

CITY OF DARIEN TEMPORARY AMENDMENT TO CITY COUNCIL MEETING RULES FOR COMPLIANCE WITH ILLINOIS OPEN MEETINGS ACT:

- All elected officials may participate in a City Council meeting by way of audio or video conferencing.
- The public will be permitted to attend a city council meeting but the meeting room will be limited to five members of the public at one time and will be required to maintain social distancing rules.
- The public is encouraged to participate in City Council meetings by submitting questions and comments via email to Mayor Marchese at jmarchese@darienil.gov or City Administrator Bryon Vana at bvana@darienil.gov.
- Emails providing public comment shall be submitted prior to the start of the City Council meeting.

Emails asking questions relating to an agenda item will be accepted during the Council meeting through the conclusion of Agenda Item 14- Questions and Comments

PRE-COUNCIL WORK SESSION — 7:00 P.M.

Agenda of the Regular Meeting

of the City Council of the

CITY OF DARIEN

May 4, 2020

7:30 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Declaration of Quorum
5. Questions, Comments and Announcements — **General (This is an opportunity for the public to make comments or ask questions on any issue – 3 Minute Limit Per Person, Additional Public Comment Period - Agenda Item 18)**
6. Approval of Minutes — [April 20, 2020](#)
7. Receiving of Communications
8. Mayor's Report
 - A. Census 2020 Update
 - B. Transition Plan – Stay at Home Order
9. City Clerk's Report

10. City Administrator's Report
11. Department Head Information/Questions
 - A. Police Department
 - B. Municipal Services
12. Treasurer's Report
 - A. Warrant Number — [19-20-26](#)
 - B. Warrant Number — [20-21-01](#)
13. Standing Committee Reports
14. 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](#) – 3 Minute Limit Per Person)**
15. Old Business
16. Consent Agenda
17. New Business
 - A. Consideration of a Motion to Approve an Ordinance Annexing Certain Property in Accordance With Section 7-1-13 of the Illinois Municipal Code ([973 75th Street](#))
 - B. Consideration of a Motion to Approve a [Resolution to Accept the Unit Prices for the Water Main Break Restoration of Concrete Sidewalk, Apron and Curb and Gutter From Fortis, Inc.](#)
 - C. Consideration of Motion to [Direct Staff to Renegotiate the Sign Agreement for the 7532 of Cass Avenue-Northwest Corner and to Direct Staff to Conduct a New Public Hearing for a Marquee Sign at the 7532 South Cass Avenue](#)
18. Questions, Comments and Announcements — **General (This is an opportunity for the public to [make comments or ask questions on any issue](#) – 3 Minute Limit Per Person)**
19. Adjournment

A WORK SESSION WAS CALLED TO ORDER AT 7:04 P.M. BY MAYOR MARCHESE FOR THE PURPOSE OF REVIEWING ITEMS ON THE APRIL 20, 2020 AGENDA WITH THE CITY COUNCIL. THE WORK SESSION ADJOURNED AT 7:28 P.M.

Minutes of the Regular Meeting

of the City Council of the

CITY OF DARIEN

April 20, 2020

7:38 P.M.

1. **CALL TO ORDER**

The regular meeting of the City Council of the City of Darien was called to order at 7:38 P.M. by Mayor Marchese.

2. **PLEDGE OF ALLEGIANCE**

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

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

Present: Thomas J. Belczak (Zoom) Ted V. Schauer (Zoom)
Thomas M. Chlystek (Zoom) Mary Coyle Sullivan (Zoom)
Eric K. Gustafson (Zoom) Lester Vaughan (Zoom)
Joseph A. Kenny (Zoom)

Absent: None

Also in Attendance: Joseph Marchese, Mayor
JoAnne E. Ragona, City Clerk
Michael J. Coren, City Treasurer (Zoom)
Bryon D. Vana, City Administrator
Gregory Thomas, Police Chief (Zoom)
Daniel Gombac, Director of Municipal Services (Zoom)
Lisa Klemm, Administrative Assistant

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

5. **QUESTIONS, COMMENTS AND ANNOUNCEMENTS – GENERAL**

There were none.

6. **APPROVAL OF MINUTES** – April 6, 2020 City Council Meeting

It was moved by Alderman Kenny and seconded by Alderwoman Sullivan to approve the minutes of the City Council Meeting of April 6, 2020.

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

 Nays: None

 Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

7. **RECEIVING OF COMMUNICATIONS**

Alderman Chlystek received communication...

...regarding signage described under New Business Item P from Mary Moore and Scott & Betty Olisar favoring proposed sign; and from Gerry Leganski, Karen Pervisky, Gary Sgarbossa, John McDonnell, Kripa & Sriram Ramaswamy, Pam Welgos, Sheryl Sgarbossa, Mrs. Kleifgen, Ed Koeller, Steve Brezwyn opposing proposed sign.

...from Ronald Pajda, 8000 block of Sawyer Road, regarding sinking concrete.

Mayor Marchese shared his appreciation to Christopher B. Burke Engineering, Ltd. for their generous \$3,000 donation. Mayor Marchese said that \$1,500 in gift cards to local businesses were given to Our Lady of Mount Carmel & Our Lady of Peace food pantries. He read thank you notes received from both parishes.

Alderwoman Sullivan expressed her appreciation of gift card donations to the working food pantries in our community. She stated recipients were very grateful. She stated donations are welcome during Our Lady of Mount Carmel food pantry hours on Tuesday and Friday from 1-3:00 P.M.

Mayor Marchese stated he contacted Presidents of Darien Lions Club, Darien Woman's Club and Darien Rotary Club regarding need for volunteers and gift card donations to support local food pantries.

8. **MAYORS REPORT**

A. CENSUS 2020 UPDATE

Mayor Marchese stated the Census Bureau received approval to suspend the utilization of Census 2020 Field Operatives until June 2020. He noted the Census Bureau has asked Congress to provide a 120-day calendar extension to deliver finalized counts to the White House and Congress, which will help ensure Illinois and all other states are accurately and completely counted. Mayor Marchese indicated as of April 18, Darien return rate was 68%; the City's goal is 85-90%.

Mayor Marchese read the Mayoral Proclamation proclaiming April 24, 2020 as Arbor Day in the City of Darien. He mentioned Heidi Ramirez asked residents to put a picture of a tree or butterfly in their front windows on Friday, April 24. Trees cannot be planted this year, they will be planted next year.

In response to inquiries received regarding Darien reopening, Mayor Marchese stated the DuPage Mayors and Managers Conference will be conducting virtual meetings to determine a transition plan that will be shared with the Governor's Office. They will continue to share ideas that deal with businesses reopening so there is consistency. He noted the Darien abatement proposal being voted on during this meeting, had been discussed with other DuPage Mayors last week and several are exploring similar programs for their business communities.

Mayor Marchese stated based on the Governor's Order, all schoolchildren will be finishing their school year through e-learning. He commented regarding the loss of closure rituals, such as graduations for the members of the Class of 2020. Mayor Marchese offered his personal congratulations to all graduates. He noted his sentiments will be shared in a video to be featured on Darien Direct Connect. Mayor Marchese asked leaders of Darien service and civic organizations, educational institutions, governmental bodies to do the same for posting on the City's social media platforms. Mayor Marchese offered graduates the following message: "Remember, that every day of your life you are creating a legacy that will help define you. With or without a graduation ceremony, you are the best directors of your futures; best wishes, we are very proud of you."

Mayor Marchese noted that New Business Item T a proposal from Christopher B. Burke Engineering Ltd, had been removed from the Agenda

9. **CITY CLERK’S REPORT**

Clerk Ragona reminded all, who were requested to complete Economic Interest Statements for both DuPage County & City of Darien, response is due on or before May 1, 2020.

10. **CITY ADMINISTRATOR’S REPORT**

There was no report.

11. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

A. POLICE DEPARTMENT – MONTHLY REPORT – MARCH 2020

The March 2020 Police Department Monthly Report is available on the City website.

Chief Thomas commented crime is down, with the “Stay at Home” order in place. He addressed Council questions.

B. MUNICIPAL SERVICES

Director Gombac addressed Council questions regarding branch pickup. He reminded residents branches cannot be stacked higher than 2 feet.

12. **TREASURER’S REPORT**

A. WARRANT NUMBER 19-20-25

It was moved by Alderman Belczak and seconded by Alderman Vaughan to approve payment of Warrant Number 19-20-25 in the amount of \$423,914.56 from the enumerated funds, and \$254,343.04 from payroll funds for the period ending 04/09/20 for a total to be approved of \$678,257.60.

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

B. MONTHLY REPORT – MARCH 2020

Treasurer Coren reviewed year-to-date sources of revenue, expenditures, and fund balances through the month of March 2020.

General Fund: Revenue \$15,167,904; Expenditures \$11,319,006; Current Balance \$4,663,147

Water Fund: Revenue \$7,724,060; Expenditures \$5,871,387; Current Balance \$3,489,919

Motor Fuel Tax Fund: Revenue \$734,611; Expenditures \$582,504; Current Balance \$500,447

Water Depreciation Fund: Revenue \$19,721; Expenditures \$371,308; Current Balance \$2,209,973

Capital Improvement Fund: Revenue \$289,852; Expenditures \$5,123,907; Current Balance \$4,203,201

Treasurer Coren stated the April report will be delayed due to fiscal year end and start of audit procedures.

Treasurer Coren provided an update on Small Business Loans and encouraged businesses to work with their current bank.

13. **STANDING COMMITTEE REPORTS**

There were no reports.

14. **QUESTIONS AND COMMENTS – AGENDA RELATED**

Resident Timothy Waz inquired regarding New Business Item that refers to \$310,000 rebate of City taxes collected to be given back to 48 businesses; Administrator Vana and Mayor Marchese responded.

15. **OLD BUSINESS**

There was no Old Business.

16. **CONSENT AGENDA**

There was no Consent Agenda.

17. **NEW BUSINESS**

A. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE APPROVING THE 2020-2021 BUDGET

It was moved by Alderwoman Sullivan and seconded by Alderman Belczak to approve the motion as presented.

ORDINANCE NO. O-06-20

AN ORDINANCE APPROVING THE 2020-2021 BUDGET

Administrator Vana explained that the cover memo reflects a listing of items to be removed from the budget. Mayor Marchese read the memo into the record, which explains necessary changes due to the Coronavirus and its impact on the economy.

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

B. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR THE 2020 LANDSCAPE MAINTENANCE SERVICES WITHIN THE 75TH STREET RIGHT OF WAYS, CLOCK TOWER AND 8 ENTRANCE WAY PLANTING BEDS BETWEEN THE CITY OF DARIEN AND SEBERT LANDSCAPING COMPANY IN AN AMOUNT NOT TO EXCEED \$65,848.00 AND AUTHORIZE A CONTINGENCY IN THE AMOUNT OF \$5,500 FOR REPLACEMENT OF PLANT MATERIAL AND PLANT ENHANCEMENTS

It was moved by Alderman Belczak and seconded by Alderman Gustafson to approve the motion as presented.

RESOLUTION NO. R-25-20

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR THE 2020 LANDSCAPE MAINTENANCE SERVICES WITHIN THE 75TH STREET RIGHT OF WAYS, CLOCK TOWER AND 8 ENTRANCE WAY PLANTING BEDS BETWEEN THE CITY OF DARIEN AND SEBERT LANDSCAPING COMPANY IN AN AMOUNT NOT TO EXCEED \$65,848.00 AND AUTHORIZE A CONTINGENCY IN THE AMOUNT OF \$5,500 FOR REPLACEMENT OF PLANT MATERIAL AND PLANT ENHANCEMENTS

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

C. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN

It was moved by Alderman Kenny and seconded by Alderwoman Sullivan to approve the motion as presented.

ORDINANCE NO. O-07-20

AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF DARIEN

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

D. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A PROPOSAL FROM CHRISTOPHER B. BURKE ENGINEERING, LTD. FOR THE PROFESSIONAL DESIGN SERVICES RELATED TO THE CONSTRUCTION LAYOUT SERVICES FOR THE GEOMETRICAL RECONFIGURATION OF 67TH STREET – ADJACENT TO THE WESTERN LEG OF CLARENDON HILLS ROAD IN AN AMOUNT NOT TO EXCEED \$10,000

It was moved by Alderwoman Sullivan; motion was not seconded. **MOTION FAILED.**

E. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION APPROVING A CONTRACT FOR THE 2020 CONCRETE SIDEWALK, APRON AND CURB AND GUTTER REMOVAL AND REPLACEMENT PROGRAM WITH SUBURBAN CONCRETE, INC., IN AN AMOUNT NOT TO EXCEED \$652,920.00 AND TO WAIVE THE RESIDENTIAL \$75.00 PERMIT FEE APPLICATION FOR CONCRETE WORK

It was moved by Alderman Kenny; motion was not seconded. **MOTION FAILED.**

F. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT EXTENSION WITH DENLER, INC. IN AN AMOUNT NOT TO EXCEED \$189,238.63 FOR THE 2020 CRACK FILL PROGRAM

It was moved by Alderwoman Sullivan; motion was not seconded. **MOTION FAILED.**

G. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR THE 2020 EMERALD ASH BORER TREATMENT PLAN WITH ROBERT KINNUCAN TREE EXPERTS & LANDSCAPING CO. IN AN AMOUNT NOT TO EXCEED \$118,225 AND APPROVE A

CONTINGENCY IN AN AMOUNT NOT TO EXCEED \$5,000 AS IT RELATES TO THE ASH TREES

It was moved by Alderman Schauer and seconded by Alderman Kenny to approve the motion as presented.

Alderman Belczak inquired regarding the need to include in the 2020-2021 budget; Director Gombac responded.

RESOLUTION NO. R-26-20

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR THE 2020 EMERALD ASH BORER TREATMENT PLAN WITH ROBERT KINNUCAN TREE EXPERTS & LANDSCAPING CO. IN AN AMOUNT NOT TO EXCEED \$118,225 AND APPROVE A CONTINGENCY IN AN AMOUNT NOT TO EXCEED \$5,000 AS IT RELATES TO THE ASH TREES

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

H. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION APPROVING 9 REAR YARD DRAINAGE ASSISTANCE PROJECTS IN THE AMOUNT NOT TO EXCEED \$99,665 OF CITY FUNDS

It was moved by Alderman Vaughan; motion was not seconded. **MOTION FAILED.**

I. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A PROPOSAL FROM SUPERIOR ROAD STRIPING, INC. IN AN AMOUNT NOT TO EXCEED \$34,500.00 FOR THE 2020 STREET STRIPING PROGRAM

It was moved by Alderman Belczak; motion was not seconded. **MOTION FAILED.**

J. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR THE 2020 STREET MAINTENANCE PROJECT BETWEEN THE CITY OF DARIEN AND SCHROEDER ASPHALT SERVICES, INC., THE FOLLOWING SCHEDULE OF PRICING: BASE BID – \$1,248,878.45; ALTERNATE 1 – PATCHING – \$84,600.00; ALTERNATE 2 – AGGREGATE SHOULDERS – \$25,600.00; ALTERNATE 3 – 67TH STREET WIDENING – \$69,259.50 FOR A TOTAL OF \$1,428,337.95

It was moved by Alderman Belczak; motion was not seconded. **MOTION FAILED.**

K. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION FOR MAINTENANCE UNDER THE ILLINOIS HIGHWAY CODE (2020-2021 MFT GENERAL MAINT IDOT)

It was moved by Alderwoman Sullivan and seconded by Alderman Schauer to approve the motion as presented.

RESOLUTION NO. R-27-20

A RESOLUTION FOR MAINTENANCE UNDER THE ILLINOIS HIGHWAY CODE (2020-2021 MFT GENERAL MAINT IDOT)

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

L. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AWARDED A CONTRACT TO HOMER TREE CARE, INC. IN AN AMOUNT NOT TO EXCEED \$147,000.00 FOR THE CITY’S 2020/21 TREE TRIMMING AND REMOVAL PROGRAM

It was moved by Alderman Kenny; motion was not seconded. **MOTION FAILED.**

M. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION TO ENTER INTO A CONTRACT AGREEMENT WITH COMPASS MINERALS

AMERICA INC. FOR THE PURCHASE OF ROCK SALT IN AN AMOUNT NOT TO EXCEED \$206,179.24

It was moved by Alderman Schauer and seconded by Alderman Kenny to approve the motion as presented.

RESOLUTION NO. R-28-20

A RESOLUTION TO ENTER INTO A CONTRACT AGREEMENT WITH COMPASS MINERALS AMERICA INC. FOR THE PURCHASE OF ROCK SALT IN AN AMOUNT NOT TO EXCEED \$206,179.24

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

N. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND THE DARIEN PARK DISTRICT FOR ROCK SALT

It was moved by Alderman Belczak and seconded by Alderman Vaughan to approve the motion as presented.

RESOLUTION NO. R-29-20

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

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

O. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DARIEN AND CENTER CASS SCHOOL DISTRICT #66 FOR ROCK SALT

It was moved by Alderman Schauer and seconded by Alderman Vaughan to approve the motion as presented.

RESOLUTION NO. R-30-20

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

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

P. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE GRANTING A SERIES OF VARIATIONS TO ALLOW THE CONSTRUCTION OF AN ELECTRONIC MESSAGE BOARD SIGN (NORTHWEST CORNER OF PLAINFIELD AND CASS)

It was moved by Alderman Belczak and seconded by Alderman Gustafson to approve the motion as presented.

Alderwoman Sullivan, Alderman Schauer and Alderman Vaughan expressed their viewpoints. Mayor Marchese and Director Gombac provided clarification and responded to Council questions.

Roll Call: Ayes: Belczak, Gustafson, Vaughan
 Nays: Chlystek, Kenny, Schauer, Sullivan
 Absent: None

Results: Ayes 3, Nays 4, Absent 0
MOTION FAILED

Q. CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AUTHORIZING AN EASEMENT AGREEMENT (NORTHWEST CORNER OF CASS AVENUE AND PLAINFIELD ROAD)

It was moved by Alderman Vaughan and seconded by Alderman Gustafson to approve the motion as presented.

Roll Call: Ayes: Belczak, Gustafson, Vaughan
 Nays: Chlystek, Kenny, Schauer, Sullivan
 Absent: None

Results: Ayes 3, Nays 4, Absent 0
MOTION FAILED

R. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION APPROVING A DIGITAL SIGN AGREEMENT WITHIN A DEDICATED EASEMENT AT THE NORTHWEST CORNER AT 7532 CASS AVENUE, PIN NO. 09-28-402-025

It was moved by Alderman Gustafson and seconded by Alderman Belczak to approve the motion as presented.

Roll Call: Ayes: Belczak, Gustafson, Vaughan
Nays: Chlystek, Kenny, Schauer, Sullivan
Absent: None

Results: Ayes 3 Nays 4, Absent 0
MOTION FAILED

S. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION APPROVING A 25-FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT AT THE NORTHWEST CORNER AT 7532 CASS AVENUE, PIN# 09-28-402-025

It was moved by Alderwoman Sullivan and seconded by Alderman Gustafson to approve the motion as presented

Director Gombac clarified easement is for water & sewer only.

RESOLUTION NO. R-31-20

A RESOLUTION APPROVING A 25-FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT AT THE NORTHWEST CORNER AT 7532 CASS AVENUE, PIN# 09-28-402-025

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan
Nays: None
Absent: None

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

T. CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION APPROVING A REBATE OF THE CITY OF DARIEN FOOD AND BEVERAGE TAX FOR TAX COLLECTED FROM MAY THROUGH OCTOBER 2019

It was moved by Alderwoman Sullivan and seconded by Alderman Belczak to approve the motion as presented.

Administrator Vana and Mayor Marchese addressed Council questions regarding accounting for rebate and stipulations business must adhere in order to obtain rebate.

Mayor Marchese read into record communciation received from Janet Koliopoulos (Family Owner – The Patio Restaurants), and Mike Barraco (Co-Owner – Zazzo’s Pizza) regarding abatement of Food and Beverage Tax.

Mayor Marchese noted he spoke with many other businesses who were appreciative and would be using rebate money to restock their inventory.

RESOLUTION NO. R-32-20

A RESOLUTION APPROVING A REBATE OF THE CITY OF DARIEN FOOD AND BEVERAGE TAX FOR TAX COLLECTED FROM MAY THROUGH OCTOBER 2019

Roll Call: Ayes: Belczak, Chlystek, Gustafson, Kenny, Schauer, Sullivan, Vaughan

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

MOTION DULY CARRIED

18. **QUESTIONS, COMMENTS AND ANNOUNCEMENTS – GENERAL**

Alderwoman Sullivan...

