

A WORK SESSION WAS CALLED TO ORDER AT 7:00 P.M. BY MAYOR WEAVER FOR THE PURPOSE OF REVIEWING ITEMS ON THE MARCH 2, 2009 AGENDA WITH THE CITY COUNCIL. THE MEETING RECESSED AT 7:01 P.M. IN ORDER TO CONDUCT THE EXECUTIVE SESSION. THE WORK SESSION RECONVENED AT 7:14 P.M., AND ADJOURNED AT 7:16 P.M.

**EXECUTIVE SESSION**

It was moved by Alderman McIvor and seconded by Alderman Marchese to go into Executive Session for the purpose of discussing Litigation Section 2(C)(11) of the Open Meetings Act at 7:01 P.M.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske

Nays: None

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1

**MOTION DULY CARRIED**

**EXECUTIVE SESSION ADJOURNMENT**

It was moved by Alderman McIvor and seconded by Alderman Galan to adjourn into open session.

**REVERSE ROLL CALL - MOTION DULY CARRIED**

The Executive Session meeting adjourned at 7:14 P.M.

**Minutes of the Regular Meeting**

**of the City Council of the**

**CITY OF DARIEN**

**MARCH 2, 2009**

1. **CALL TO ORDER**

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

2. **PLEDGE OF ALLEGIANCE**

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

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

Present: Halil Avci Joseph A. Marchese  
John Galan Sylvia McIvor  
Carolyn A. Gattuso John F. Poterasko, Jr.

Absent: William R. Durkin

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

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

5. **APPROVAL OF MINUTES** – February 17, 2009

It was moved by Alderman Gattuso and seconded by Alderman Poterasko to approve the minutes of the February 17, 2009 meeting, as presented.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, Poterasko

Nays: None

Abstain: McIvor

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1

**MOTION DULY CARRIED**

6. **RECEIVING OF COMMUNICATIONS**

Alderman Marchese received a telephone call from Tom Jones of 8412 Creekside expressing appreciation for the assistance provided by Dan Gombac and his staff in the removal of the tree in the creek behind his home.

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Alderman Avci noted that most of the residents of Ward 7 are happy with the services provided by the city. On behalf of Ward 7, Alderman Avci commended Bryon Vana, Scott Coren and City Staff .

7. **MAYOR'S REPORT**

**A. STEEL TANK OF THE YEAR AWARD (CASS & PLAINFIELD)**

Mayor Weaver presented the 2007 Steel Tank of the Year Standpipe plaque awarded by the Steel Tank Institute and the Steel Plate Fabricators Association to the City of Darien in recognition of the very unique water tower that stands behind the Brookhaven Shopping Center.

Director Gombac provided detailed information on how the city qualified for this award.

Alderman McIvor pointed out that input from the community was used during the design process, and that energy efficiencies were incorporated into the plans. The new water tower spurred the owner of the Brookhaven Shopping Center into remodeling the mall to coordinate with the new water tower.

Administrator Vana added that the water tower was constructed without a rate increase to the residents.

Mayor Weaver commented that approximately two or three weeks ago, a question was printed in the Suburban Life Newspaper regarding pot holes. One of the printed responses was a comment about the number of pot holes on 75<sup>th</sup> Street. Mayor Weaver stated that the City Council and Staff take great pride in the condition of city streets. Mayor Weaver pointed out that 75<sup>th</sup> Street, Cass Avenue, and Plainfield Road are DuPage County streets, and the city has no control over the condition of those streets. Any calls regarding pot holes on county streets should be directed to DuPage County at 630-407-6800.

8. **CITY CLERK'S REPORT**

City Clerk Coleman announced that the Planning and Zoning Commission Meeting of Wednesday, March 4, 2009 has been cancelled due to a lack of agenda items.

