

Minutes - June 6, 2005

Minutes of the Regular Meeting
of the City Council of the
CITY OF DARIEN
JUNE 6, 2005

1. CALL TO ORDER

The regular meeting of the City Council of the City of Darien was called to order at 7:30 P.M. by Mayor Carmen D. Soldato.

2. PLEDGE OF ALLEGIANCE

Mayor Soldato led the Council and audience in the Pledge of Allegiance.

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

Present: Richard A. Biehl Sylvia Mclvor Carolyn A. Gattuso John F. Poteraske, Jr. Joseph A. Marchese
Kathleen Moesle-Weaver

Absent: William R. Durkin

Also in Attendance: Carmen D. Soldato, Mayor Joanne F. Coleman, City Clerk Kevin P. Monaghan, City Treasurer Judith N. Kolman, City Attorney Bryon D. Vana, City Administrator Robert Pavelchik, Chief of Police Robert Mengarelli, Asst. Director of Public Works Robert Rodgers, Asst. Director of Public Works

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

5. APPROVAL OF MINUTES — May 2, 2005 & May 16, 2005

It was moved by Alderman Gattuso and seconded by Alderman Biehl to approve the Minutes of the Regular Meeting of May 2, 2005 and Minutes of the Regular Meeting of May 16, 2005, as presented.

Alderman Poteraske identified two Scribner errors; Clerk Coleman stated that they would be corrected.

Roll Call: Ayes: Biehl, Gattuso, Marchese, Mclvor, Poteraske, Weaver

Nays: None

Absent: Durkin

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

6. RECEIVING OF COMMUNICATIONS

Alderman Gattuso: * thanked the Police and Public Works departments for their 'Open House'; she said that her family enjoyed both. * commented that Denise Ryle, 7924 Glen Lane, thanked Administrator Vana and Administrative Assistant Coren for their work with the Condominium Association.

7. MAYOR'S REPORT

A. MAYORAL PROCLAMATION "PEDAL FOR A CURE DAY" (May 19, 2005)

Mayor Soldato read the Proclamation; he presented the Proclamation to both Jeff Spaetzel and Adam Dabrowski for their efforts and involvement with 'The Cure Autism Now Foundation'.

B. STREET DEDICATION FOR JOHN SIMON, FORMER PLAN COMMISSION CHAIRMAN

Mayor Soldato spoke about John Simon, who was a volunteer within the City of Darien. He indicated that the City wanted to say 'THANKS' for all of John's efforts and therefore, dedicated a street to John Simon for his numerous years of service. Mayor Soldato indicated that Pine Parkway was designated John Simon Parkway. Mrs. Roberta Simon and family were present for the dedication; she introduced her family. Mrs. Simon stated that John was honored to be part of the City's planning; she thanked everyone for supporting him throughout the years.

C. PRESENTATION BY CORNELL ROBERTS OF ComEd

Mayor Soldato said that ComEd provided electricity to the City under a franchise agreement; he introduced Cornell Roberts from ComEd.

Mr. Roberts spoke about ComEd's Annual Report, which detailed their reliability, completed improvements for 2004, and proposed improvements for 2005. He indicated that there were specific areas where outages were excessive. He referred to them as W386 with the following boundaries: north-Spring Green Drive, south-I-55, east-Kearney Road, and west-Murphy Road; and W387 with the following boundaries: north-86th Street, south-International Parkway, east-Cheese Road, and west-Gibraltar Drive. Mr. Roberts stated that in 2004 W386 had new replacement cable installed in conduit and that tree trimming was performed; he indicated that in 2005 new circuits would be added to balance the load due to area growth in W386 and W387. He spoke about W3616 and W3624, which are scheduled to be upgraded in 2005 in order to reduce the number of customer interruptions; he indicated that tree trimming was very important and was scheduled to continue throughout the City of Darien.

Alderman Mclvor inquired about the timeframe for the additional circuit; Mr. Roberts stated that it would be completed by Fall 2005 and that work has already begun. She asked if everything was coming from the same substation; he affirmed. She asked if there would be better reliability if the feeder originated from an alternate station; he indicated that the next closest station would be in the Bolingbrook area, on Boughton near Schmidt. He said that a station needed to be identified where an additional feeder could be placed and not travel a great distance. She asked if there was a failure at the station, would all three circuits be lost; he replied that the failures have not been at the station, some outages have been overhead due to weather and others have been underground.