...commented regarding receipt of positive feedback from City’s newly released videos. She noted videos were intended to provide a sampling of our vast varietal community.

...provided a heartfelt thank you to all City employees for services provided.

...expressed enjoyment in seeing Birthday Parade.

Mayor Marchese thanked Alkaye Media Group for their hard work in creating the videos.

Timothy Waz thanked Council for taking his thoughts into consideration. Mr. Waz requested list of businesses that will be receiving rebate; Administrator Vana directed him to submit FOIA request.

19. **ADJOURNMENT**

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

VIA VOICE VOTE – MOTION DULY CARRIED

The City Council meeting adjourned at 8:59 P.M.

Mayor

City Clerk

All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 4-20-20. Minutes of 4-20-20 CCM.

DRAFT



CITY OF DARIEN

**EXPENDITURE APPROVAL LIST
FOR CITY COUNCIL MEETING ON
May 4, 2020**

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				\$159,620.10
Water Fund				\$59,003.22
Motor Fuel Tax Fund				\$3,246.78
Water Depreciation Fund				
Special Service Area Tax Fund				
E-Citation Fund				
Capital Improvement Fund				64,133.00
State Drug Forfeiture Fund				
Federal Equitable Sharing Fund				
DUI Technology Fund				
			<i>Subtotal:</i>	<u>\$286,003.10</u>
General Fund Payroll	<i>04/23/20</i>	\$	229,423.94	
Water Fund Payroll	<i>04/23/20</i>	\$	25,372.78	
		<i>Subtotal:</i>	<u>\$</u>	<u>254,796.72</u>
<i>Total to be Approved by City Council:</i>				<u>\$ 540,799.82</u>

Approvals:

Joseph A. Marchese, Mayor

JoAnne E. Ragona, City Clerk

Michael J. Coren, Treasurer

Bryon D. Vana, City Administrator

CITY OF DARIEN
Expenditure Journal
General Fund
Administration
From 4/21/2020 Through 4/21/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
CALL ONE, INC.	CITY TELEPHONE BILL	AP042120	4267	Telephone	1,465.73
CHRONICLE MEDIA LLC	2 LEGAL NOTICES: P & Z PUBLIC HEARING	AP042120	4221	Legal Notices	150.00
COMCAST BUSINESS	FY20-CABLE FOR CITY HALL AND POLICE DEPT	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	7.91
GOVTEMPSUSA LLC	VANA (4-12-20)	AP042120	4325	Consulting/Professional	3,415.38
GOVTEMPSUSA LLC	VANA (4-19-20)	AP042120	4325	Consulting/Professional	3,415.38
IMPACT NETWORKING, LLC	KONICA COPIER LEASE (4-18 thru 5-17-20)	AP042120	4225	Maintenance - Equipment	65.00
JULIE SAENZ	INK FOR HOME PRINTER	AP042120	4253	Supplies - Office	46.50
NICOR GAS	NICOR 82541110001 1702 PLAINFIELD RD	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	172.02
OFFICE DEPOT	TISSUE FOR CITY HALL	AP042120	4253	Supplies - Office	<u>24.87</u>
				Total Administration	8,762.79

CITY OF DARIEN
Expenditure Journal
General Fund
City Council
From 4/21/2020 Through 4/21/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
ALKAYE MEDIA GROUP	BALANCE =RESIDENTIAL AND BUSINESS VIDEO	AP042120	4239	Public Relations	6,000.00
				Total City Council	6,000.00

CITY OF DARIEN
Expenditure Journal
General Fund
Community Development
From 4/21/2020 Through 4/21/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
ELEVATOR INSPECTION SERVICE CO	ELEVATOR INSPECTIONS- FEB 2020	AP042120	4328	Const/Prof Reimbursable	1,536.00
ELEVATOR INSPECTION SERVICE CO	PASSED RE-INSPECTION OF ELEVATOR	AP042120	4328	Const/Prof Reimbursable	25.00
OELSON & STERK LTD	LEGAL FEES - MARCH 2020	AP042120	4219	Liability Insurance	4,796.25
				Total Community Development	6,357.25

CITY OF DARIEN
Expenditure Journal
General Fund
Public Works, Streets
From 4/21/2020 Through 4/21/2020

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
A&W TRAILER LLC	SHOP PARTS	AP042120	4229	Maintenance - Vehicles	31.98
ADVANCE AUTO PARTS	109 - CABIN AIR FILTER	AP042120	4229	Maintenance - Vehicles	45.14
ADVANCE AUTO PARTS	109 - LUBRICANT	AP042120	4229	Maintenance - Vehicles	46.60
ADVANCE AUTO PARTS	110 - ROCKER SWITCH	AP042120	4229	Maintenance - Vehicles	9.05
ADVANCE AUTO PARTS	WASHER PUMP	AP042120	4229	Maintenance - Vehicles	13.58
ADVANCE AUTO PARTS	WASHER PUMP	AP042120	4229	Maintenance - Vehicles	13.58
CASE LOTS, INC.	JANITORIAL SUPPLIES	AP042120	4223	Maintenance - Building	144.50
CHEMSEARCH	ALL SEASON DIESEL MATE	AP042120	4229	Maintenance - Vehicles	1,423.44
CINTAS #769	MATT RENTAL - PUBLIC WORKS	AP042120	4223	Maintenance - Building	25.44
CINTAS #769	MATT RENTAL - POLICE DEPT	AP042120	4223	Maintenance - Building	49.70
CINTAS #769	MATT RENTAL - CITY HALL	AP042120	4223	Maintenance - Building	44.83
CLIFFORD-WALD COMPANY	PRINTER REPAIR	AP042120	4223	Maintenance - Building	209.50
COM ED	COM ED 0788310001 1041 S FRONTAGE	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	56.09
EJ USA, INC.	IRON - GREEN VALLEY	AP042120	4257	Supplies - Other	677.20
GOLDSTAR PRODUCTS INC.	SANITIZERS	AP042120	4219	Liability Insurance	493.83
JC LANDSCAPING/TREE SERVICE	FIX REAR YARD PROJECT- DARIEN CLUB DR	AP042120	4374	Drainage Projects	6,530.00
JC LANDSCAPING/TREE SERVICE	ADDL WORK BELARI & WILLOW	AP042120	4374	Drainage Projects	558.00
KAMAN FLUID POWER LLC	REPAIR HOSES	AP042120	4229	Maintenance - Vehicles	89.25
KAMAN FLUID POWER LLC	REPAIR HOSES	AP042120	4229	Maintenance - Vehicles	89.25
LINDCO EQUIPMENT SALES, INC.	VEHICLE REPAIR PARTS	AP042120	4229	Maintenance - Vehicles	325.66
McMASTER-CARR	FLAGPOLE PULLEY, SIGN FRAME	AP042120	4223	Maintenance - Building	184.99
MONROE TRUCK EQUIPMENT	NEW TRUCK #101	AP042120	4815	Equipment	103,817.00
NORWALK TANK	ROAD INLET RISER	AP042120	4257	Supplies - Other	126.00
OCCUPATIONAL HEALTH CENTERS	RANDOM DRUG SCREEN -HERMAN	AP042120	4219	Liability Insurance	40.50

CITY OF DARIEN
Expenditure Journal
General Fund
Public Works, Streets
From 4/21/2020 Through 4/21/2020

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
OFFICE DEPOT	TONER FOR PUBLIC WORKS	AP042120	4253	Supplies - Office	1,162.96
OFFICE DEPOT	PRINTER CABLE	AP042120	4253	Supplies - Office	16.99
OFFICE DEPOT	CHAIRMATS AND SUPPLIES FOR PW	AP042120	4253	Supplies - Office	82.72
POMP'S TIRE SERVICE, INC.	TIRES FOR SHOP	AP042120	4225	Maintenance - Equipment	300.00
SHREVE SERVICES INC	TOPSOIL FOR RESTORATIONS	AP042120	4257	Supplies - Other	672.00
STATE INDUSTRIAL PRODUCTS	SLUDGE HAMMER AND PRIMEZYME	AP042120	4223	Maintenance - Building	289.48
TRI-K INC	GLASS CLEANER, TOWELS	AP042120	4229	Maintenance - Vehicles	479.60
TRIA ARCHITECTURE INC	PROFESSIONAL SERVICES- SALT STORAGE BUILDING	AP042120	4223	Maintenance - Building	5,962.50
TRIA ARCHITECTURE INC	PRE-DESIGN SALT STORAGE BUILDING	AP042120	4223	Maintenance - Building	5,962.50
UNIQUE PRODUCTS & SERVICE CORP	JANITORIAL SUPPLIES FOR POLICE DEPT	AP042120	4223	Maintenance - Building	81.93
USABLUBOOK	NITRILE GLOVES	AP042120	4219	Liability Insurance	170.20
USABLUBOOK	NITRILE GLOVES	AP042120	4219	Liability Insurance	176.05
WESTOWN AUTO SUPPLY COMPANY	REPAIR PARTS	AP042120	4225	Maintenance - Equipment	186.98
WESTOWN AUTO SUPPLY COMPANY	ATD 382	AP042120	4229	Maintenance - Vehicles	18.87
WESTOWN AUTO SUPPLY COMPANY	AMBER ROCKER	AP042120	4229	Maintenance - Vehicles	4.50
WESTOWN AUTO SUPPLY COMPANY	REPAIR PARTS	AP042120	4229	Maintenance - Vehicles	179.45
WHOLESALE DIRECT, INC.	HYDRAULIC MOTORS	AP042120	4225	Maintenance - Equipment	869.18
				Total Public Works, Streets	131,661.02

CITY OF DARIEN
Expenditure Journal
General Fund
Police Department
From 4/21/2020 Through 4/21/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
ADVANCE AUTO PARTS	D10- ROTOR AND BRAKE PADS	AP042120	4229	Maintenance - Vehicles	354.13
ADVANCE AUTO PARTS	OIL FILTERS FOR STOCK	AP042120	4229	Maintenance - Vehicles	53.88
ALTERNATIVE BUSINESS SUPPLIERS	PRINTER REPAIR-COMMAND OFFICE	AP042120	4225	Maintenance - Equipment	150.00
BROWNELLS, INC.	MAGAZINES FOR RANGE	AP042120	4217	Investigation and Equipment	867.91
DUPAGE COUNTY ANIMAL CONTROL	STRAY CAT	AP042120	4201	Animal Control	105.00
KIESLER POLICE SUPPLY COMPANY	AMMO FOR RANGE	AP042120	4217	Investigation and Equipment	1,691.48
ODELSON & STERK LTD	LEGAL FEES - MARCH 2020	AP042120	4219	Liability Insurance	990.00
PEP BOYS	D3 - OIL CHANGE	AP042120	4229	Maintenance - Vehicles	27.69
POMP'S TIRE SERVICE, INC.	TIRES FOR SHOP	AP042120	4229	Maintenance - Vehicles	844.44
RAY O'HERRON CO. INC.	AMMO FOR RANGE	AP042120	4217	Investigation and Equipment	66.00
RAY O'HERRON CO. INC.	LED SPOT LIGHTS FOR SQUADS	AP042120	4229	Maintenance - Vehicles	790.01
RAY O'HERRON CO. INC.	HRUBY- REPLACEMENT VEST	AP042120	4269	Uniforms	775.00
ROCK RIVER ARMS, INC.	RANGE SUPPLIES	AP042120	4217	Investigation and Equipment	<u>123.50</u>
				Total Police Department	<u>6,839.04</u>
				Total General Fund	<u>159,620.10</u>

CITY OF DARIEN
Expenditure Journal
Water Fund
Public Works, Water
From 4/21/2020 Through 4/21/2020

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CARLS SEPTIC SERVICE, INC.	SEPTIC CLEAN OUT -PW	AP042120	4223	Maintenance - Building	250.00
CASE LOTS, INC.	JANITORIAL SUPPLIES	AP042120	4223	Maintenance - Building	144.50
CINTAS #769	MATT RENTAL - PUBLIC WORKS	AP042120	4223	Maintenance - Building	25.43
COM ED	COM ED 3118112014 - 2103 75TH ST PUMP	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	551.20
COM ED	COM ED 0269155053 -2101 W 75TH ST DARIEN	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	58.14
DUPAGE COUNTY PUBLIC WORKS	METER READINGS (JAN /FEB 2020) BILLING	AP042120	4336	Data Processing	26,566.70
DYNEGY ENERGY SERVICES	18W736 MANNING WATER PLANT	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	72.07
DYNEGY ENERGY SERVICES	1220 PLAINFIELD RD WATER PLANT	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	2,620.64
DYNEGY ENERGY SERVICES	LAKEVIEW &OAKLEY WATER PLANT	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	24.51
DYNEGY ENERGY SERVICES	9S720 LEMONT RD WATER PLANT	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	100.03
DYNEGY ENERGY SERVICES	87TH & RIDGE WATER PLANT	AP042120	4271	Utilities (Elec,Gas,Wtr,Sewer)	50.21
FREEWAY FORD-STERLING TRUCK	PART FOR TRUCK #408	AP042120	4225	Maintenance - Equipment	64.08
GOLDSTAR PRODUCTS INC.	SANITIZERS	AP042120	4219	Liability Insurance	493.82
GOLDY LOCKS, INC.	DOORS- PLANT 3	AP042120	4223	Maintenance - Building	2,123.00
GOLDY LOCKS, INC.	DOORS - PLANT 3	AP042120	4223	Maintenance - Building	2,123.00
HACH COMPANY	CHLORINE REAGENTS	AP042120	4241	Quality Control	1,113.39
RENDELS INC	VEHICLE REPAIRS	AP042120	4225	Maintenance - Equipment	504.08
STATE INDUSTRIAL PRODUCTS	SLUDGE HAMMER AND PRIMEZYME	AP042120	4223	Maintenance - Building	289.49
TESTING SERVICES CORP	SOIL TESTING - RTE 83 MAIN BREAK	AP042120	4231	Maintenance - Water System	2,265.00
THE BANK OF NEW YORK MELLON	DARIEN GO REFUNDING 2012 INTEREST	AP042120	4950	Debt Retire-Water Refunding	27,087.50

**CITY OF DARIEN
Expenditure Journal
Water Fund
Public Works, Water
From 4/21/2020 Through 4/21/2020**

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
THE BANK OF NEW YORK MELLON	DARIEN GO REFUNDING 2012 INTEREST	APVOID042120-3	4950	Debt Retire-Water Refunding	(27,087.50)
TRIA ARCHITECTURE INC	SALT STORAGE BUILDING - PRE DESIGN	AP042120	4223	Maintenance - Building	11,925.00
VILLAGE OF WOODRIDGE	WATER PURCHASED	AP042120	4340	DuPage Water Commission	6,494.93
WILLCO GREEN LLC	MANHOLE REHAB- SEMINOLE DUMP FEES (4-15 thru 4-16-20)	AP042120	4231	Maintenance - Water System	324.00
XBE CHICAGO	WATER REPAIR RESTORATIONS- HAULING (4-16-20)	AP042120	4231	Maintenance - Water System	820.00
				Total Public Works, Water	59,003.22
				Total Water Fund	59,003.22

CITY OF DARIEN
Expenditure Journal
Motor Fuel Tax
MFT Expenses
From 4/21/2020 Through 4/21/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
CONSTELLATION NEW ENERGY, INC.	SW CORNER 75TH /PLAINFIELD RD DARIEN	AP042120	4840	Street Lights	336.82
CONSTELLATION NEW ENERGY, INC.	0 CASS AVE LITE RT/25 N OF JAMES PETER CT	AP042120	4840	Street Lights	19.93
CONSTELLATION NEW ENERGY, INC.	LITE RT/25 CONTRLLR S FRONTAGE 0 E CASS ST	AP042120	4840	Street Lights	43.69
CONSTELLATION NEW ENERGY, INC.	2510 ABBEY DRIVE	AP042120	4840	Street Lights	2,846.34
CONSTELLATION NEW ENERGY, INC.	2510 ABBEY DRIVE	AP042120-2	4840	Street Lights	814.62
CONSTELLATION NEW ENERGY, INC.	SW CORNER 75TH ADAMS	AP042120-2	4840	Street Lights	2,031.72
CONSTELLATION NEW ENERGY, INC.	2510 ABBEY DRIVE	APVOID042120	4840	Street Lights	<u>(2,846.34)</u>
				Total MFT Expenses	<u>3,246.78</u>
				Total Motor Fuel Tax	3,246.78

CITY OF DARIEN
Expenditure Journal
Capital Improvement Fund
Capital Fund Expenditures
From 4/21/2020 Through 4/21/2020

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
SCORPIO CONSTRUCTION CORP	DITCH PROJECT: 67TH ST (APRIL 2020)	AP042120	4376	Ditch Projects	56,000.00
TESTING SERVICES CORP	SOIL TESTING - 801/805 PLAINFIELD RD STORM SEWER	AP042120	4376	Ditch Projects	2,265.00
WILLCO GREEN LLC	STORM SEWER MANHOLE REHAB-SEMINOLE	AP042120	4376	Ditch Projects	702.00
XBE CHICAGO	DITCH PROJECT: 67TH ST HAULING (4-24-20)	AP042120	4376	Ditch Projects	779.00
XBE CHICAGO	DITCH PROJECT: 67TH ST HAULING (4-23-20)	AP042120	4376	Ditch Projects	820.00
XBE CHICAGO	DITCH PROJECT: 67TH ST HAULING (4-22-20)	AP042120	4376	Ditch Projects	820.00
XBE CHICAGO	DTICH PROJECT: 67TH ST HAULING (4-21-20)	AP042120	4376	Ditch Projects	738.00
XBE CHICAGO	DITCH PROJECT: 67TH ST HAULING (4-20-20)	AP042120	4376	Ditch Projects	738.00
XBE CHICAGO	DITCH PROJECT: 67TH HAULING (4-16-20)	AP042120	4376	Ditch Projects	1,271.00
				Total Capital Fund Expenditures	64,133.00
				Total Capital Improvement Fund	64,133.00
Report Total					286,003.10



CITY OF DARIEN

**EXPENDITURE APPROVAL LIST
FOR CITY COUNCIL MEETING ON
May 4, 2020**

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	\$7,810.67
Water Fund	\$27,290.93
Motor Fuel Tax Fund	
Water Depreciation Fund	
Special Service Area Tax Fund	
E-Citation Fund	
Capital Improvement Fund	
State Drug Forfeiture Fund	
Federal Equitable Sharing Fund	
DUI Technology Fund	
<i>Subtotal:</i>	<u><u>\$35,101.60</u></u>
General Fund Payroll	
Water Fund Payroll	
<i>Subtotal:</i>	<u><u>\$ -</u></u>
<i>Total to be Approved by City Council:</i>	
	<u><u>\$ 35,101.60</u></u>

Approvals:

Joseph A. Marchese, Mayor

JoAnne E. Ragona, City Clerk

Michael J. Coren, Treasurer

Bryon D. Vana, City Administrator

CITY OF DARIEN
Expenditure Journal
General Fund
Administration
From 5/4/2020 Through 5/4/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
AIS	MAIN SERVER SUPPORT	AP050420	4325	Consulting/Professional	823.00
AIS	CISCO SMART SUBSCRIPTION	AP050420	4325	Consulting/Professional	148.00
AIS	JUNIPER- PW CORE NETWORK SWITCH	AP050420	4325	Consulting/Professional	96.00
AIS	CLOUD HOSTING- MAY 2020	AP050420	4325	Consulting/Professional	20.00
AIS	BACK UP SERVICE- MAY 2020	AP050420	4325	Consulting/Professional	1,300.00
AIS	MONTHLY BLOCK HOURS- MAY 2020	AP050420	4325	Consulting/Professional	5,130.26
COMCAST BUSINESS	FY21- CABLE FOR CITY HALL AND POLICE DEPT	AP050420	4271	Utilities (Elec,Gas,Wtr,Sewer)	24.98
IMPACT NETWORKING, LLC	KONICA COPIER LEASE (4-18 thru 5-17-20)	AP050420	4225	Maintenance - Equipment	65.00
				Total Administration	7,607.24

CITY OF DARIEN
Expenditure Journal
General Fund
Public Works, Streets
From 5/4/2020 Through 5/4/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
ALARM DETECTION SYSTEMS INC	PW ALARM - (MAY thru JULY 2020)	AP050420	4223	Maintenance - Building	203.43
				Total Public Works, Streets	203.43
				Total General Fund	7,810.67

CITY OF DARIEN
Expenditure Journal
Water Fund
Public Works, Water
From 5/4/2020 Through 5/4/2020

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
ALARM DETECTION SYSTEMS INC	PW ALARM - (MAY thru JULY 2020)	AP050420	4223	Maintenance - Building	203.43
THE BANK OF NEW YORK MELLON	DARIEN GO REFUNDING 2012 INTEREST	AP050420-2	4950	Debt Retire-Water Refunding	27,087.50
				Total Public Works, Water	27,290.93
				Total Water Fund	27,290.93
Report Total					35,101.60

AGENDA MEMO
CITY COUNCIL
May 4, 2020

Issue Statement

Consideration of a motion to approve an ordinance annexing certain property in accordance with Section 7-1-13 of the Illinois Municipal Code (973 75th Street).