9. **CITY ADMINISTRATOR'S REPORT**

Administrator Vana reported that proposals for redevelopment of 75<sup>th</sup> & Cass Town Center were received from The Bradford Companies, The Gammonley Group, and Sierra Properties. It is anticipated the proposals will be reviewed by staff and forwarded to the Planning and Development Committee for discussion at their March 23, 2009 meeting.

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The developers will be invited to attend that meeting. Copies of the proposals are available at City Hall for review.

Alderman McIvor added that the meeting will be open to the public for their comments and recommendations.

10. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

Alderman Galan asked what occurred at 75<sup>th</sup> and Plainfield this past Saturday.

Director Gombac responded that there was a large water main break at that location.

11. **TREASURER'S REPORT**

**A. WARRANT NUMBER 08-09-19**

It was moved by Alderman Gattuso and seconded by Alderman Poteraske to approve payment of Warrant Number 08-09-19 in the amount of \$30,686.14 from the General Fund; \$13,126.21 from the Water Fund; \$5,041.80 from the Motor Fuel Tax Fund; \$1,245.46 from the Darien Area Dispatch Fund; \$121,565.78 from the General Fund Payroll for the period ending 02/26/09; \$23,443.41 from the Water Fund Payroll for the period ending 02/26/09; \$25,049.44 from the D.A.D.C. Fund Payroll for the period ending 02/26/09; for a total to be approved of \$220,158.24.

Roll Call: Ayes: Avci, Galan, Gattuso, Marchese, McIvor, Poteraske

Nays: None

Absent: Durkin

Results: Ayes 6, Nays 0, Absent 1

**MOTION DULY CARRIED**

12. **STANDING COMMITTEE REPORTS**

**Public Works Water/Streets Committee** — Alderman Marchese advised that the next meeting is scheduled to take place on Monday, March 16, 2009 at 5:30 P.M. in the upstairs conference room.

**Administrative/Finance Committee** — Alderman Poteraske advised that the next regularly scheduled Administrative/Finance Committee Meeting will take place on Monday, March 9, 2009 at 6:30 P.M. in the upstairs conference room.

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**Planning/Development Committee** — Alderman McIvor advised that the next Planning and Development Committee Meeting is scheduled to take place on Monday, March 23, 2009 at 6:30 P.M. in the Council Chambers.

**Administrative/Finance Committee of the Whole Budget Meeting** — Alderman Poteraske advised that the third budget meeting will take place on Tuesday, March 3, 2009 at 6:30 P.M. in the Council Chambers. The meeting will be televised live and will be replayed on two separate occasions.

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

There were none.

14. **OLD BUSINESS**

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

15. **CONSENT AGENDA**

Mayor Weaver noted that during the Work Session, the City Council decided to move Item A. under New Business to the Consent Agenda as Item G.

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

- |                                  |  |
|----------------------------------|--|
| <b>A. ORDINANCE NO. O-02-09</b>  | <b>CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING TITLE 4, CHAPTER 1, BUILDING REGULATIONS, DARIEN BUILDING CODE, OF THE DARIEN CITY CODE, TO PROVIDE FOR AN ELEVATOR CODE THERETO</b>   |
| <b>B. RESOLUTION NO. R-03-09</b> | <b>CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE OFFICE OF THE STATE FIRE MARSHALL OF THE STATE OF ILLINOIS AND THE CITY OF DARIEN</b> |

