commission at its regular meeting of September 15, 2010, recommended approval of said petition and has forwarded its findings and recommendation of approval to the City Council; and

WHEREAS, on September 27, 2010, the Municipal Services Committee of the City Council reviewed the petition and has forwarded its recommendation of approval of said petition to the City Council; and

WHEREAS, the City Council has reviewed the findings and recommendations described above and now determines to grant the petition subject to the terms, conditions and limitations described below.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: Subject Property. This Ordinance is limited and restricted to the property generally located at 622 72nd Street, Darien, Illinois, and legally described as follows:

LOT 55 IN PLAINFIELD HIGHLANDS, BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL

20, 1955, AS DOCUMENT 753769, IN DUPAGE COUNTY, ILLINOIS.

PIN: 09-27-200-015

SECTION 2: Variation from Zoning Ordinance Granted. A variation from the Zoning Ordinance, Section 5A-7-1-6(A), Yard Requirements, R-1 Single-Family Residence District, is hereby granted to reduce the required interior side yard setback from 10 feet to 6.8 feet for an addition to the attached garage.

SECTION 3: Home Rule. This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the City of Darien that to the extent of the terms of this ordinance should be inconsistent with any non-preemptive state law, that this ordinance shall supercede state law in that regard within its jurisdiction.

SECTION 4: Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of October, 2010.

ATTEST:

KATHLEEN MOESLE WEAVER, MAYOR

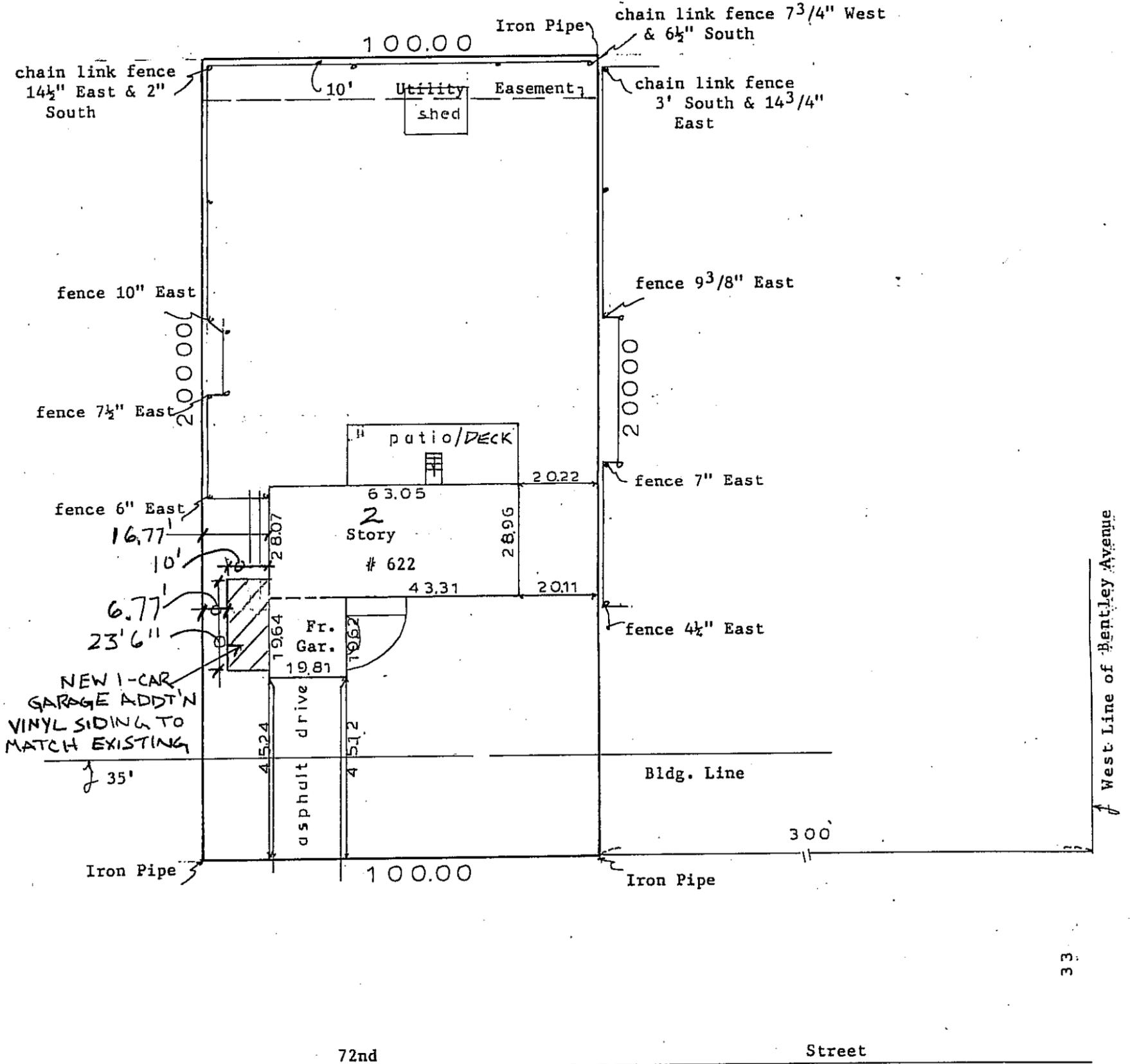
JOANNE F. COLEMAN, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Plat of Survey

Lot 55 in Plainfield Highlands, being a subdivision of part of the Northeast quarter of Section 27, Township 38 North, Range 11, East of the Third Principal Meridian, according to the plat thereof recorded April 20, 1955, as Document 753769, in Du Page County, Illinois.



Please check Legal Description with Deed and report any discrepancy immediately.

Surveyed March 17, 1992
Building Located March 17, 1992

SURVEY UPDATED MARCH 30, 1993

Stephen J. Bales
SURVEY UPDATED JUNE 8, 1998
Stephen J. Bales

STATE OF ILLINOIS }
COUNTY OF COOK } ss.

I, STEPHEN J. BALEK, an Illinois Registered Land Surveyor, hereby certify that I have surveyed the property described above and the plat hereon drawn is a correct representation of said survey.

Dimensions are in feet and decimal parts thereof and are corrected to a temperature of 62 degrees Fahrenheit.

Stephen J. Bales
Illinois Registered Land Surveyor No. 1712

Scale: 1 inch = 30 ft.
Order No. 920329
Ordered By: Del Preto, Attorney