Ordinance

General Information

Owners:	Eleanor Duka	Gallagher and Henry
Property Address:	973 75 th Street Downers Grove 60516	N/A (unaddressed) Downers Grove 60516
PIN#:	09-29-301-009	09-29-301-020
Size of Property:	1.00 Acres	.07 Acres
Current Land Use:	Single-Family Home	Utility Easement
County Zoning:	R-4 Single-Family Residence District	
Adjacent Zoning / Land Use:	North: R-1 / Downers Grove – Single-Family Residential South: R-2 / Darien - Single-Family Residential East: B-2 PUD / Darien - Commercial – Marketplace at Darien Shopping Center West: B-2 / Darien - Commercial – Haraldsen’s Garage	
Comprehensive Plan:	Future Land Use – Commercial (once annexed)	
Transportation:	Frontage to 75 th Street	

Documents Attached

1. [Location Map](#)
2. [Zoning Map](#) (excerpt)
3. [Plat of Annexation](#)
4. [Received Public Comment](#)
5. 4/6/2020 City Council Agenda Packet (“[Additional Documents](#)”)

Development History and Proposal

This annexation is being initiated by staff at Council’s direction.

The subject properties, 973 75th Street and an adjacent 10’ wide easement parcel, are located on the south side of 75th Street between Haraldsen’s Garage and the Marketplace at Darien Shopping Center. The unincorporated property contains a single-family home which is surrounded by Darien to the east, west and south, and Downers Grove to the north. There are no other unincorporated parcels within the immediate vicinity.

Under Section 7-1-13 of the Illinois Municipal Code, the City may annex territory not exceeding 60 acres and which is surrounded by one or more municipalities. The subject properties are less than 60 acres and is surrounded by at least one municipality, Darien. A copy of the Zoning Map showing the location of the subject property is attached to this memo.

Under Section 7-1-47 of the Illinois Municipal Code and Section 5A-6-3 of the Darien Zoning Ordinance, any territory annexed into the City is automatically zoned R-1 Single-Family Residence. Therefore, upon annexation, the subject property will be zoned R-1 Single-Family Residence.

CC – 4/6/2020

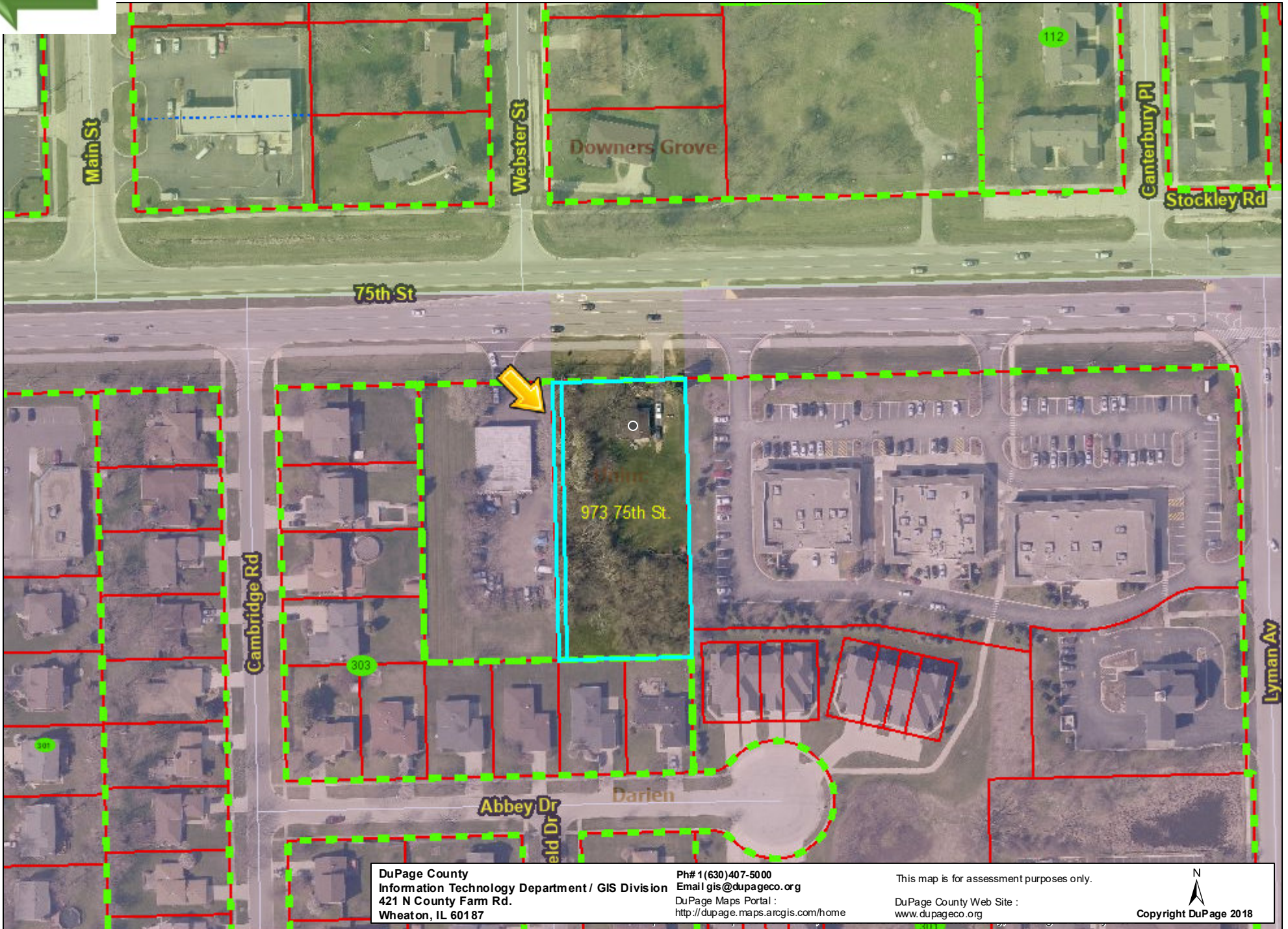
City Council initially discussed the contemplated annexation and made a unanimous approval to direct staff to initiate necessary procedures. The memo has been attached as "Additional Documents."

Staff Findings / Recommendation

All required notifications and publishing in accordance with Illinois Municipal Code have been executed. Staff recommends the City Council approve the attached ordinance annexing the subject properties.

Decision Mode

The City Council will consider this item at its meeting on May 4, 2020.



DuPage County
Information Technology Department / GIS Division
421 N County Farm Rd.
Wheaton, IL 60187

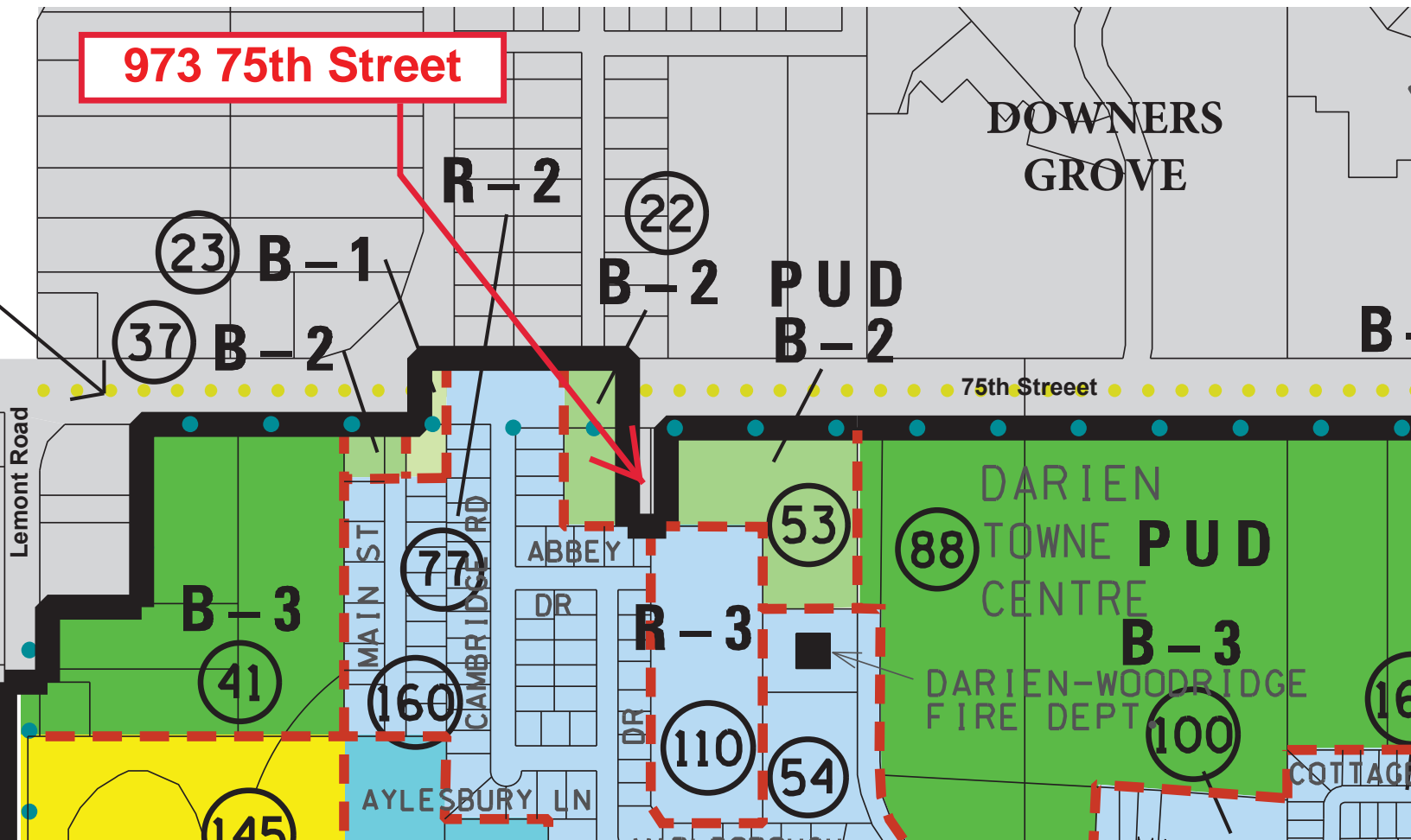
Ph# 1(630)407-5000
Email gis@dupageco.org
DuPage Maps Portal :
<http://dupage.maps.arcgis.com/home>

This map is for assessment purposes only.

DuPage County Web Site :
www.dupageco.org



Copyright DuPage 2018

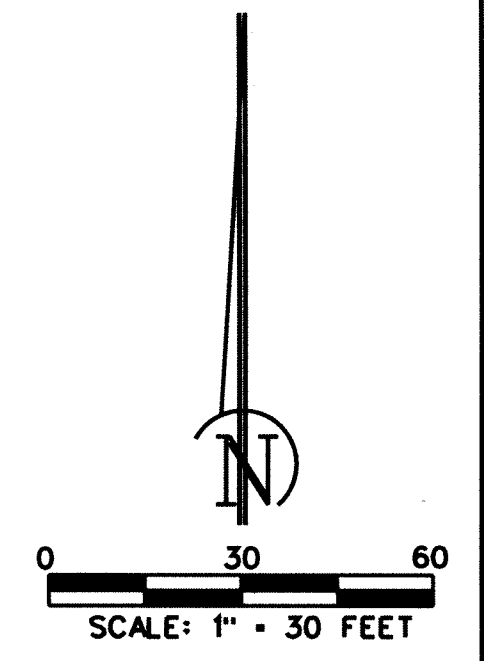
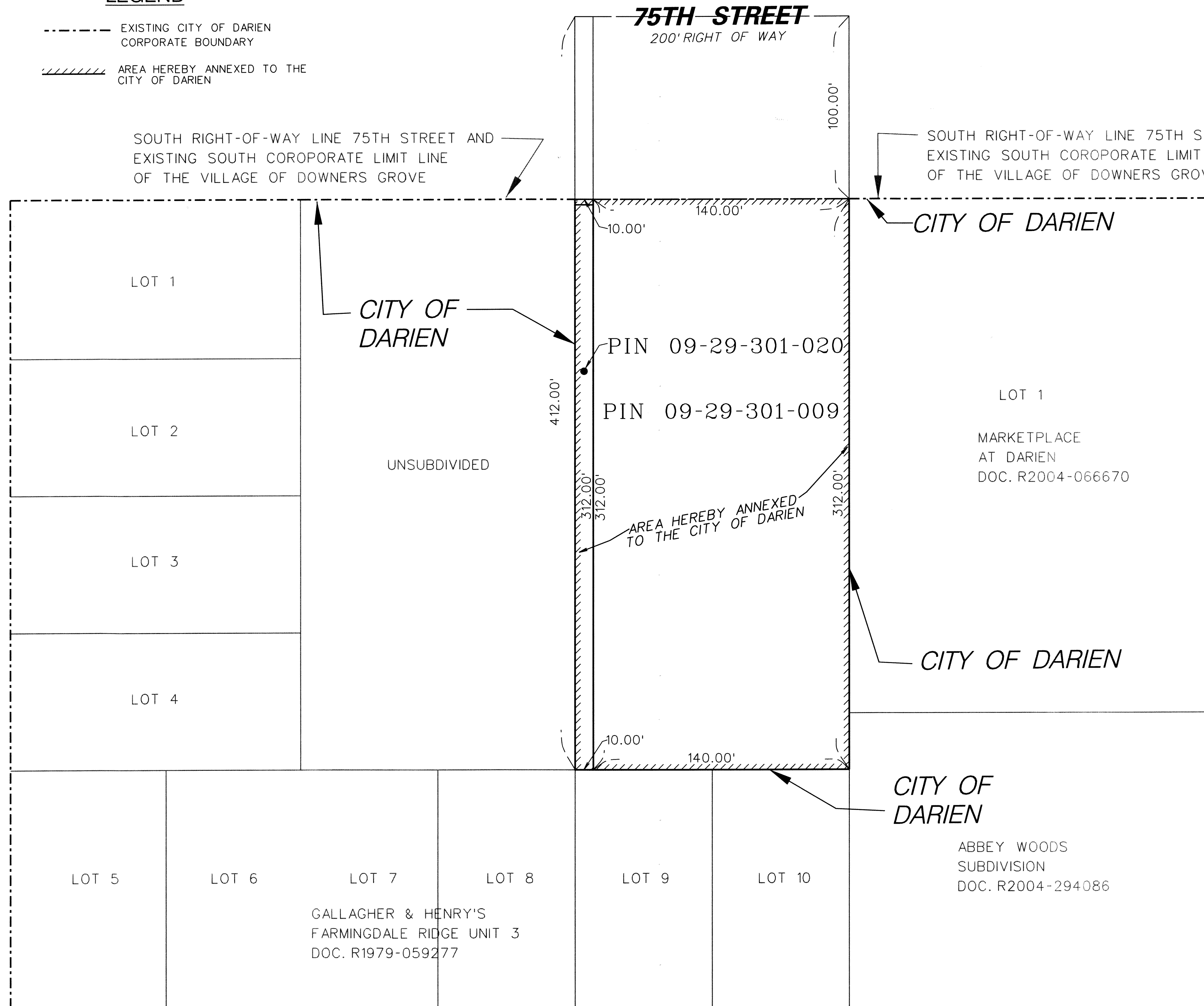




PLAT OF ANNEXATION

LEGEND

- EXISTING CITY OF DARIEN CORPORATE BOUNDARY
- ////// AREA HEREBY ANNEXED TO THE CITY OF DARIEN



LEGAL DESCRIPTIONS

THE NORTH 412.0 FEET OF THE EAST 140.0 FEET OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS, EXCEPT THAT PART TAKEN FOR ROADWAY PURPOSES, CONTAINING 43,680 SQUARE FEET, MORE OR LESS

AND
 THE NORTH 412.0 FEET OF THE WEST 10.0 FEET OF THE EAST 150.0 FEET OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS, EXCEPT THAT PART TAKEN FOR ROADWAY PURPOSES, CONTAINING 3,120 SQUARE FEET, MORE OR LESS

ALL RIGHTS OF WAY NOT PREVIOUSLY ANNEXED ARE HEREBY ANNEXED.

ADDRESS: 973 75TH STREET, DOWNERS GROVE, ILLINOIS 60516
 PERMANENT INDEX NUMBER: 09-29-301-009 & 09-29-301-020
 TOTAL AREA: 46,800± SQ. FT., MORE OR LESS (1.07± ACRES)

COUNTY RECORDER'S CERTIFICATE

STATE OF ILLINOIS)
) SS
 COUNTY OF DUPAGE)
 THIS INSTRUMENT NO. _____ WAS FILED FOR RECORD IN THE
 RECORDER'S OFFICE OF DUPAGE COUNTY, ILLINOIS ON THE _____ DAY
 OF _____, A.D., 2020, AT _____ O'CLOCK,
 AND RECORDED IN BOOK _____ OF PLATS ON PAGE _____.

BY: _____
 RECORDER OF DEEDS
 DUPAGE COUNTY

CITY COUNCIL'S CERTIFICATE

STATE OF ILLINOIS)
) SS
 COUNTY OF DUPAGE)
 APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DARIEN, ILLINOIS,
 AT A MEETING HELD THIS _____ DAY OF _____, A.D., 2020,
 BY ORDINANCE NUMBER _____.

 MAYOR
 ATTEST:

 CITY CLERK

STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

WE, THOMSON SURVEYING, LIMITED, ILLINOIS PROFESSIONAL DESIGN FIRM NUMBER 184-002768, IN ACCORDANCE WITH PAB7-0705 (THE PLAT ACT) DO HEREBY DESIGNATE THE DARIEN VILLAGE CLERK AS THE PERSON WHO MAY RECORD THIS PLAT, A TRUE COPY OF WHICH HAS BEEN RETAINED BY US TO ASSURE NO CHANGES HAVE BEEN MADE TO SAID PLAT.

DATED THIS 14th DAY OF APRIL, A.D., 2020

David M. Sporkina
 DAVID M. SPORKINA, P.L.S.
 ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3394
 MY LICENSE EXPIRES NOVEMBER 30, 2020
 DESIGN FIRM LICENSE EXPIRES APRIL 30, 2021

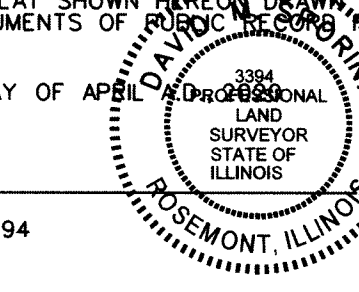


STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

WE, THOMSON SURVEYING, LIMITED, ILLINOIS PROFESSIONAL DESIGN FIRM NUMBER 184-002768, DO HEREBY DECLARE THAT THE PLAT SHOWN HEREON WAS COMPILED FROM EXISTING SURVEYS AND INSTRUMENTS OF RECORD FOR THE PURPOSE INDICATED HEREON.

GIVEN UNDER MY HAND AND SEAL THIS 14th DAY OF APRIL, A.D., 2020

David M. Sporkina
 DAVID M. SPORKINA
 ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3394
 MY LICENSE EXPIRES NOVEMBER 30, 2020
 DESIGN FIRM LICENSE EXPIRES APRIL 30, 2021



PROJECT NO. 5517
 SHEET 1 OF 1
 DRAWING NO. 5517.PLN

TITLE: PLAT OF ANNEXATION
 CITY OF DARIEN, ILLINOIS

DSGN.	DWN.	DMS.W.J.	CHKD.	DMS	SCALE	DATE
					1" = 30 FEET	04-07-20

NO.	DATE	NATURE OF REVISION	CHKD.