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- C. RESOLUTION NO. R-04-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION APPROVING AND PUBLISHING THE UPDATED CITY OF DARIEN OFFICIAL ZONING MAP (2009)
- D. ORDINANCE NO. O-03-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE GRANTING A ONE (1) YEAR EXTENSION TO THE PREVIOUSLY APPROVED MINOR AMENDMENT TO AN APPROVED PLANNED UNIT DEVELOPMENT (DARIEN TOWNE CENTRE PUD, 2189 75<sup>TH</sup> STREET, ILLINOIS, AMVETS COLLECTION CENTER AT WAL-MART)
- E. RESOLUTION NO. R-05-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE CITY OF DARIEN AND CHRISTOPHER B. BURKE ENGINEERING, LTD. IN AN AMOUNT NOT TO EXCEED \$45,000.00 (2009 STREET MAINTENANCE)
- F. ORDINANCE NO. O-04-09 CONSIDERATION OF A MOTION TO APPROVE AN ORDINANCE AMENDING TITLE 6B, CHAPTER 1, "STORMWATER AND FLOODPLAIN MANAGEMENT," OF THE CITY CODE OF THE CITY OF DARIEN
- G. RESOLUTION NO. R-06-09 CONSIDERATION OF A MOTION TO APPROVE A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH HERITAGE CENTER LIQUORS TO REVISE THEIR LEASE AGREEMENT

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

Results: Ayes 6, Nays 0, Absent 1

**MOTION DULY CARRIED**

16. **NEW BUSINESS**

New Business Item A. was moved to the Consent Agenda as Item G.

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

Mayor Weaver reminded all that the Citizen of the Year Dinner Dance is Saturday, March 7.

Alderman Avci mentioned that the new federal stimulus package includes tax incentives for weatherizing of homes. Alderman Avci asked if the city would consider obtaining unit pricing bids for residents similar to those obtained for the current tree trimming and concrete programs.

Mayor Weaver noted that at this time, it is unknown how residents may apply for these tax incentives.

Alderman McIvor advised that it is important that home owners keep all receipts for their home improvement projects. Alderman McIvor strongly recommended residents check with their tax accountants to determine what improvements can be claimed on their taxes. Alderman McIvor commented that she would consider waiving some building permit fees to encourage residents to make their homes more energy efficient.

Director Gombac advised that the city has considered unifying fences around main corridors such as Cass Avenue and 87<sup>th</sup> Street. The city has contacted residents to see if there is interest in participation through some type of contract.

Alderman McIvor noted that tax incentives apply toward energy efficient improvements such as insulation, HVAC systems, windows, and doors. Alderman McIvor again stressed the need to discuss improvements with a tax accountant.

Treasurer Coren clarified that tax credits are provided with the filing of tax returns. There is no need to apply with the government.

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Alderman Avci inquired if there was some way the city could help residents with the cost of the home improvements other than through their tax filings.

Alderman Galan remarked that the city could consider putting together a list of contractors that the city has used over the last ten years to be made available to residents. Alderman Galan felt the city should not be involved in obtaining bids for private property.

Mayor Weaver noted that the Neighbors of Darien Community Guide, which will be coming out in June, provides an excellent opportunity for all types of businesses to provide information on their services.

Alderman Galan added that residents are able to participate in the tree trimming and concrete programs when the city contracts with a particular vendor for city work to be performed. Alderman Galan suggested that if the city contracts for energy efficient projects in the future, the residents be invited to participate.

Alderman Avci suggested that the city ask businesses to put their information and specifications in the Neighbors of Darien Magazine. Alderman Avci feels this information could be helpful to elderly residents in finding the appropriate business to help with specific needs.

Alderman Galan noted that this might be a job for the Chamber of Commerce.

In response to Mayor Weaver, Scott Coren advised that the DuPage Senior Citizen Council offers a Home Maintenance Program to assist senior citizens with projects. Mr. Coren was uncertain if the Senior Citizen Council offers assistance with energy efficient projects. Mr. Coren mentioned that the DuPage Senior Citizen Council has a list of contractors that the county deals with on a regular basis, and the work of the contractors is monitored very closely.

Mayor Weaver added that the residents pay for the services provided by the DuPage Senior Citizen Council.

18. **ADJOURNMENT**

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



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**VIA VOICE VOTE – MOTION DULY CARRIED**

The City Council meeting adjourned at 8:05 P.M.

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Mayor

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City Clerk

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All supporting documentation and report originals of these minutes are on file in the Office of the City Clerk under File Number 03-02-09.  
Minutes of 03-02-09 CCM