Alderman Mclvor stated that in the past, ComEd reacted instead of being pro-active; she said the average resident just lived with the situation. She asked if ComEd intended to improve the level of being pro-active instead of reactive; he said that the long range plan was designed prior to Alderman Mclvor raising concern and he indicated that they were being pro-active. She spoke about an outage that occurred on August 20, 2004, that the transformer was below grade, and ComEd's response to the outage. Mr. Roberts stated that ComEd does not set equipment until the developer informs them that they are at grade; he indicated that houses in Ms. Mclvor's area were built on an incline and property drains down toward the transformer; he said that ComEd would raise the transformer.

Alderman Poterasko stated that in 2004 there were 63 outages that were over two hours and 18 that were over six hours; he indicated that these were 81 of the 100 outages. He said that in 2003 there were 56 long term outages of 78 total outages; he was concerned that the situation was worsening instead of improving. Mr. Roberts spoke about the duration and commented that most were weather related;

Alderman Poteraske disagreed and noted that there were seven major outages that were over 12 hours due to malfunction, underground failure, lightening failure, etc. Alderman Poteraske said that the Annual Report listed 21 circuits related to the City of Darien but the March report only included nine of the circuits for tree trimming; he inquired about the other twelve. Mr. Roberts said he would investigate the other areas. Alderman Poteraske noted that there were approximately 100 outages and that the Franchise Agreement between the City and ComEd stated that ComEd would compensate residents if outages exceeded 720 minutes and met a certain category of an outage/malfunction. Mr. Roberts said he would review the Agreement. Alderman Poteraske inquired if ComEd compensated anyone and referred to Exhibit A of the Agreement. Alderman Poteraske asked Administrator Vana to place information on the cable channel for residents. Alderman Poteraske asked about the Cooperative Program, page 15, specifically how many trees ComEd replaced in the last few years; Mr. Roberts responded that he would investigate.

Alderman Weaver asked what circuit covered the Woodlands; Alderman Poteraske responded that it was W806. Alderman Weaver commented about the numerous outages in Ward 4 from circuits W3607 and W3613 and others throughout the City.

Alderman Gattuso inquired about ComEd work being done on Sawyer; she asked if they were installing cable and how far it would go. Mr. Roberts said he would need to consult the schedule.

Administrator Vana requested an explanation of ComEd's long range plan. Mr. Roberts offered to meet with staff to define long range planning.

Mayor Soldato asked what ComEd would do to identify problems within the system prior to a failure or outage. He asked citizens to notify staff and officials of ComEd service outages.

8. CITY CLERK'S REPORT

Clerk Coleman...

... stated that the Cable Commission meeting scheduled for June 16th had been cancelled.

... invited everyone to have Coffee with Mayor Soldato on Saturday, June 18th, from 9:00 until 10:00 A.M. at Carmelite Carefree Village located at 8419 Bailey Road.

9. CITY ADMINISTRATOR'S REPORT

Administrator Vana...

... commented that the water tower on Lemont Road was recently painted and was back in operation. ... indicated that Asst. Director Rodgers distributed information for the design of the storage tank on Plainfield Road. Mayor Soldato commented that water towers were repainted and now staff was trying to aesthetically improve the site since the tower was in the center of the City. Council was asked to circle their design preference from the information distributed and return it to Administrator Vana.

Alderman Mclvor inquired about the cost; Asst. Director Rodgers responded that the tower would hold 1.5 million gallons and would cost approximately \$1.5 million.

Alderman Biehl asked if there was progress with the joint meeting; Administrator Vana said that there was no progress with scheduling a meeting but there was progress because additional information was received from Willowbrook's engineer.

10. DEPARTMENT HEAD REPORT

Police Chief Robert Pavelchik...

... commented that the May 7th 'Open House' was a success.

... stated that Mark Delise, an officer from Oak Brook and a resident of Ward 3, would be walking from Oak Brook to Springfield in order to call awareness to children's organizations, particularly the 'Illinois Special Olympics' and 'Kids in Need'. He noted that there was a recent fundraiser for the 'American Cancer Society' hosted by two Darien families and that staff was scheduled to participate in the 'Relay for Life' at Downers Grove North High School on Friday, June 17th.

... said that the canine units apprehended suspects in two separate incidents.

... expects arrival of budgeted equipment called Live Scan, which digitally captures fingerprint impressions.

... received an invitation from the Illinois State Crime Commission for their annual meeting/fundraiser on June 29th. He indicated that an award would be presented to the Suburban Police Officer of the Year and the recipient would be Detective Michael Campo.

Mayor Soldato spoke about the recent enforcement of the State of Illinois Seat Belt Law; he indicated that Darien Police were warning residents and residents questioned if that was the best use of police time.