NO.	DATE	FILE NAME

CLIENT: CITY OF DARIEN
 1702 PLAINFIELD ROAD
 DARIEN, IL 60561

Thomson Surveying Ltd.
 9515 N. Higgins Road, Suite 850
 Rosemont, IL 60018
 PRL@thomsonid.com
 THOMSON SURVEYING, LTD., 2020

From: [Grace Kwak](#)
To: [Bryon Vana](#); [Ted schauer](#); [Lester Vaughan](#); [Joseph Kenny](#); [Thomas Chlystek](#); [Mary Sullivan](#); [Tom Belczak](#); [Dan Gombac](#); [Kris Throm](#); [Joseph Hennerfeind](#); [JoAnne E. Ragona](#); [Eric Gustafson](#); [Joe Marchese](#)
Subject: Re: Annexation of 973 75th St
Date: Friday, April 10, 2020 1:08:23 AM

Hello,

I have been meaning to reach out after Monday's meeting, however it's been another busy week at work so time has gotten away from me. I wanted to thank everyone for the time they took to review my email as well as hearing my plea at the meeting. And of course, THANK YOU for the unanimous vote! This was the first time I have needed to do anything like this - and definitely the first time I have done so much zoning research.

While I know this is just the first step, I do feel it is a HUGE step since a forced annexation already gives some reprieve to what we thought our future might be. I have the utmost confidence we will end up in a much better place, but still know there's more work to come.

Thanks again & Happy Easter!

Grace

On Apr 6, 2020, at 1:26 AM, Grace Kwak [REDACTED] wrote:

Hello All,

My name is Grace Kwak and I live directly south of the subject property which will be discussed for annexation on April 6th. You will see some of my correspondence below regarding my STRONG support of forcefully annexing this property into Darien asap.

I purchased my home in December 2015 and never imagined a car wash being proposed in my backyard. My home (as well as my neighbors home), has backed up to a wooded area. My home, my yard, this area, has been a quiet oasis since I have moved in. Darien has done well in planning development to date that borders residential properties around me.

As part of the proposal to the County for the development of a car wash, this wooded area would be completely removed. I do believe that DuPage County (and Darien) would want to preserve the trees and green space as much as possible. Part of the green space that would be eliminated is green space that I have been maintaining at my own expense since I moved here. Prior to me, the previous owners have maintained this same area at their own expense since the original owners moved in (late 80's). I have continued to maintain this property as my own, including but not limited to regular fertilization, weekly mowing and maintenance, weeding and watering as needed to supplement rainfall. The sprinkler system I put in recently also covers this area. The maintenance has continued since the late 80's and is still being maintained

today. Not only have I maintained it, the current owners have refused to maintain it. In January 2017, there was a bad storm that caused trees to fall. I reached out to Darien Municipal Services, however they informed me they did not have jurisdiction and they contacted DuPage County. DuPage County notified the owner, however months passed and nothing was done. I eventually ended up paying a service to come remove the trees and clean up the debris. This continued over the years. In fact, just this past fall, I had to get a crew out here off schedule to clean up fallen trees again, at my expense.

Since I had been maintaining the property and planned on staying here, I reached out to the owner in early 2019 to offer to purchase the section I have been maintaining, however he was not interested in selling it to me. (Note: The section that has been maintained by owners of my home for the past 33 years is approximately 75'x75'.

This past January, I found many (uninvited) strangers walking all over my property and a bunch of activity. As a result, I reached out to DuPage Zoning on Jan 31st to see what was happening. In parallel, I also reached out to Alderman Gustafson the same day. Alderman Gustafson was unaware of any activity related to this property. I then reached out again to DuPage on Feb 4th via email. I received a call back on Feb 5th indicating the County was not aware of any plans/proposals related to changes to this property, which was zoned residential.

About a month passed and activity ceased, therefore I left things alone. Shortly thereafter, I was notified that there were multiple zoning requests/changes filed with the County to support putting a car wash in my backyard. This clearly upset me, as well as my neighbors, greatly. From there, we tried to seek out answers, came together as a community, put a petition together, etc. Many of us were planning on attending the public hearing on March 19th, however it has been postponed due to COVID19. I did prepare a formal written statement opposing the development, however did not submit it since the hearing was cancelled.

I have since learned that we can annex this property into Darien, which DOES NOT allow a car wash on this type of property. Even the proposal has many variations it is seeking to allow the development to fit, which clearly indicates it is not a good fit. Note that the current residential homes, including my own, do not have drainage issues. The neighboring property (Haraldsen's) maintains a retention area (approx 75'x75') even though they do not require heavy water usage. Haraldsen's also maintains a yard of 75' from all (9) residential properties it borders. The proposal for the subject property behind my home wants to come significantly closer to my property line, with idling cars and all kinds of noises, no greenery or tree preservation, potential drainage issues, and chemicals being released into DuPage systems (as well as a plethora of other issues and concerns).

I would also like to officially state that the parties putting forth the current proposal of the subject property (with the County) have submitted misleading and/or false information in their communications to date. They have also made ZERO effort in working with any of the adjacent residential properties, prior to submitting their proposal in order to reach a neighbor-friendly plan. I also now understand that one of

the LLC members is also a resident of Darien, which compounds the disappointment I have in the individuals that opted for the type of approach they chose to take for this development proposal and the amount of false information/accusations they are making. This further strengthens the need to act fast and approve the forced annexation into Darien.

In advance of the meeting, I invite all of you (only individuals this email is addressed to) to come to my property and take a walk in the backyard to visually see the area. I promise, it will further illustrate the importance of approving the annexation. In the satellite view attached to this email, the yellow line signifies where the property lines of the residential homes meet the property lines of Haraldsen's and the subject property. The area marked B is the 75'x75' area I have been maintaining. The area marked C is the correct retention area that Haraldsen's maintains. The car wash proposal has the car wash coming very close to the yellow line by sections A and B, literally idling cars in our backyards. As you can see, there is a clear indication that this property should not support a car wash and should be annexed into Darien in order to guarantee cohesiveness among the homes.

To summarize, it is in the best interest of Darien and its residents to proceed with the forced annexation of this unincorporated property (973 75th St) on April 6th.

Sincerely,

Grace Kwak


From: Grace Kwak 
Sent: Sunday, April 5, 2020 10:29 PM
To: Joe Marchese <jmarchese@darienil.gov>; bvana@darienil.gov
<bvana@darienil.gov>; Eric Gustafson <egustafson@darienil.gov>
Subject: Re: Annexation of 973 75th St

Hello,

I have read that a limited amount of public attendees will be allowed at Monday's city council meeting. As a result, I plan on attending to represent myself and my immediate neighbors, whom have all provided feedback to you SUPPORTING the annexation of the subject property into Darien as currently zoned, and are strictly AGAINST a car wash being approved for this location. Please note that the subject property is directly adjacent to our property lines.

In addition to these emails, since I have shared my concerns early on individually with both Mayor Marchese and Alderman Gustafson, I will send an email to all of

the Darien Alderman, plus City Administrator Vana, stating additional concerns that I have shared to others individually. I want to ensure that they have as much information as realistically possible in advance of the meeting, including an invitation to visit my property (outdoors) prior to the meeting so they have a visual appreciation for what the proposal calls for, from a residential perspective.

I look forward to the April 6th meeting.

Sincerely,
Grace Kwak

[REDACTED]

From: Grace Kwak

Sent: Friday, April 3, 2020 12:37 AM

To: Joe Marchese <jmarchese@darienil.gov>; bvana@darienil.gov
<bvana@darienil.gov>; Eric Gustafson <egustafson@darienil.gov>

Subject: Annexation of 973 75th St

Hello All,

In lieu of attending the city council meeting in person on April 6th, due to the current shelter in place order, I am sending this email to convey my strong support of the annexation of 973 75th St into Darien. This property is directly adjacent to my property line.

Background on my home –

I made Darien my home when I purchased my current residence in December 2015. Between my property line and a wooded area, there is approximately a 70' x 75' section of land that I have been maintaining since I purchased my home, and all previous owners have maintained since my home was occupied by the first owners (late 80's). At the time, I was told by the realtors that the land has been maintained by the owners. It is similar in size to the sections going across the backyards of the homes to my west. While I knew that the land behind those homes was owned and maintained by Haraldsen's Garage, the area behind my home has always been maintained by owners of my home. Furthermore, there have been tree limbs that have fallen over the years causing safety and maintenance issues, and when I reached out to Darien to help get it cleared, I learned that Darien had no jurisdiction as this was unincorporated property. Darien contacted DuPage County which stated they would

contact the homeowners, but nothing was cleaned. I ended up having it cleaned and paying for the expense myself.

In favor of annexation –

If this property is annexed into Darien, Darien would have jurisdiction in cases like the above which helps keep Darien a nice place to live. Annexing this property makes complete sense to do so since all immediate neighboring properties are part of Darien. It would also benefit the City and Darien residents with any generated tax dollars, which again makes the most logical sense since all the neighbors are a part of Darien already. Furthermore, annexation of this property into Darien would allow Darien and its residents to determine how the property be developed, following zoning requirements other neighboring (Darien) properties have been developed against versus having one property developed against the County zoning requirements which are not aligned with Darien. For example, in certain zoning cases, the County requires a minimum of 12 ft' between a residential property line and a property zoned for business use. While in Darien, the minimum is almost 3 times as much, specifically a minimum of 35'. The current auto repair place that neighbors the subject property, maintains a buffer zone of 6 times the County minimum (next to 6 similar residential properties as mine). If annexed into Darien and then later zoned for business use, it could also become an additional revenue source for Darien. Lastly, Darien would be able to protect some of the wildlife that may call the wooded area home. The wildlife, such as deer, rabbits, feral cats, seem to live between this wooded area and the protected grass area at the end of the cul-de-sac on our street.

Additional considerations supporting annexation –

- If a facility is developed on unincorporated property, would it be required to comply with established DuPage County Water Systems watering restrictions? (Which specifically restricts washing vehicles between May 15th and September 15th, 10am – 7pm daily.)
- If Darien does not determine how this property is developed, it could further see decreased property tax revenue due to decreased property values of area homes.

Sincerely,

Grace Kwak



<97375thStSatelliteView.png>



AGENDA MEMO
CITY COUNCIL
MEETING DATE: April 6, 2020

ISSUE STATEMENT

Consideration of a Motion to direct staff to initiate procedures for the annexation of 973 75th Street and adjacent utility easement (PINs 09-29-301-009, 09-29-301-020).

BACKGROUND/HISTORY

The subject properties, 973 75th Street and an adjacent 10' wide easement parcel, are located on the south side of 75th Street between Haraldsen's Garage and the Marketplace at Darien Shopping Center. The unincorporated property contains a single-family home which is surrounded by Darien to the east, west and south, and Downers Grove to the north. There are no other unincorporated parcels within the immediate vicinity.

On March 5, 2020 the City was notified of a zoning entitlement request to develop the property in the County as a full-service car wash. The request includes a rezoning, conditional use approval, and multiple setback variations for construction. City staff subsequently generated a brief analysis and concluded that the development could not be supported based on Darien standards.

Adjacent to Ward 6, the representing Alderman has requested a discussion to determine if a forced annexation should be initiated pursuant to state statutes. Under Section 7-1-13 of the Illinois Municipal Code, the City may annex territory not exceeding 60 acres and which is surrounded by one or more municipalities. John Murphey has provided an attached memo summarizing procedures.

DOCUMENTS ATTACHED

1. [County Notification Z20-012 with Darien Response](#)
2. [Location/Zoning Map](#)
3. [Gustafson Correspondence](#)
4. [John Murphey Memo](#)

STAFF/COMMITTEE RECOMMENDATION

As directed.

ALTERNATE CONSIDERATION

As directed.

DECISION MODE

As directed.



MEMO



DUPAGE COUNTY

Building Division

Zoning & Planning Division

Environmental Division

BUILDING & ZONING DEPARTMENT

630-407-6700
Fax: 630-407-6702

www.dupageco.org/building

DU PAGE COUNTY ZONING BOARD OF APPEALS

Zoning Petition Z20-012 973 75th Street, LLC.

Please review the information herein and return with your comments to:
Jessica Infelise, DuPage County Building and Zoning Department, 421 North County Farm Road, Wheaton, Illinois 60187; or via email at Jessica.Infelise@dupageco.org or via facsimile at 630-407-6702 by **March 18, 2020**.

COMMENT SECTION:	
: OUR OFFICE HAS NO JURISDICTION IN THIS MATTER	
: NO OBJECTION/CONCERNS WITH THE PETITION	
: NO OBJECTION/CONCERNS WITH THE CONCEPT OF THE PETITION. ADDITIONAL INFORMATION MAY BE REQUIRED AT TIME OF PERMIT APPLICATION	
<input checked="" type="checkbox"/> : I OBJECT/ HAVE CONCERNS WITH THE PETITION.	
COMMENTS:	
DEVELOPMENT NOT SUPPORTED. PLEASE SEE ATTACHED RESPONSE	
SIGNATURE: <i>[Signature]</i> DATE: 3/9/20	
MUNICIPALITY/TOWNSHIP/ AGENCY/DEPARTMENT: CITY OF DARIEN JOSEPH HENNERLING, SENIOR PLANNER	
GENERAL ZONING CASE INFORMATION	
CASE #/PETITIONER	Z20-012 973 75 th Street, LLC.
ZONING REQUEST	1. Rezoning from R-4 Single Family Residence District to the B-2 General Business District (37-1412); 2. Conditional Use for an automobile laundry (37-802.2, 37-1413); 3. Conditional Use for a reduction in the east and west side yard from 12' to approximately 6' (37-802.4(D)(1), 27-1413); 4. Variation from the west side yard requirement to allow a one-foot separation between the west lot line and the curb, solely to allow a stacking lane in the side yard (37-302 (definition of "yard"), 37-411); and 5. Variation to reduce the west side yard required landscape yard from 12' to approximately 1' (37-419.2(D)(1)(c).
OWNER	HEIRS/LEGATEES OF JAMES DUKA, AGENT: JOHN CICCARELLI, 225 S. LAKE, SUITE 300, PASADENA, CA 91101/ AGENT: 973 75 TH STREET, LLC. - MARK DANIEL, 17W733 BUTTERFIELD ROAD, SUITE F, OAKBROOK TERRACE, IL 60181
ADDRESS/LOCATION	973 75 TH STREET, DOWNERS GROVE, IL 60516
PIN	09-29-301-009



**DUPAGE
COUNTY**

Building
Division

Zoning &
Planning Division

Environmental
Division

BUILDING & ZONING DEPARTMENT

630-407-6700
Fax: 630-407-6702

www.dupageco.org/building

TWSP./CTY. BD. DIST.	DOWNERS GROVE	District 3
ZONING/LUP	R-4 SF RES	0-5 DU AC
AREA	0.97 acres (42,253 sq. ft.)	
UTILITIES	Water and Sewer	
PUBLICATION DATE	Daily Herald: March 4, 2020	
PUBLIC HEARING	March 19, 2020	

PLEASE NOTE: FILING OF THIS FORM DOES NOT SUBSTITUTE FOR A FORMAL OBJECTION PURSUANT TO THE ILLINOIS STATE STATUTES.



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**DU PAGE COUNTY ZONING BOARD OF APPEALS
JACK T. KNUEPFER ADMINISTRATION BUILDING
421 NORTH COUNTY FARM ROAD WHEATON, ILLINOIS 60187/ 630-407-6700**

Zoning Petition Z20-012 973 75th Street, LLC.

The DuPage County Zoning Board of Appeals will conduct the following public hearing:

PUBLIC HEARING: 6:00 p.m. **MARCH 19, 2020**, Room 3500-B, JACK T. KNUEPFER ADMINISTRATION BUILDING 421 NORTH COUNTY FARM ROAD WHEATON, ILLINOIS 60187

PETITIONER: 973 75TH STREET, LLC.; AGENT: MARK DANIEL, 17W733 BUTTERFIELD ROAD, SUITE F, OAKBROOK TERRACE, IL 60181; OWNER: HEIRS/LEGATEES OF JAMES DUKA, AGENT: JOHN CICCARELLI, 225 S. LAKE, SUITE 300, PASADENA, CA 91101/

REQUEST:

1. Rezoning from R-4 Single Family Residence District to the B-2 General Business District (37-1412);
2. Conditional Use for an automobile laundry (37-802.2, 37-1413);
3. Conditional Use for a reduction in the east and west side yard from 12' to approximately 6' (37-802.4(D)(1), 27-1413);
4. Variation from the west side yard requirement to allow a one-foot separation between the west lot line and the curb, solely to allow a stacking lane in the side yard (37-302 (definition of "yard"), 37-411); and
5. Variation to reduce the west side yard required landscape yard from 12' to approximately 1' (37-419.2(D)(1)(c).

ADDRESS OR GENERAL LOCATION: 973 75TH STREET, DOWNERS GROVE, IL 60516

LEGAL DESCRIPTION: THE NORTH 412 FEET OF THE EAST 140 FEET OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

**Respectfully Submitted,
ROBERT J. KARTHOLL, CHAIRMAN,
DUPAGE COUNTY ZONING BOARD OF APPEALS**

Notice of this hearing is being sent to property owners within 300 feet of the subject property and as one of them you are invited to attend the meeting and comment on the petition. A reduced scaled sketch or drawing of the petitioner's request is included for your review. If you have any questions or require a full-scale version of the site plan, please contact the Zoning Division at (630) 407-6700.

Please be advised that access to the 421 JACK T. KNUEPFER ADMINISTRATION BUILDING is limited to the main entrance located in the center on the east side of the building.



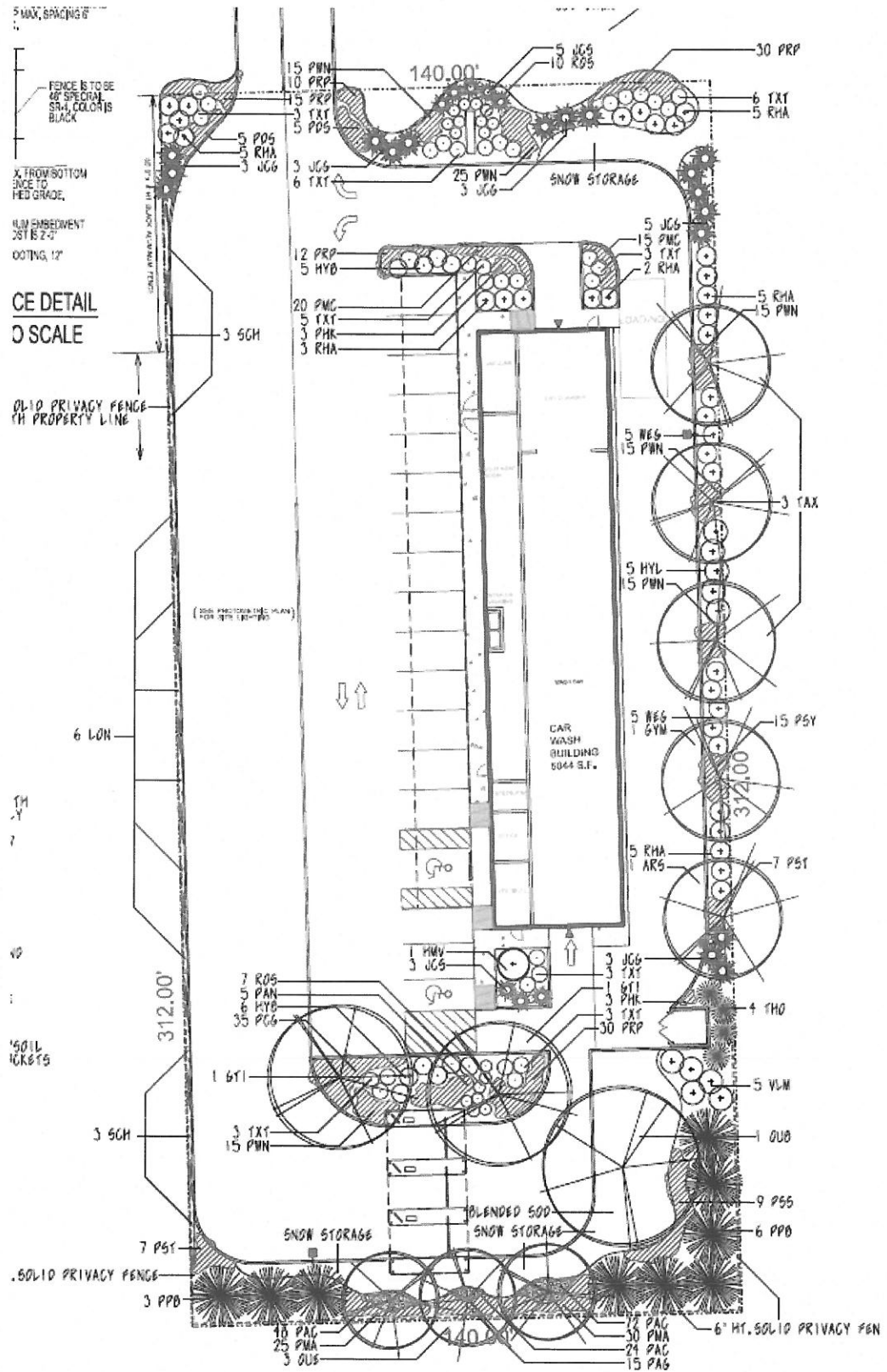
DUPAGE COUNTY

Building Division
Zoning & Planning Division
Environmental Division

BUILDING & ZONING DEPARTMENT

630-407-6700
Fax: 630-407-6702

www.dupageco.org/building





March 9, 2020

Jessica Infelise
DuPage County Building and Zoning Department
421 North County Farm Road
Wheaton, IL 60187

**RE: Z20-012 973 75th Street LLC
973 75th Street
Rezoning, Conditional Use, and Variations for an Automobile Laundry**

Dear Ms. Infelise:

Thank you for providing a copy of the public hearing notice regarding the subject case, public hearing to be held March 19, 2020 at 6:00 PM. Based on the public hearing notice, the proposed use is for an "automobile laundry".

Please be aware, the subject property is within the City of Darien's planning jurisdiction per the Darien Comprehensive Plan and Plan Update. The Darien Comprehensive Plan Update designates the subject property as Commercial.

The subject property is contiguous to the City of Darien on three sides, and is adjacent to Downers Grove to the north. The property is within the City of Darien Boundary Line Agreement in effect with the Village of Downers Grove. No portion of this property is in proximity to unincorporated areas.

If this property were to be annexed into the City of Darien, a commercial designation would be appropriate. Commercial properties to both the east and west of this property are zoned B-2 Community Shopping Center Business District. For zoning consistency, this property would most likely be zoned B-2 as well. Please note that if developed in the City of Darien and zoned B-2, an automobile laundry (car wash) would not be a permitted or conditional use (special use) in the zoning district, and therefore would not be permitted in this location.

Consideration of this use raises many concerns with the City of Darien, particularly related to three design principals: Traffic Impact, Noise and proximity to residential properties, and a proposed use exceeding the land area needed.

1. Traffic Impact

The conversion of a residential drive to an automobile oriented-use, close proximity to existing access points for the commercial uses on 75th Street to both the east and west, and inability for any access to or from west-bound 75th Street, all appear to be in conflict

with optimal requirements for an automobile laundry. Has a traffic study been performed or requested, and does the relocated curb cut meet minimum DuDOT requirements?

2. Noise and Nuisance

Automobile laundries generate noise from many sources: operating vehicles, vacuums, washing equipment, and pay stations. As proposed, pay stations are immediately adjacent the back yards of residential homes, approximately 12' from the property lines. Not only will these activities be a detriment to the enjoyment of adjacent properties, but the continuous frequency of activities will be audible during operating hours. The City is recommending a sound study to determine whether noise will attenuate to the adjacent residential development.

3. Use and Land Area

The numerous setback variations requested provide evidence that the site is not adequate for development of this use. Rear yard setbacks do not take the adjacent residential uses into consideration, and a 1' setback to the west is deficient 91.7% from county requirements. Although there is a 10' wide utility parcel to the west, this does not contribute to the necessary landscape buffers or use separation. Limited setbacks can exacerbate direct and ambient lighting on the adjacent properties in addition to the noted noise levels mentioned above.

It appears that the Conditional Use request is in conflict with Standards #4 and 7 as required by 37-1413.5. Specific to the pending rezoning petition, staff is concerned whether the proposed alterations to the property will fit into the character of the area and will be consistent with the Darien Comprehensive Plan and Zoning Ordinance, which would not support an automobile laundry.

The proposed rezoning, conditional use, and variations are not consistent with the Darien Zoning Ordinance, and therefore not supported for development as presented.

Please do not hesitate to contact me with any questions, (630) 353-8113.

Sincerely,

COMMUNITY DEVELOPMENT DEPARTMENT

Joseph Hennerfeind, AICP
Senior Planner



CC: Joseph Marchese, Mayor
Eric Gustafson, Alderman, Ward 6
Bryon Vana, City Administrator
Dan Gombac, Director of Community Development and Municipal Services

973 75th Street

MEMO

DOWNERS GROVE

R-2

(22)

(23) B-1

B-2

PUD
B-2

(37) B-2

75th Street

Lemont Road

DARIEN TOWNE PUD
CENTRE

B-3

(53)

(88)

B-3

(41)

MAIN ST

(77)

ABBNEY

R-3

DARIEN-WOODRIDGE
FIRE DEPT

(160)

DR

DR

(110)

(54)

(100)

AYLESBURY LN

(145)

COTTAGE

MEMO


DUPAGE
 COUNTY

 Building
 Division

 Zoning &
 Planning Division

 Environmental
 Division

BUILDING & ZONING DEPARTMENT

 630-407-6700
 Fax: 630-407-6702

www.dupageco.org/building
DU PAGE COUNTY ZONING BOARD OF APPEALS

 Zoning Petition Z20-012 973 75th Street, LLC.

Please review the information herein and return with your comments to:
 Jessica Infelise, DuPage County Building and Zoning Department, 421 North County Farm
 Road, Wheaton, Illinois 60187; or via email at Jessica.Infelise@dupageco.org or via facsimile
 at 630-407-6702 by March 18, 2020.

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: NO OBJECTION/CONCERNS WITH THE CONCEPT OF THE PETITION. ADDITIONAL INFORMATION MAY BE REQUIRED AT TIME OF PERMIT APPLICATION	
: I OBJECT/ HAVE CONCERNS WITH THE PETITION.	
COMMENTS:	
SIGNED PETITION AGAINST THE DEVELOPMENT OF A CAR WASH AT THIS PROPERTY.	
SIGNATURE: <i>Eric Gustafson</i> DATE: 3/10/2020	
MUNICIPALITY/TOWNSHIP/ AGENCY/DEPARTMENT: ERIC GUSTAFSON - DARIEN ALDERMAN - WARD 6	
GENERAL ZONING CASE INFORMATION	
CASE #/PETITIONER	Z20-012 973 75 th Street, LLC.
ZONING REQUEST	<ol style="list-style-type: none"> 1. Rezoning from R-4 Single Family Residence District to the B-2 General Business District (37-1412); 2. Conditional Use for an automobile laundry (37-802.2, 37-1413); 3. Conditional Use for a reduction in the east and west side yard from 12' to approximately 6' (37-802.4(D)(1), 27-1413); 4. Variation from the west side yard requirement to allow a one-foot separation between the west lot line and the curb, solely to allow a stacking lane in the side yard (37-302 (definition of "yard"), 37-411); and 5. Variation to reduce the west side yard required landscape yard from 12' to approximately 1' (37-419.2(D)(1)(c).
OWNER	HEIRS/LEGATEES OF JAMES DUKA, AGENT: JOHN CICCARELLI, 225 S. LAKE, SUITE 300, PASADENA, CA 91101/ AGENT: 973 75 TH STREET, LLC. - MARK DANIEL, 17W733 BUTTERFIELD ROAD, SUITE F, OAKBROOK TERRACE, IL 60181
ADDRESS/LOCATION	973 75 TH STREET, DOWNERS GROVE, IL 60516
PIN	09-29-301-009

This letter is to convey the concerns of the Darien residents living in close proximity to the potential development of a car wash on the property located at 973 75th street, Downers Grove, IL 60516. The property is currently zoned residential and resides in unincorporated Downers Grove. The property is directly adjacent to homes in Darien where the backyard of the homes faces the potential car wash location.

The concern of the residents living in the area include but are not limited to:

- Noise be generated at the location including noise from vacuums, machinery, outside speakers, workers, automobile stereos, cell phones, pay stations, automobiles and automobile owners.
- Disruption of the quiet residential use and enjoyment by area residents.
- The property is surrounded on three sides by property located in Darien and the property should be incorporated into the city of Darien. The development impacts Darien residents and not residents in unincorporated DuPage County.
- Numerous setback variations indicate the development is not appropriate for this property.
- Development is located approximately 12 feet from the property lines adjacent to residential homes.

The following are the concerned Darien, IL residents who live in close proximity of and oppose the development of the property as a car wash facility at 973 75th street, Downers Grove, IL 60516.

(DARIEN ALDERMAN - WARD 6 - PROPERTY WITHIN 300 FEET)

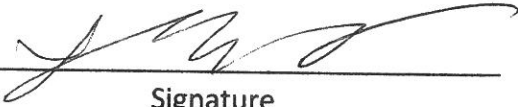
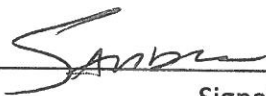


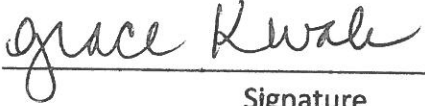
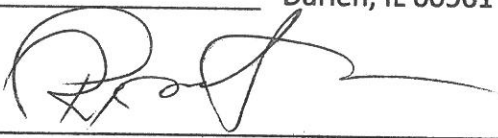
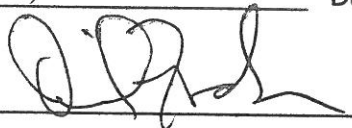
(1) ERIC GUSTAFSON *Eric Gustafson*
Printed Name Signature
7556 WAKEFIELD DRIVE Darien, IL 60561
Address

(2) LAURA J MARSHALL *Laura J Marshall*
Printed Name Signature
7555 WAKEFIELD DR DARIEN Darien, IL 60561
Address


(3) BETH JACKSON *Beth Jackson*
Printed Name Signature
2446 Abbey Drive Darien IL 60561 Darien, IL 60561
Address


Reflects home owners in close proximity to the development.

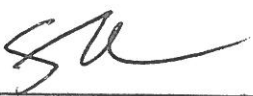
The following are the concerned Darien, IL residents who live in close proximity of and oppose the development of the property as a car wash facility at 973 75th street, Downers Grove, IL 60516.

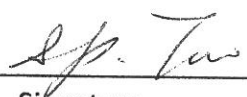
- (4) Yu Fang Cheng 
Printed Name Signature
2438 Abbey Dr Dar Darien, IL 60561
Address
- (5) Ion Sambuc 
Printed Name Signature
2430 ABBEY DARIEN IL 60561 Darien, IL 60561
Address
- (6) STEFAN TOMASZEK 
Printed Name Signature
2518 ABBEY DRIVE Darien, IL 60561
Address
- (7) AMANDA GRIFFIN 
Printed Name Signature
7517 Cambridge Rd. Darien, IL 60561
Address
- (8) Grace Kwak 
Printed Name Signature
2510 Abbey Dr Darien, IL 60561
Address
- (9) DAISY PILKIONIS 
Printed Name Signature
7555 CAMBRIDGE RD, DARIEN, Darien, IL 60561
Address
- (10) DANIEL FISCHER 
Printed Name Signature
2542 ABBEY DR Darien, IL 60561
Address

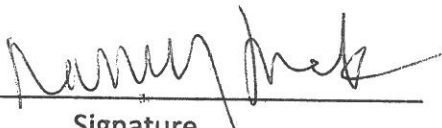
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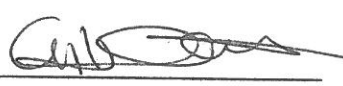
(11) Robert Klopotoski 
Printed Name Signature
2502 Abbey Drive Darien, IL 60561
Address

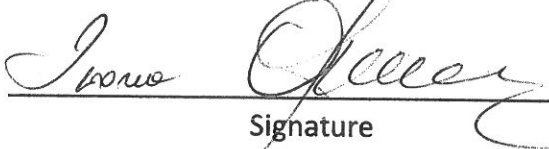
(12) ROBIN JOPA 
Printed Name Signature
7518 CAMBRIDGE RD Darien, IL 60561
Address


(13) SHAN REHMAN 
Printed Name Signature
2445 Abbey Drive Darien, IL 60561
Address

(14) Dave Tau 
Printed Name Signature
2526 Abbey Darien, IL 60561
Address

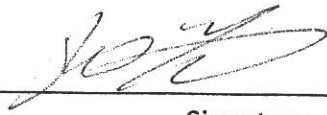
(15) Nancy Mak 
Printed Name Signature
2534 Abby Drive Darien, IL 60561
Address

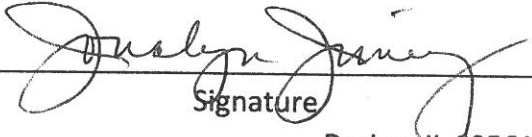
(16) Gita Chaudhari 
Printed Name Signature
2449 ABBEY DR Darien, IL 60561
Address


(17) Iwona Opalacz 
Printed Name Signature
2437 Abbey Dr Darien, IL 60561
Address


(18) Kenneth Liczner 
Printed Name Signature
2418 Abby Dr Darien, IL 60561
Address


The following are the concerned Darien, IL residents who live in close proximity of and oppose the development of the property as a car wash facility at 973 75th street, Downers Grove, IL 60516.


(19) Sharon Thomas 
Printed Name Signature
7525 Cambridge Rd. Darien, IL 60561
Address

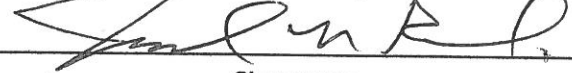
(20) Jonalyn Jimenez 
Printed Name Signature
7511 Cambridge Rd Darien, IL 60561
Address


(21) TIMOTHY PATYK 
Printed Name Signature
7500 CAMBRIDGE RD Darien, IL 60561
Address

(22) Jaya Bugit 
Printed Name Signature
7500 Cambridge Rd Darien, IL 60561
Address

(23) Mulid Jadon 
Printed Name Signature
7526 Cambridge Rd. Darien, IL 60561
Address

(24) PAT DANIELSKI 
Printed Name Signature
7532 Cambridge Rd. Darien, IL 60561
Address

(25) Joseph Bruch 
Printed Name Signature
7540 Cambridge Rd DARIEN IL Darien, IL 60561
Address

(26) Kavken Sonne 
Printed Name Signature
7548 Cambridge Darien, IL 60561
Address

The following are the concerned Darien, IL residents who live in close proximity of and oppose the development of the property as a car wash facility at 973 75th street, Downers Grove, IL 60516.

- (27) PAULA ZELLINGER Paula Zellinger
Printed Name Signature
7564 Cambridge Darien, IL 60561
Address
- (28) Grant Powell [Signature]
Printed Name Signature
7564 Wakefield drive Darien IL Darien, IL 60561
Address
- (29) Christina Gogol [Signature]
Printed Name Signature
7563 Wakefield Dr. Darien, IL Darien, IL 60561
Address
- (30) Melinda Janczur [Signature]
Printed Name Signature
7601 Wakefield D Darien IL 60561 Darien, IL 60561
Address

Joseph Hennerfeind

From: Eric Gustafson
Sent: Monday, March 30, 2020 11:20 AM
To: Lester Vaughan; Joseph Kenny; Ted schauer; Thomas Chlystek; Mary Sullivan; Tom Belczak
Cc: Joe Marchese; Bryon Vana; Dan Gombac; Forward for MJCoren; Joseph Hennerfeind
Subject: Potential annexation of property into Darien

Please note that I have sent this email to the entire city council. To meet the Open Meeting Act requirements please do not respond collectively or individually to this email.

- In the New Business section of the Darien City Council meeting on April 6th there will be an item regarding the forced annexation of the property located at 973 75th street. The property is located in unincorporated DuPage County and is surrounded by Darien property. This property is just east of Haraldsen's Garage & Body Shop (small white house on the property). The City Council meeting agenda packet will contain information regarding the proposed development including the City of Darien's formal negative response to the development and a signed petition of residents living in close proximity to the proposed development. I want to be transparent that I personally live within 300 feet of the property.

- A meeting was held with the Darien City Attorney John Murphey and City staff to discuss the forced annexation of the property. Attorney Murphey indicated the forced annexation is within Darien's legal rights and the forced annexation process can start as soon as the City Council approves the process to begin. Attorney Murphey indicated he saw no issues in getting the process completed.

- The owner is looking to sell the property to an individual who wants to develop the property as a full self/full-service car wash.

- The property is currently zoned residential and per the Darien Comprehensive Plan it is zoned B-2. Darien B-2 zoning rules would probably not allow developing the property as a stand-alone car wash. In addition, the property does not qualify as a B-3 property under current Darien zoning guidelines.

- If the property remains in DuPage county no sales tax revenue will be paid to the City of Darien. If the property is not annexed now and developed as a car wash and later annexed into Darien virtually no sales tax revenue will be generated for Darien; service business. It should be noted that the property is far too valuable as a source of potential sales tax revenue to allow it to be developed as a car wash. The businesses just to the east of the property has become a valuable source of sales tax revenue for Darien. I believe this property can follow the same path of development.

- Residents nearby the proposed development are in strong opposition to the proposed car wash development and signed a petition against the development. A major driving factor causing opposition will be the potential noise generated from the development from the outside vacuums, noises from outside speakers, car speakers, cell phones, employees, customers, machinery and various other sources. I personally collected the signatures for the petition and no one I spoke to had any interest in having the property developed as a car wash. All were strongly opposed.

I am asking for your support and vote with me and the residents of Ward 6 to begin the annexation process.

Please note that I have sent this email to the entire city council. To meet the Open Meeting Act requirements please do not respond collectively or individually to this email.



Odelson, Sterk, Murphey, Frazier & McGrath, Ltd.

3318 West 95th Street – Evergreen Park, Illinois 60805
Phone (708) 424-5678 ~ Fax (708) 741-5053
JBM Direct Dial (708) 634-0266
JBM e-mail: jmurphey@osmfm.com

Memorandum

VIA E-MAIL

To: Joe Hennerfeind
From: John B. Murphey
Date: March 31, 2020
Re: Surrounded Property Annexation

Section 7-1-13 of the Illinois Municipal Code allows a municipality to annex territory consisting of 60 acres or less if that territory is wholly bounded by one or more municipalities. The required procedures relate to the date the City would propose to pass the ordinance annexing the property. In particular:

1. At least 15 days before the passage of the annexation ordinance, the City must serve written notice, either in person or by certified mail, on the taxpayers of record of the proposed annexed territory.
2. At least 10 days before the annexation ordinance is passed, the City must publish a notice of contemplated annexation in a local newspaper.
3. The City must also give DuPage County notice of the contemplated action at least 10 days before the contemplated ordinance is considered.

This law reflects a legislative preference for municipal incorporation of qualifying parcels. In this regard, there is no separate public hearing requirement as there would be in the case of other annexations. The affected property owners or other interested members of the public would be allowed to comment during the course of the meeting when the Mayor opens the floor to the public on agenda-related items. But there is no separate public hearing requirement as in the case of most other contemplated annexations.

If the ordinance is adopted, a certified copy of the ordinance along with a Plat of Annexation must be recorded.

Finally, upon annexation, the property would automatically be zoned in the R-1 District, which is the City's most restricted zoning district.

Please review and call if there are any questions prior to the meeting on April 6, 2020. If the Council indicates a desire to move forward, we will need to work with the City Engineers to prepare an appropriate Plat of Annexation. I have already ordered title searches for the affected properties.

JBM/sml



CITY OF DARIEN

DU PAGE COUNTY, ILLINOIS

ORDINANCE NO. _____

**AN ORDINANCE ANNEXING CERTAIN PROPERTY IN ACCORDANCE
WITH SECTION 7-1-13 OF THE ILLINOIS MUNICIPAL CODE
(973 75th Street)**

**ADOPTED BY THE
MAYOR AND CITY COUNCIL
OF THE
CITY OF DARIEN**

THIS 4th DAY OF MAY, 2020

**Published in pamphlet form by authority
of the Mayor and City Council of the City
of Darien, DuPage County, Illinois, this
_____ day of May, 2020.**

ORDINANCE NO. _____

**AN ORDINANCE ANNEXING CERTAIN PROPERTY IN ACCORDANCE
WITH SECTION 7-1-13 OF THE ILLINOIS MUNICIPAL CODE
(973 75th Street)**

RECITALS

A. Section 7-1-13 of the Illinois Municipal Code authorizes a municipality to annex territory consisting of 60 acres or less provided that territory is wholly bounded by one or more municipalities.