Administrator Vana indicated that the City had phone problems and that the phone company repaired the line. He apologized to residents if no one answered their call because they did not role over to another line as they should have. 11. TREASURER'S REPORT

A. WARRANT NUMBER 05-06-03

It was moved by Alderman Biehl and seconded by Alderman Poteraske to approve payment of Warrant Number 05-06-03 in the amount of \$227,226.63 from the General Fund; \$30,396.54 from the Water Fund; \$33,232.81 from Motor Fuel Tax Fund; \$1,848.08 from the Darien Area Dispatch Center Fund; \$25,857.50 from the Joint Use Facility Fund; \$1,091.07 from the D.A.R.E. Fund; \$213,379.53 from the General Fund Payroll for the period ending 05/26/05; \$28,774.12 from the Water Fund Payroll for the period ending 05/26/05; \$25,328.77 from the D.A.D.C. Fund Payroll for the period ending 05/26/05; for a total to be approved of \$587,135.05.

Roll Call: Ayes: Biehl, Gattuso, Marchese, McIvor, Poteraske, Weaver

Nays: None

Absent: Durkin

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

12. STANDING COMMITTEE REPORTS

Administrative/Finance Committee — Chairman Weaver stated that the Committee would meet on Monday, June 13th, at 6:30 P.M. and that they would review drive thru hours.

Planning/Development Committee — No Report.

Public Works Water/Streets Committee — Chairman Biehl stated that the meeting scheduled for June 22nd had been cancelled due to lack of agenda items.

13. QUESTIONS AND COMMENTS — AGENDA RELATED

There were no Agenda related questions or comments to come before the City Council.

14. OLD BUSINESS

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

15. CONSENT AGENDA

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

A. CONSIDERATION OF A MOTION TO APPROVE PURCHASE ORDER NO. 2631 ON BEHALF OF MIDAMERICAN TECHNOLOGY, INC. IN THE AMOUNT OF \$9,535.00 FOR THE PURCHASE OF A GATORCAM SEWER CAMERA

B. CONSIDERATION OF A MOTION TO APPROVE PURCHASE ORDER NO. 2630 ON BEHALF OF PATTEN CONSTRUCTION PRODUCTS IN THE AMOUNT OF \$58,200.00 FOR THE PURCHASE OF A 2005 TH220B TELEHANDLER

C. CONSIDERATION OF A MOTION TO AWARD A CONTRACT TO MARTINO CONCRETE IN THE AMOUNT OF \$5,624.00 FOR THE REPLACEMENT OF DRIVEWAY APPROACH, CURB AND SIDEWALK DUE TO REPAIR/EXCAVATION OF WATER MAIN BREAK REPAIRS

D. CONSIDERATION OF A MOTION TO APPROVE RECOMMENDATION TO PURCHASE WATER METERS FROM NATIONAL

E. ORDINANCE NO. O-11-05 AN ORDINANCE AMENDING SECTION 2 OF CHAPTER 3 (PARKING), TITLE 9 (TRAFFIC REGULATIONS), OF THE DARIEN CITY CODE

Roll Call: Ayes: Biehl, Gattuso, Marchese, McIvor, Poteraske, Weaver

Nays: None

Absent: Durkin

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

16. NEW BUSINESS

A. CONSIDERATION OF A MOTION TO APPROVE THE EXPENDITURE OF BUDGETED FUNDS FOR THE PURCHASE OF EIGHT (8) TASERS-MODEL X26, ACCOMPANYING HOLSTERS AND CARTRIDGES

It was moved by Alderman Marchese and seconded by Alderman Biehl to approve the expenditure of budgeted funds for the purchase of eight (8) Tasers-Model X26, accompanying holsters and cartridges, as presented.

Alderman Weaver asked how the purchase would affect the City's liability insurance; Administrator Vana responded 'that it would do nothing'. She inquired why fifteen of the 25 municipalities within DuPage County did not have tasers; Administrator Vana said that Deputy Chief Skala researched the tasers.

Mayor Soldato said that tasers slow down and were a stun type element that would protect police in an environment where they or citizens might be at risk without utilizing a hand gun. He said the principle was good but the challenge was a danger to health; he indicated that the State recognized tasers and would handle them as a hand gun for licensing requirements.

Alderman Weaver voiced her dissatisfaction that the general public could own a taser.

Roll Call: Ayes: Biehl, Gattuso, Marchese, McIvor

Nays: Poteraske, Weaver

Absent: Durkin

Results: Ayes 4, Nays 2, Absent 1 MOTION DULY CARRIED

17. QUESTIONS, COMMENTS AND ANNOUNCEMENTS — GENERAL

Jeff Spaetzel expressed gratitude in regard to the recognition for "Pedal for a Cure Day".

18. ADJOURNMENT

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

VIA VOICE VOTE – MOTION DULY CARRIED

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

Mayor

_____ City Clerk

JFC/jr All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 06-06-05.