B. On April 6, 2020, the City Council passed a motion to consider the annexation of certain property described on [Exhibit 1](#) to this Ordinance (the “Subject Property”) pursuant to Section 7-1-13.

C. The Subject Property is less than 60 acres and is wholly bounded by the City of Darien and the Village of Downers Grove.

D. At least fifteen (15) days before the passage of this Ordinance, the City served written notice, both in person and by certified mail, on the taxpayers of record of the territory comprising the Subject Property. Attached hereto as [Exhibits 2](#) and [3](#) are copies of this written notice.

E. On April 22, 2020, the City published a notice of contemplated annexation in the DuPage County Chronicle, being a newspaper of general circulation in the City. Attached hereto as [Exhibit 4](#) and made a part hereof is a copy of the Notice as published.

F. The City provided notice of the contemplated annexation to the DuPage County Board of Commissioners by letter dated April 14, 2020. Attached hereto as [Exhibit 5](#) is a copy of the DuPage County Board of Commissioners notice.

ORDINANCE NO. _____

G. The City Council has determined that annexation of the Subject Property is reasonable and will promote the sound growth and development of the City.

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, ILLINOIS, as follows:

SECTION 1: Incorporation of Recitals. The Recitals hereinabove are made a part of and incorporated into this Ordinance.

SECTION 2: Annexation. The Subject Property is hereby annexed to the City of Darien in accordance with Section 7-1-13 of the Illinois Municipal Code.

SECTION 3: Recordation. City staff is hereby authorized and directed to cause the certified copy of this Ordinance, along with a Plat of Annexation substantially in the form of [Exhibit 6](#) attached hereto and made a part hereof, to be recorded in the Office of the DuPage County Recorder of Deeds.

SECTION 4: Additional Notice. Additional notice of this annexation shall be provided to the DuPage County Clerk and the DuPage County election authorities.

SECTION 5: Zoning. Upon annexation, the Subject Property shall be and hereby is zoned in the R-1 Zoning District.

SECTION 6: Effective Date. This Ordinance shall be in full force and effect upon its passage, approval, and publication as required by law.

ORDINANCE NO. _____

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of May, 2020

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of May, 2020.

JOSEPH A. MARCHESE, MAYOR

ATTEST:

JOANNE E. RAGONA, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY



THE NORTH 412.0 FEET OF THE EAST 140.0 FEET OF THE WEST HALF OF THE
NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29,
TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL
MERIDIAN, IN DUPAGE COUNTY, ILLINOIS. EXCEPT THAT PART TAKEN FOR
ROADWAY PURPOSES.
CONTAINING 43,680 SQUARE FEET, MORE OR LESS.

AND

THE NORTH 412.0 FEET OF THE WEST 10.0 FEET OF THE EAST 150.0 FEET OF
THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF
SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD
PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS. EXCEPT THAT PART
TAKEN FOR ROADWAY PURPOSES.
CONTAINING 3,120 SQUARE FEET, MORE OR LESS.

ALL RIGHTS OF WAY NOT PREVIOUSLY ANNEXED ARE HEREBY ANNEXED.

ADDRESS: 973 75TH STREET, DOWNERS GROVE, ILLINOIS 60516

PINs: 09-29-301-009 & 09-29-301-020

TOTAL AREA = 46,800 SQ. FT., MORE OR LESS (1.07 ACRES)





April 14, 2020

Gallagher & Henry
6280 Joliet Road
Countryside, Illinois 60525

RE: Notice of Proposed Annexation

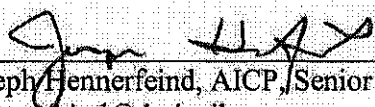
Gentlemen:

An examination of the public records indicates that you are the taxpayer of record of property with a P.I.N. of 09-29-301-020, in unincorporated DuPage County. The City of Darien is contemplating the annexation of this property in accordance with Section 7-1-13 of the Illinois Municipal Code. Attached please find Notice of Contemplated Annexation.

The City Council is scheduled to consider this proposed annexation at its May 4, 2020 City Council meeting. You are entitled to attend this meeting.

Please contact the undersigned with questions.

Very truly yours,



Joseph Hennerfeind, AICP, Senior Planner
jhennerfeind@darienil.gov
630-353-8113



NOTICE OF CONTEMPLATED ANNEXATION

NOTICE IS HEREBY GIVEN in accordance with Section 7-1-13 of the Illinois Municipal Code, the corporate authorities of the City of Darien are contemplating the annexation of the following property:

THE NORTH 412.0 FEET OF THE EAST 140.0 FEET OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS. EXCEPT THAT PART TAKEN FOR ROADWAY PURPOSES.
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THE NORTH 412.0 FEET OF THE WEST 10.0 FEET OF THE EAST 150.0 FEET OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS. EXCEPT THAT PART TAKEN FOR ROADWAY PURPOSES.
CONTAINING 3,120 SQUARE FEET, MORE OR LESS.

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ADDRESS: 973 75TH STREET, DOWNERS GROVE, ILLINOIS 60516

PINs: 09-29-301-009 & 09-29-301-020

TOTAL AREA = 46,800 SQ. FT., MORE OR LESS (1.07 ACRES)

A proposed annexation ordinance will be considered by the City Council at the May 4, 2020 City Council meeting. The meeting begins at 7:30 p.m. at the Darien City Hall, 1702 Plainfield Road, Darien, Illinois 60561.

JoAnne E. Ragona, City Clerk

Published in the DuPage County Chronicle on April 22, 2020



April 14, 2020

Mrs. Eleanor Duka
973 75th Street
Downers Grove, Illinois 60516

RE: Notice of Proposed Annexation

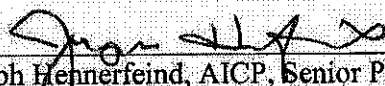
Dear Mrs. Duka:

An examination of the public records indicates that you are the taxpayer of record of property with a P.I.N. of 09-29-301-009, with a common address of 973 75th Street in unincorporated DuPage County. The City of Darien is contemplating the annexation of this property in accordance with Section 7-1-13 of the Illinois Municipal Code. Attached please find Notice of Contemplated Annexation.

The City Council is scheduled to consider this proposed annexation at its May 4, 2020 City Council meeting. You are entitled to attend this meeting.

Please contact the undersigned with questions.

Very truly yours,



Joseph Hennerfeind, AICP, Senior Planner
jhennerfeind@darienil.gov
630-353-8113

Cc: HEIRS/LEGATEES OF JAMES DUKA
AGENT: JOHN CICCARELLI
225 S. LAKE AVE, SUITE 300
PASADENA, CA 91101



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AND

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JoAnne E. Ragona, City Clerk

Published in the DuPage County Chronicle on April 22, 2020



ilts

LEGAL NOTICE -Published 04/22 - NOTICE OF CONTEMPLATED ANNEXATION NOTICE IS HEREBY GIVEN in accordance with Section 7-1-13 of the Illinois Municipal Code, the corporate authorities of the City of Darien are contemplating the annexation of the following property: THE NORTH 412.0 FEET OF THE EAST 140.0 FEET OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS. EXCEPT THAT PART TAKEN FOR ROADWAY PURPOSES. CONTAINING 43,680 SQUARE FEET, MORE OR LESS. AND THE NORTH 412.0 FEET OF THE WEST 10.0 FEET OF THE EAST 150.0 FEET OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS. EXCEPT THAT PART TAKEN FOR ROADWAY PURPOSES. CONTAINING 3,120 SQUARE FEET, MORE OR LESS. ALL RIGHTS OF WAY NOT PREVIOUSLY ANNEXED ARE HEREBY ANNEXED. ADDRESS: 973 75TH STREET, DOWNERS GROVE, ILLINOIS 60516 PINS: 09-29-301-009 & 09-29-301-020 TOTAL AREA = 46,800 SQ. FT., MORE OR LESS (1.07 ACRES) A proposed annexation ordinance will be considered by the City Council at the May 4, 2020 City Council meeting. The meeting begins at 7:30 p.m. at the Darien City Hall, 1702 Plainfield Road, Darien, Illinois 60561. JoAnne E. Ragona, City Clerk Published in the DuPage County Chronicle on April 22, 2020 012-135890





April 14, 2020

DuPage County Board of Commissioners
Jack T. Knuepfer Administration Building
421 North County Farm Road
Wheaton, Illinois 60187


RE: Notice of Proposed Annexation

Dear Chairman Cronin and Board Members:

Attached please find a Notice of Contemplated Annexation of certain property to the City of Darien pursuant to Section 7-1-13 of the Illinois Municipal Code. The matter is scheduled to be considered by the City Council at the Council's May 4, 2020 meeting. Please note that one of the parcels proposed for annexation is the subject matter of the currently pending zoning proceeding, Z20-012 973 75th Street LLC.

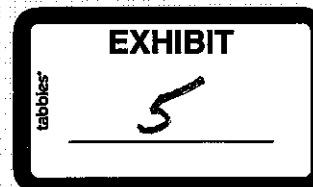
Please contact the undersigned with questions.

Very truly yours,



Joseph Hennerfeind, AICP, Senior Planner
jhennerfeind@darienil.gov
630-353-8113

cc: Jessica Infelise
Building and Zoning Department



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JoAnne E. Ragona, City Clerk

Published in the DuPage County Chronicle on April 22, 2020

AGENDA MEMO
City Council
May 4, 2020

ISSUE STATEMENT

Approval of a resolution to accept the unit prices for the water main break restoration of concrete sidewalk, apron and curb and gutter from Fortis, Inc.

RESOLUTION

BACKGROUND/HISTORY

Throughout the year the Water Division has water main breaks and upon repair the department restores the parkway to the original condition. Aside from restoration of turf and asphalt, concrete flatwork is typically required. The concrete restoration requires residual removal of sidewalk, apron, curb and gutter and aggregate material.

Typically unit prices are secured with the annual Concrete and Removal Program but due to the pandemic, has been removed from the 20/21 Budget. Staff had requested competitive quotes for the concrete restoration and received three quotes. Attached and labeled as [Attachment A](#), is the submitted vendor pricing, with Fortis, Inc., providing the lowest competitive unit cost. Fortis, Inc., has worked within the City of Darien for various residents with satisfactory feedback. Should unforeseen unit prices increase for the concrete work, Staff will forward a revised agenda for City Council consideration for an expenditure over \$5,000.

The proposed expenditure would be expended from the following FY20/21 Budget line account:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	FY20/21 BUDGET	TO DATE PROPOSED EXPENDITURE	*ROLLING BALANCE
02-50-4231	Maintenance-Flat Work Concrete Restoration	\$ 50,000	\$ 15,245	\$ 34,755

***Rolling Balance-Pending any future concrete restoration required due to main breaks the balance will be reduced.**

STAFF/COMMITTEE RECOMMENDATION

Staff requests approval of the resolution to accept the unit prices for the water main break restoration of concrete sidewalk, apron and curb and gutter from Fortis, Inc.

Due to the current pandemic the Municipal Services Committee has cancelled the upcoming meeting and will be considered by the City Council.

ALTERNATE CONSIDERATION

As directed by the City Council.

DECISION MODE

This item will be placed on the May 4, 2020 City Council, New Business agenda for formal approval.



2020 Concrete Quote

		<u>Martino Co.</u>		<u>Fortis, Inc.</u>		<u>Suburban Concrete</u>	
Fibered Apron	1334	\$ 8.50	\$ 11,339.00	\$ 7.25	\$ 9,672.00	\$ 12.50	\$ 16,675.00
Curb	106	\$ 40.00	\$ 4,240.00	\$ 30.00	\$ 3,180.00	\$ 31.00	\$ 3,286.00
Sidewalk	280	\$ 7.25	\$ 2,030.00	\$ 6.85	\$ 1,918.00	\$ 11.50	\$ 3,220.00
ADA sidewalk	0	\$ 20.00	\$ -	\$ -	\$ -	\$ 30.00	\$ -
Sealer for Apron	1334	\$ 0.75	\$ 1,000.50	\$ 0.36	\$ 475.00		\$ -
SUB TOTAL			\$ 18,609.50		\$ 15,245.00		\$ 23,181.00
mobilization cost			\$ 4,500.00		\$ -		\$ -
TOTAL COST			\$ 23,109.50		\$ 15,245.00		\$ 23,181.00

City of Darien
Concrete RFQ due 4/27/20
12:00 p.m.



RESOLUTION NO. _____

A RESOLUTION TO ACCEPT THE UNIT PRICES FOR THE WATER MAIN BREAK RESTORATION OF CONCRETE SIDEWALK, APRON AND CURB AND GUTTER FROM FORTIS, INC.

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 accepts a proposal from Fortis, Inc., at the unit prices for the water main break restoration of concrete sidewalk, apron and curb and gutter, attached hereto 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 May, 2020.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 4th day of May, 2020.

JOSEPH A. MARCHESE, MAYOR

ATTEST:

JOANNE E. RAGONA, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

City of Darien Concrete Quote

The City of Darien is requesting concrete unit pricing for Water Department and Street Department dig repairs. There are approximately 15 locations that are scattered throughout town. The below list is not to be considered all inclusive, but to provide a general list of required work for quoting.

1. Removal and disposal of concrete, temporary asphalt material and stone
2. Addition of any stone required and compaction of said stone
3. Scheduling with appropriate City personnel for pre-pour inspections, including b-box testing if required
4. Framing, pouring, finishing, sealing, and stripping of forms and general site cleanup at each location

Quantities are subject to change. This work will require City of Darien City Council Approval which we are hoping to have done at the May 4th City Council meeting with work to commence within the following week. **Quotes do need to be prevailing wage and certified payroll will be required at the time the invoice is submitted for payment in order to be processed.** Invoice will be processed and payment will be issued within 30 days of receipt of invoice. Contractor's license and certificate of insurance with the City of Darien listed as Additionally Insured will be required to be on file at City Hall prior to work commencing. Job to be invoiced as an all-inclusive bill upon completion of work. Contractor is expected to come in and complete work on consecutive days, weather pending. See below for approximate quantities, which are subject to change:

Fibered Apron → 1334 sq. ft.
 Curb → 106 ln. ft.
 Sidewalk → 280 sq. ft.
 ADA sidewalk → 0
 Sealer for Apron → 1334 sq. ft.

ANDRO LOBARIO
 FORZIS INC
 1235 Humbrecht Cir.
 BARTLETT, IL. 60103

Please include paperwork showing what sealer you will be recommending for application on driveway aprons.

Quoted Prices (all concrete is required to be 6 bag mix, tickets will be collected and verified):

Mobilization Cost (a one-time fee will be considered if required please separate out) →	\$	<u>0</u>	incl.
Fibered Concrete for Apron →	1334 sf	7.25/sq. ft.	\$ <u>9672</u> sq/ft
Sealer for Apron →	1334 sf	\$0.36 sq. ft.	\$ <u>475</u> sq/ft
Curb →	106 lf	\$30 lf.	\$ <u>3180</u> ln/ft
Sidewalk →	280 sf	\$6.95 sq. ft.	\$ <u>1918</u> sq/ft
ADA sidewalk →	0		\$ <u>0</u> sq/ft

\$ 15,245⁰⁰

If you are not interested in bidding this work please respond back to email with that response. Any questions please feel free to contact us.

* Sealer is Ozinga Shield by Ozinga which includes Sealer, Fiber mesh & 6.5 bag mix concrete

AGENDA MEMO
City Council
May 4, 2020

ISSUE STATEMENT

Motion to direct Staff to renegotiate the Sign Agreement for the 7532 of Cass Avenue-Northwest Corner and to direct Staff to conduct a new Public Hearing for a Marquee Sign at the 7532 South Cass Avenue

BACKUP

BACKGROUND

The City Council rejected the Marquee Sign Agreement and Easement for the subject property on April 20, 2020. Recently, Mayor Marchese and Staff renegotiated the sign agreement terms to address the City Council concerns. If the Council wants to consider an agreement with the new terms, the City is required to file a petition for a new Public Hearing regarding variations to the marquee sign. The agreement would be in substantially the same terms as the previous draft with the following revisions:

1. The City of Darien will have two (2) 10-second slots at no cost
2. The City would provide a comprehensive list of Non-for Profit-NFP organizations that are eligible to advertise under one of the City slots. The Mayor will forward the list of NFP organizations to be included
3. The Brookhaven Plaza will have one (1) slot for the three businesses (Brookhaven Market Place, Dunkin Donuts and the Pizzeria)
4. The NFP rate will NOT be extended to the tenants in the Brookhaven Plaza
5. The agreement is a 10-year agreement with no automatic renewals.

The agreement would provide for one electronic message board sign with associated base, landscape and water features, and including variations to permit the installation of infrastructure for a second electronic message board sign. An easement agreement will also need to be approved and will be in the same form that was presented to the Council for consideration at the April 20, 2020 meeting.

Additionally, a new public hearing would be required to consider the zoning variations. Any variation request is the same as the previous public hearing.

STAFF RECOMMENDATION

Staff believes that the revisions reflect the concerns of the City Council and recommend approval of a motion to direct Staff to renegotiate the Sign Agreement for the 7532 of Cass Avenue-Northwest Corner and to direct Staff to conduct a new Public Hearing for a Marquee Sign at the 7532 South Cass Avenue

COMMITTEE RECOMMENDATION

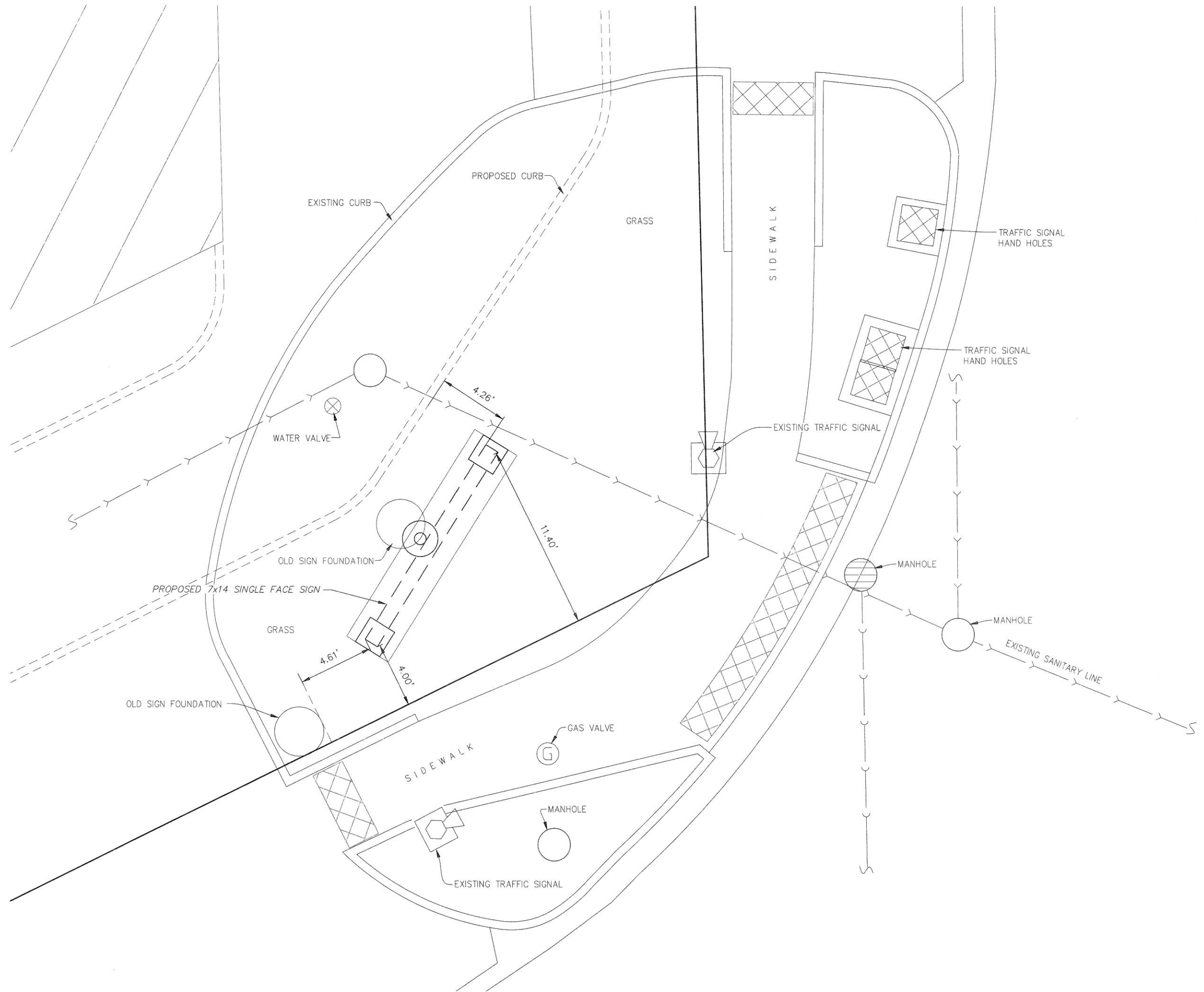
No recommendation due to the recent cancellations of Council committee meetings due to the coronavirus.

ALTERNATE CONSIDERATION

As directed by the City Council.

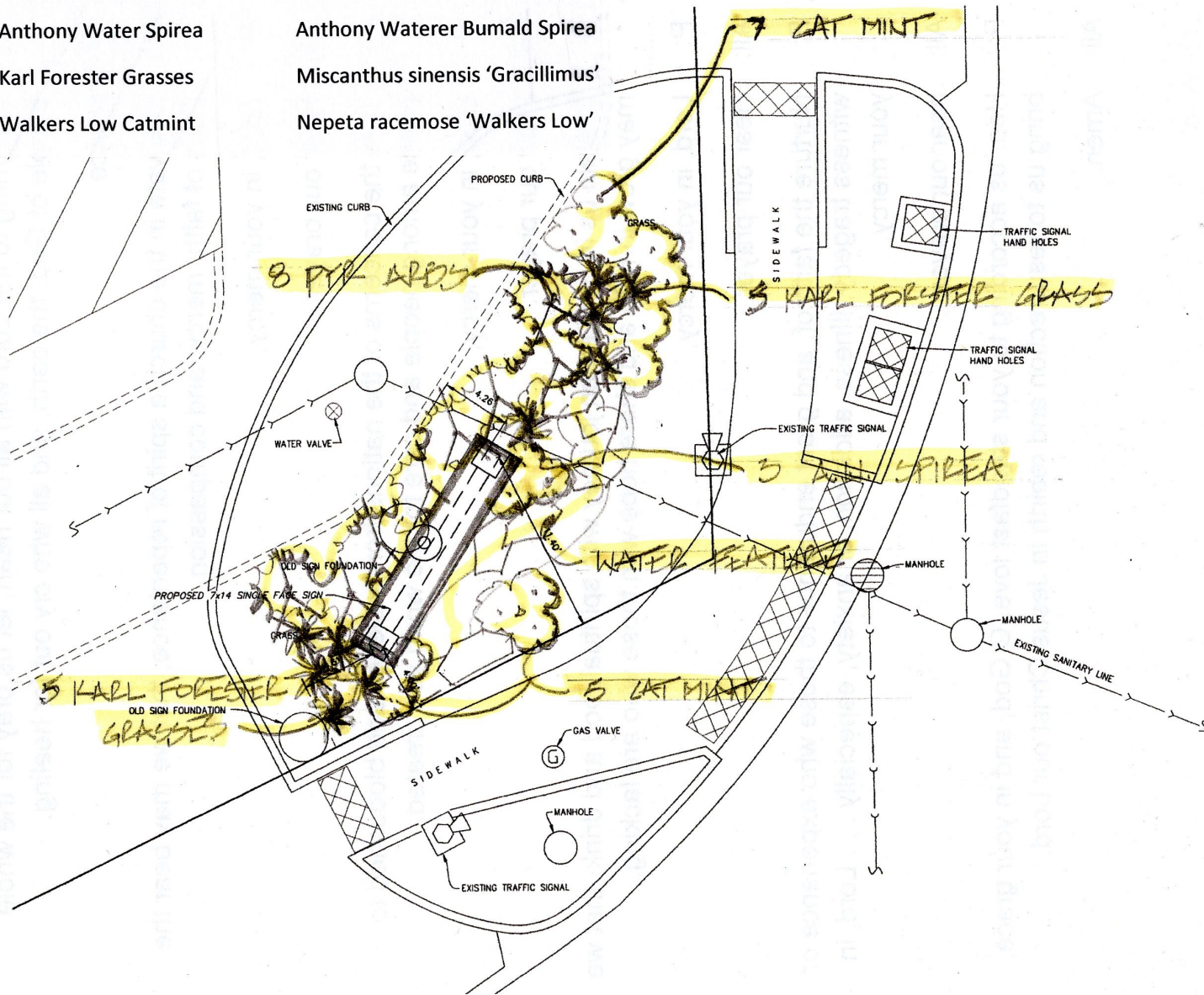
DECISION MODE

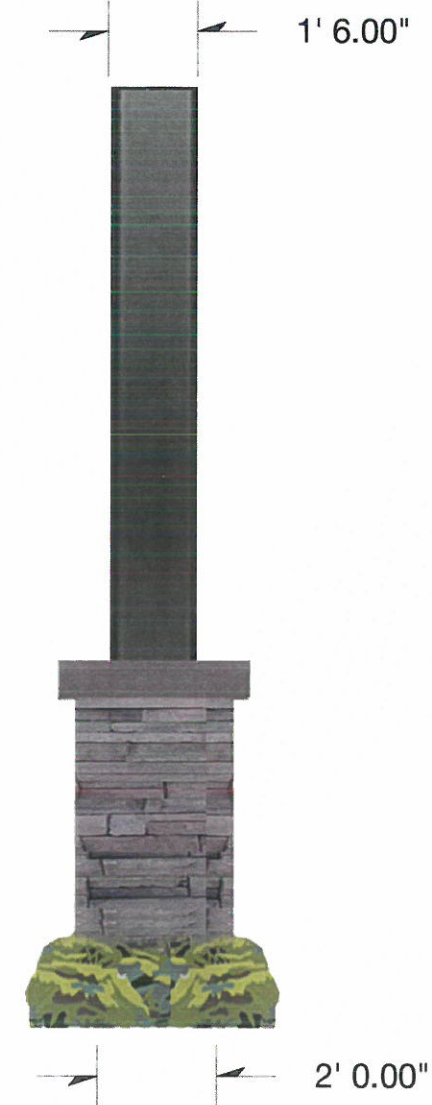
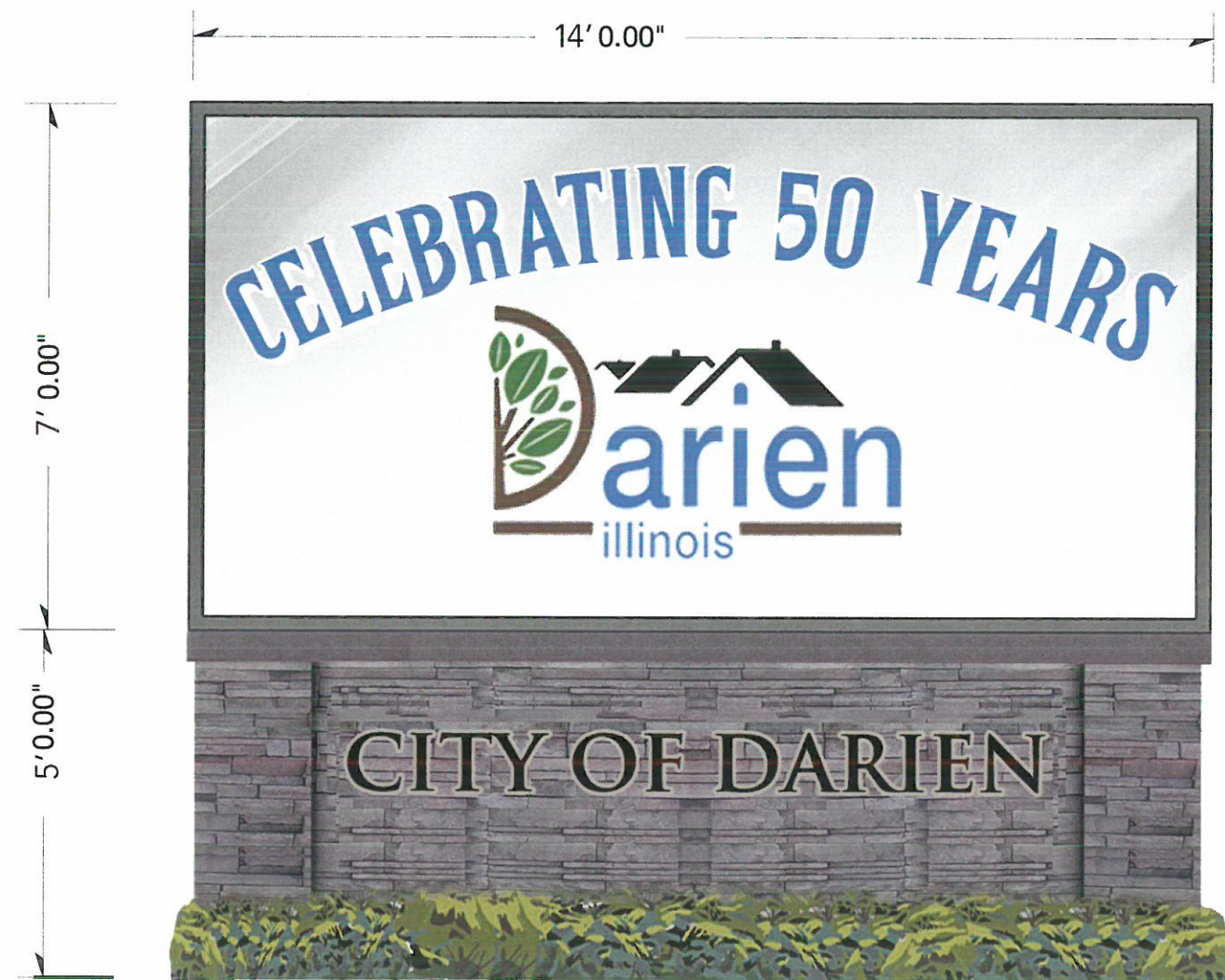
This item will be placed on the May 4, 2020 City Council agenda for formal consideration.



Plant list for Darian sign

8-6'	Pyramidal Arborvitae	Thuja Occidentalis 'Pyramidalis'
3- 5 gallon	Anthony Water Spirea	Anthony Waterer Bumald Spirea
10-1 gallon	Karl Forester Grasses	Miscanthus sinensis 'Gracillimus'
12-1 gallon	Walkers Low Catmint	Nepeta racemose 'Walkers Low'





(1) S/F FULL COLOR ELECTRONIC MESSAGE CENTER

EMC DETAILS:

- Watchfire 16mm EMC
- Cabinet Dimensions: 7'-0" h x 14'-0" w
- Installed to brick base with landscaping by others
- RGB capable of full color graphics
- Static messages - No animation

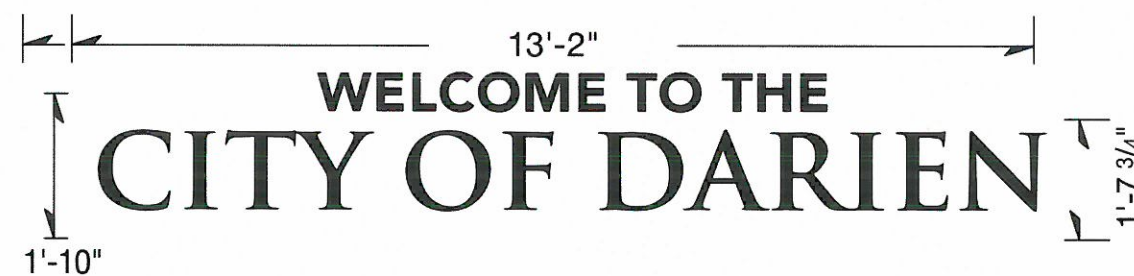
(1) FLAT CUT OUT ALUMINUM LETTERS

- 22" FCO Letters to be (0.25") thick routed aluminum
- Letters to be stud mounted with spacers to brick base
- Letters painted BLACK

SQUARE FOOTAGE: 128

BRICK AND LANDSCAPING BY OTHERS

(1) 20 Amp Circuit / 120V
U.L. ELECTRICAL #E154882



PHONE:
815.725.9080
FAX:
815.725.7543
EMAIL:
SIGNS@EXPSIGNS.COM
ADDRESS:
212 AMENDODGE
SHOREWOOD, IL
60404

CUSTOMER:
CHICAGO BILLBOARD
PROJECT ADDRESS:
CITY OF DARIEN
PROJECT:
EMC MONUMENT SIGN
PROOF NO#:
017-085
DESIGNER:
NN
DATE:
12.9.2019
SCALE:
1/4"=1'

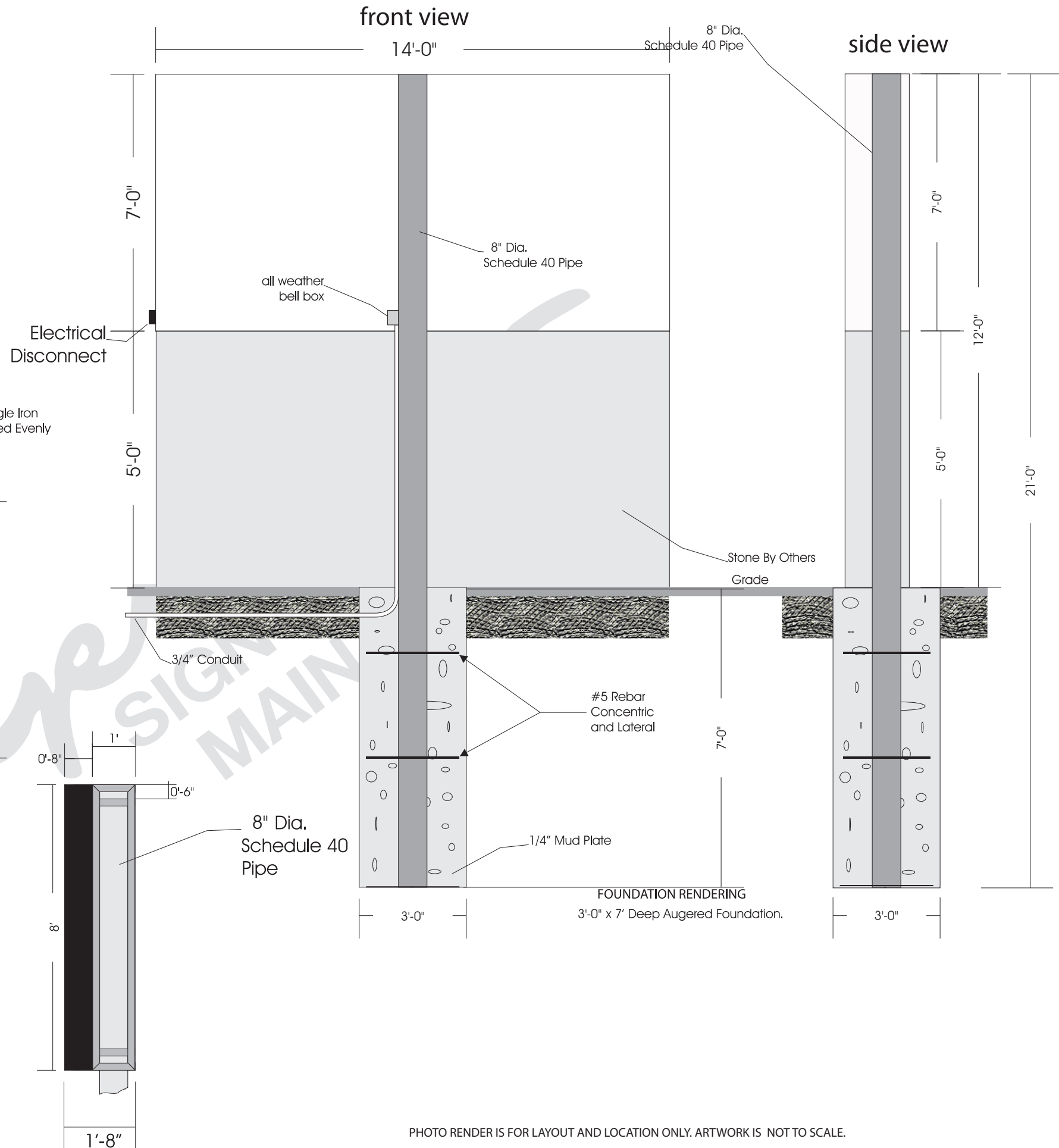
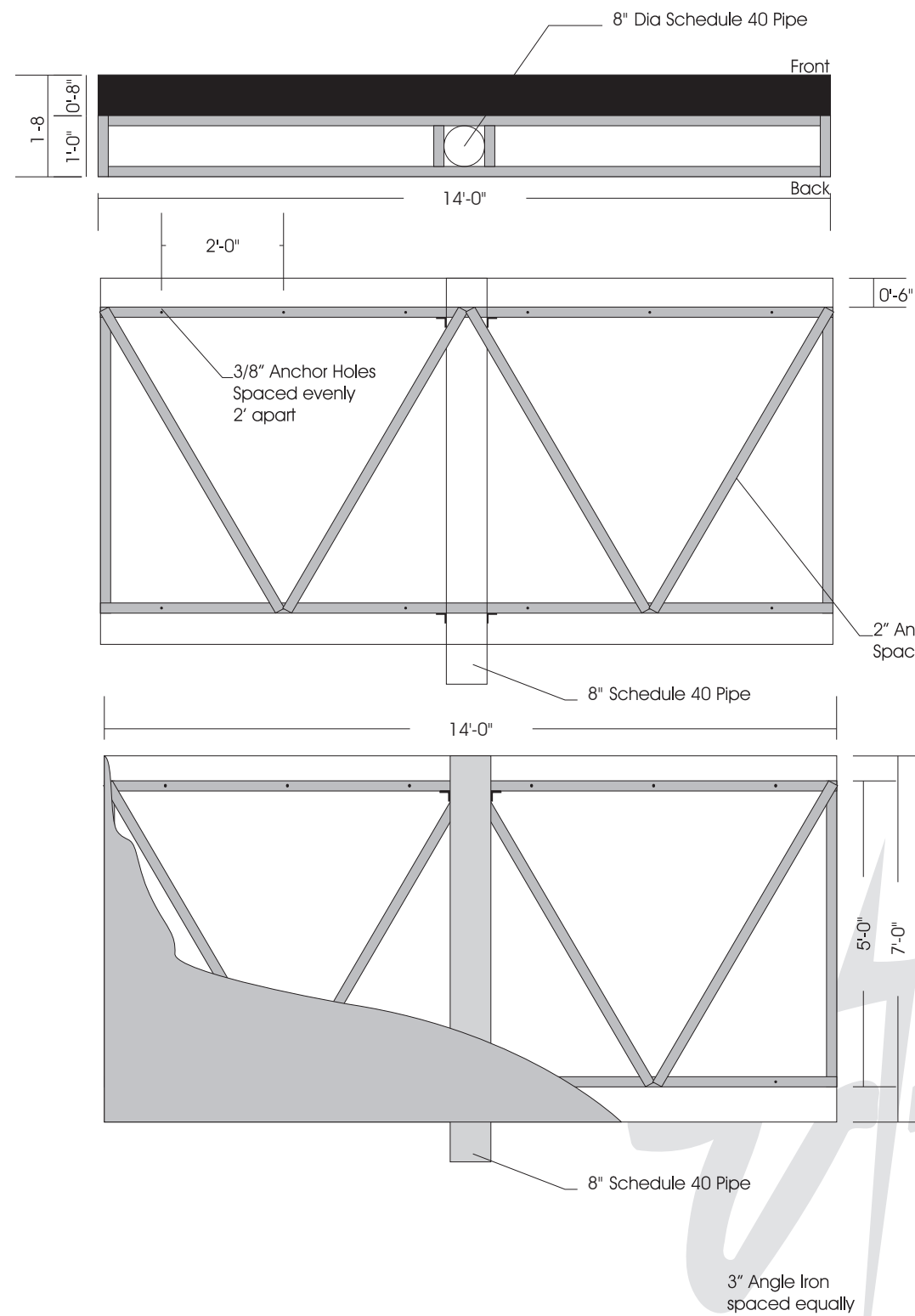
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CHARGES UP TO \$2,000 WILL
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FOR ANY MIS-USE.

SIGN TYPE:
A1.4

APPROVED BY:

DATE APPROVED:

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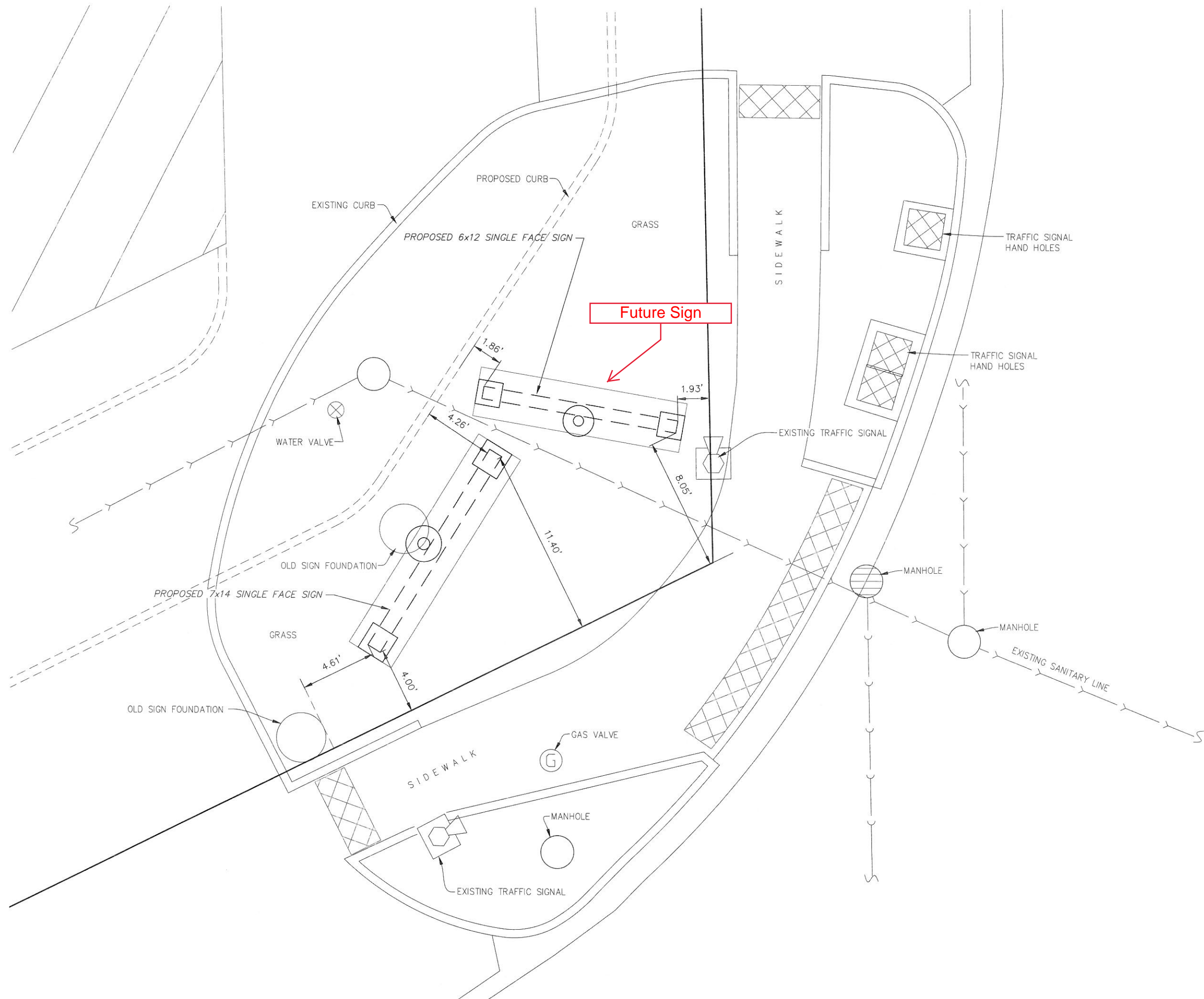
(1) STRUCTURAL DRAWING

- Message center is 7'h x 14'w x 8"d
- Mounted to 8" Schedule 40 Pipe
- 2" x 2" x 3/16" Galvanized Angle Iron Frame
- Sides and back covered by aluminum sheets

(1) 20 Amp Circuit / 120V
U.L. ELECTRICAL #E154882

PHOTO RENDER IS FOR LAYOUT AND LOCATION ONLY. ARTWORK IS NOT TO SCALE.

THIS SIGN IS INTENDED TO BE INSTALLED IN ACCORDANCE WITH THE REQUIREMENTS OF ARTICLE 600 OF THE NATIONAL ELECTRICAL CODE AND/OR OTHER APPLICABLE LOCAL CODES. THIS INCLUDES PROPER GROUNDING AND BONDING OF THE SIGN



Future Sign

PROPOSED CURB

EXISTING CURB

PROPOSED 6x12 SINGLE FACE SIGN

GRASS

SIDEWALK

TRAFFIC SIGNAL HAND HOLES

TRAFFIC SIGNAL HAND HOLES

Future Sign

1.86'

1.93'

EXISTING TRAFFIC SIGNAL

WATER VALVE

8.05'

OLD SIGN FOUNDATION

11.40'

PROPOSED 7x14 SINGLE FACE SIGN

GRASS

MANHOLE

4.61'

MANHOLE

4.00'

EXISTING SANITARY LINE

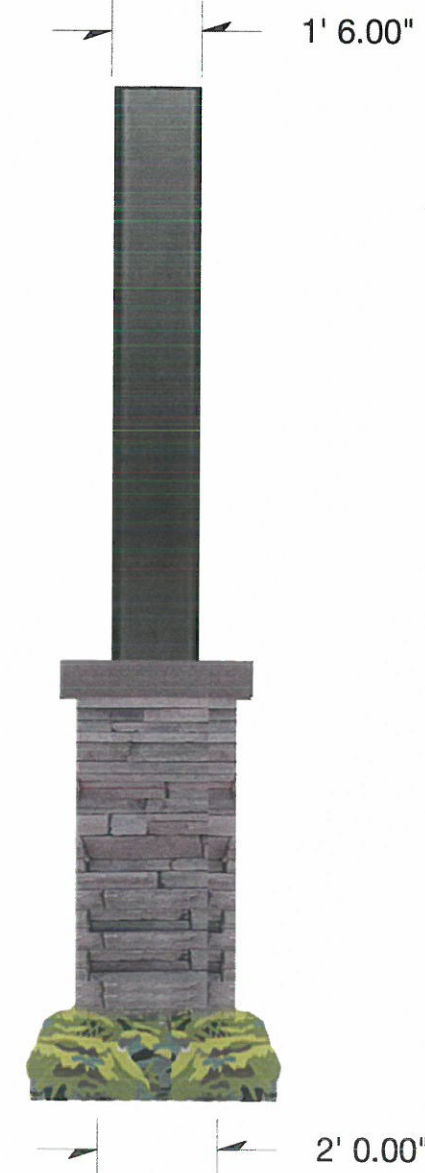
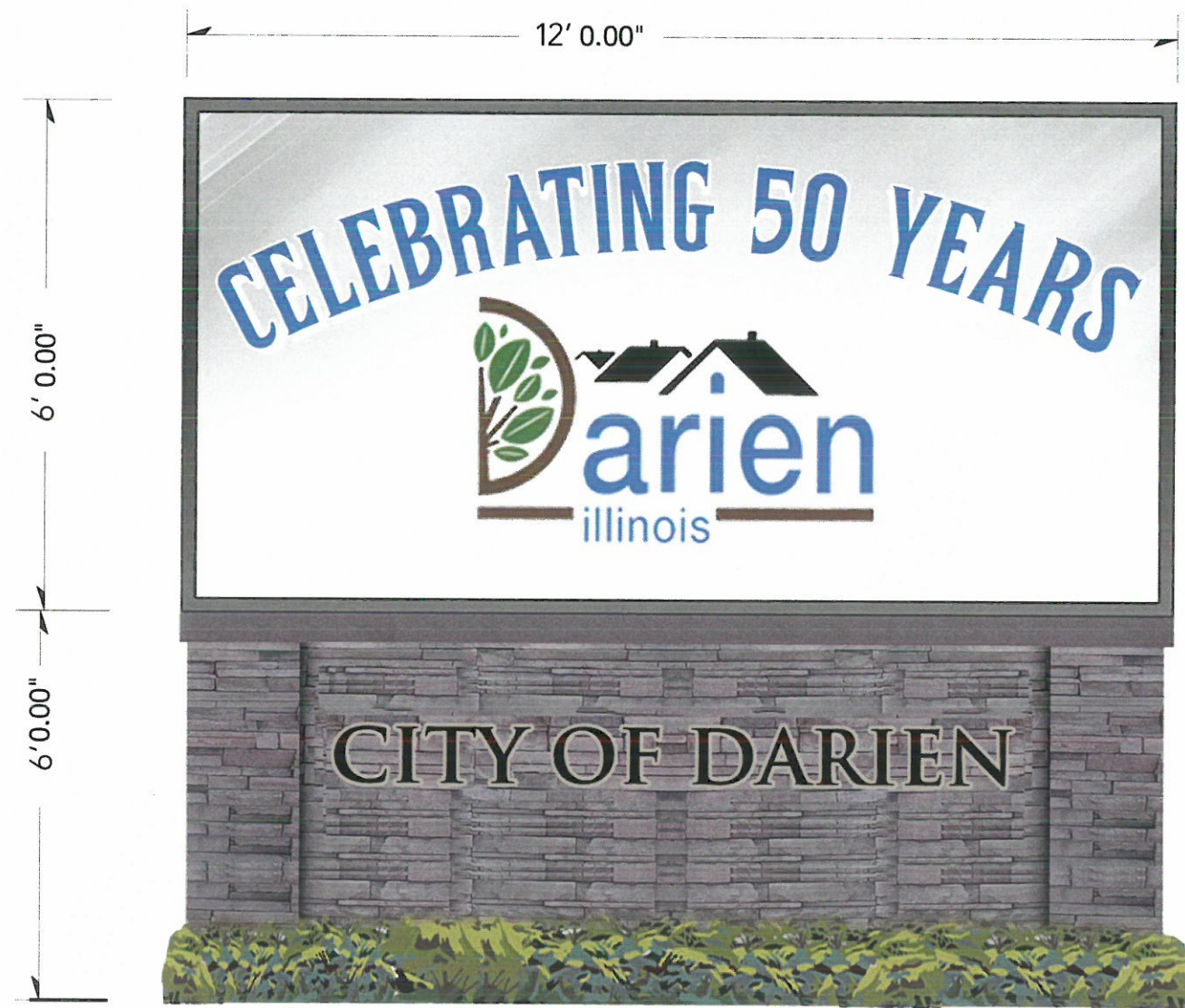
OLD SIGN FOUNDATION

GAS VALVE

SIDEWALK

MANHOLE

EXISTING TRAFFIC SIGNAL



Future Sign



(1) S/F FULL COLOR ELECTRONIC MESSAGE CENTER

EMC DETAILS:

- Watchfire 16mm EMC
- Cabinet Dimensions: 6'-0" h x 12'-0" w
- Installed to brick base with landscaping by others
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- Letters painted BLACK

SQUARE FOOTAGE: 128

BRICK AND LANDSCAPING BY OTHERS

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ADDRESS:
212 AMENDODGE
SHOREWOOD, IL
60404

CUSTOMER:
CHICAGO BILLBOARD
PROJECT ADDRESS:
CITY OF DARIEN
PROJECT:
EMC MONUMENT SIGN
PROOF NO#:
017-085
DESIGNER:
NN
DATE:
12.9.2019
SCALE:
1/4"=1'

NOTES:
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SIGN TYPE:
A1.4

APPROVED BY:

DATE APPROVED:

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Express SIGN & LIGHTING MAINTENANCE

PHONE: 815.725.9080
 FAX: 815.725.7543
 EMAIL: SIGNS@EXP SIGNS.COM
 ADDRESS: 212 AMENDODGE SHOREWOOD, IL 60404

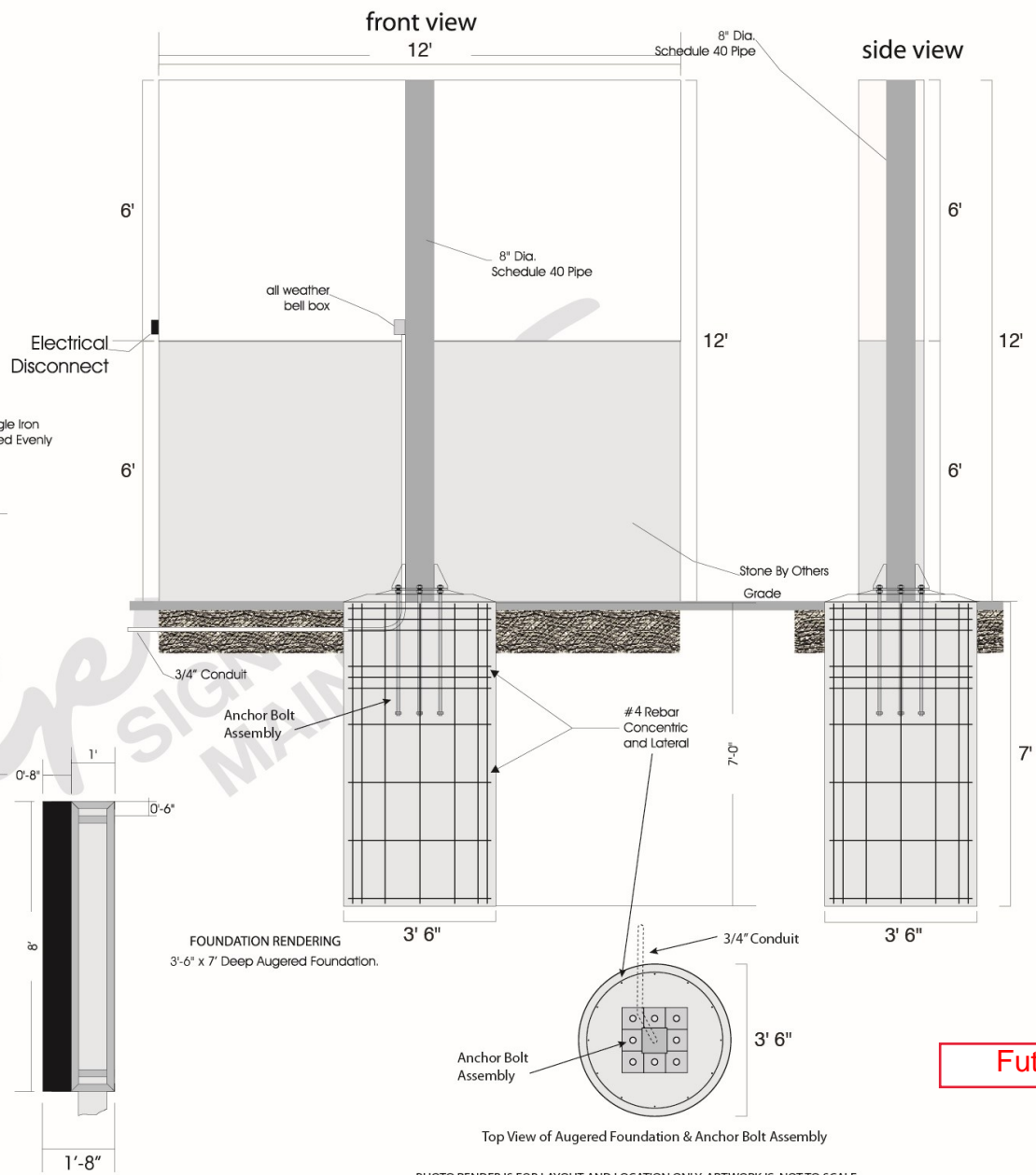
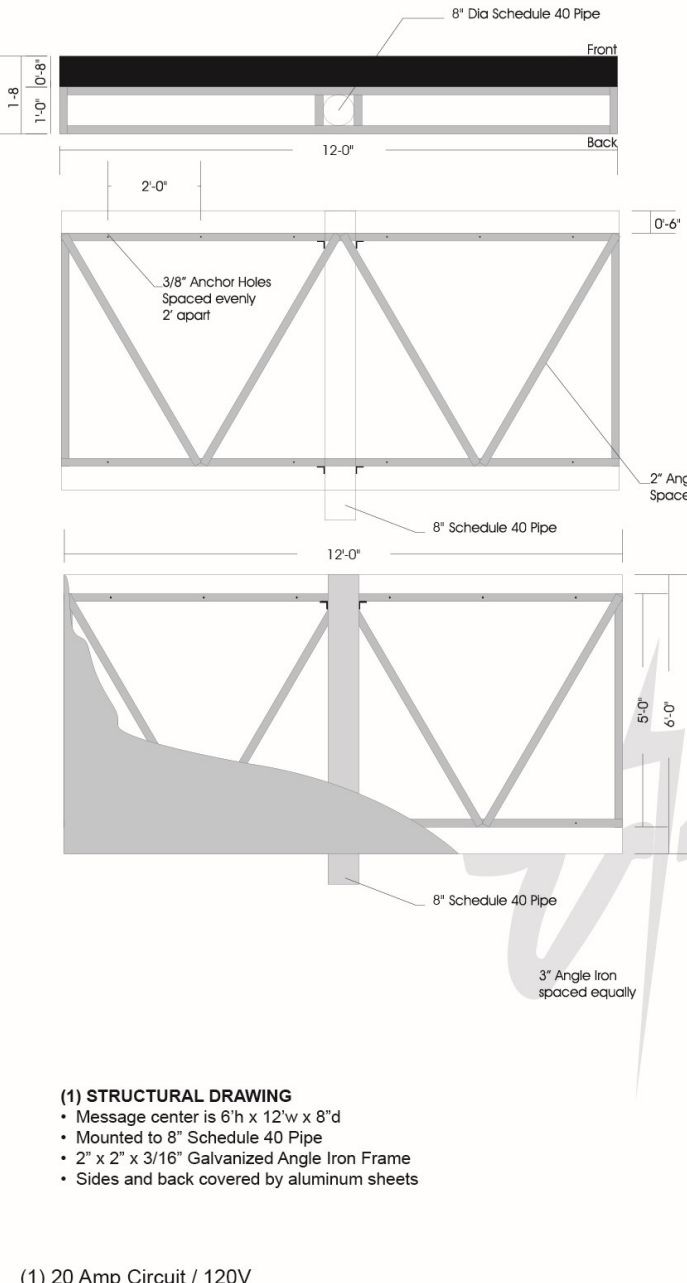
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 PROJECT ADDRESS: Darien, IL
 PROJECT: Structural Drawing
 PROOF NO: 020-043
 DESIGNER: SS
 DATE: 02.26.20
 SCALE: 3/8" = 1"
 REVISION: 02.28.20 Updated height.

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A1.2

APPROVED BY:

DATE APPROVED:
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- (1) STRUCTURAL DRAWING**
- Message center is 6'h x 12'w x 8"d
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 - 2" x 2" x 3/16" Galvanized Angle Iron Frame
 - Sides and back covered by aluminum sheets

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Future Sign



CITY OF DARIEN

RULES FOR COMPLIANCE WITH PUBLIC COMMENT REQUIREMENTS OF THE ILLINOIS OPEN MEETINGS ACT

I. PURPOSE OF RULES.

The purpose of these Rules is to comply with the requirement of Section 2.06 of the Illinois Open Meetings Act that a public comment section be provided at each meeting subject to the Open Meetings Act.

II. DEFINITION OF “PUBLIC BODY” or “BODY.”

For purposes of these Rules, the term “Public Body” or “Body” shall mean the City Council, any Committee of the City Council, and any Board and Commission established by the City Council.

III. RULES GOVERNING PUBLIC COMMENT.

A. Unless otherwise allowed by a majority vote of the Body, the public comment periods shall be as follows:

1. For the City Council, as set forth on the attached **Agenda template**.
2. For Council committees and advisory committees, at the conclusion of the meeting immediately before adjournment. At the direction of the Body, the floor may be opened for public comment in conjunction with specific agenda items.

B. Individuals seeking to make public comment to the Body shall be formally recognized by the Chair.

C. Individuals addressing the Body shall identify themselves by name, but need not provide their home address.

D. Individuals addressing the Body shall do so by addressing their comments to the Body

itself and shall not turn to address the audience.

E. Public comment time shall be limited to three (3) minutes per person.

F. An individual will be allowed a second opportunity to address the Body only after all other interested persons have addressed the Body and only upon the majority vote of the Body.

G. In the case of a special meeting, public comment will be limited to subject matters germane to the agenda of the special meeting.

IV. PUBLIC HEARING REQUIREMENTS.

Additional public comments periods will be allowed as required by law in the case of public hearing, subject to the same time constraints.

Approved by a Motion on November 17, 2014