

**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](mailto:jmarchese@darienil.gov) or City Administrator Bryon Vana at [bvana@darienil.gov](mailto: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

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**PRE-COUNCIL WORK SESSION — 7:00 P.M.**

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Agenda of the Regular Meeting

of the City Council of the

**CITY OF DARIEN**

May 18, 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 — [May 4, 2020](#)
7. Receiving of Communications
8. Mayor's Report
  - A. Proclamation: Declaring Friday, May 22, 2020 as the “Class of 2020 Day In the City of Darien”
  - B. Update on Restoring Darien Businesses

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 — [19-20-27](#)
  - B. Warrant Number — [20-21-02](#)
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 Granting Waiver of the Raffle license bond requirement for the [Darlen Lions Club](#)
  - B. Consideration of a Motion to Approve [an Ordinance Amending Title 5A, Chapter 9A, of the Darien City Code, "Cannabis Business Establishments"](#), to Make Certain Non-Retail Cannabis-Related Businesses Permitted Uses in the I-1 General Industrial District
  - C. Consideration of a Motion to Approve a Resolution Accepting Public Improvements Subject to Maintenance ([Sterling Bay – 1035 S. Frontage Road](#))
18. [Discussion: Business Reopenings](#) (The Economic Development Committee has been invited to Participate)
19. 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)**
20. Adjournment

WORK SESSION WAS CALLED TO ORDER AT 7:02 P.M. BY MAYOR MARCHESE FOR THE PURPOSE OF REVIEWING ITEMS ON THE MAY 4, 2020 AGENDA WITH THE CITY COUNCIL. WORK SESSION ADJOURNED AT 7:34 P.M.

## **Minutes of the Regular Meeting**

**of the City Council of the**

**CITY OF DARIEN**

**May 4, 2020**

**7:36 P.M.**

### 1. **CALL TO ORDER**

The regular meeting of the City Council of the City of Darien was called to order at 7:36 P.M. by Mayor 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 (Zoom)

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

## 5. QUESTIONS, COMMENTS AND ANNOUNCEMENTS – GENERAL

Father Bob Colaresi, Society of Mt. Carmel, expressed his concern regarding erosion issues with right-of-way property located between Bailey Road and Carmelite Spiritual Center. He noted attorney representing Society of Mt. Carmel sent a letter explaining the issue, which depicted erosion damage. Director Gombac, Administrator Vana, Ryan Anderson (Director of Facilities for Society of Mt. Carmel), and Alderwoman Sullivan commented. Mayor Marchese directed the issue be sent to Municipal Services Committee for review and recommendation.

6. **APPROVAL OF MINUTES** – April 20, 2020 City Council Meeting

It was moved by Alderman Vaughan and seconded by Alderman Kenny to approve the minutes of the City Council Meeting of April 20, 2020.

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

Abstain: ☒ None

Nays:       None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

- ## 7. RECEIVING OF COMMUNICATIONS

Alderman Schauer received communication from George Keeley, Attorney, on behalf of Society of Mt. Carmel, regarding drainage/erosion concerns.

Alderman Chlystek received communication from Stacey Tantillo regarding ability to “adopt” a District 86 high school senior to celebrate and support the Class of 2020 as a community; he noted a Facebook page has been set up for those interested in participating.

Alderman Vaughan received communication from Dan Hertz, 6700 block of Alabama Avenue, regarding condition of neighboring property. Director Gombac responded.

Alderman Kenny received communications from Charlene Kuglin and John Becker regarding rear-yard drainage issues.



Mary Sullivan received communication from...

...Larry & Marian Krupicka regarding opposition to proposed electronic sign at Cass Avenue/Plainfield Road.

...Andrew Kelly regarding suggestions pertaining to signage and surrounding area at corner of Cass Avenue/Plainfield Road.

8. **MAYOR'S REPORT**

**A. CENSUS 2020 UPDATE**

Mayor Marchese provided the following update:

- As of May 4, 83 million households have responded to the 2020 Census (more than ½ of all households in the United States).
- Statistics
  - by State: Illinois ranked 9<sup>th</sup> nationally at 59.4%.
  - by County: DuPage ranked 41<sup>st</sup> at 69.2%.
  - Darien ranked 35<sup>th</sup> in the State of Illinois at 77.2%, which is higher than surrounding communities.
- Thanked Joe Hennerfeind, Senior Planner, for co-leading efforts.
- Thanked residents for responding and encouraged others to respond.
- Census Bureau will not be sending representatives to households until June due to Covid-19.

**B. TRANSITION PLAN – STAY AT HOME ORDER**

Mayor Marchese provided the following update:

- Sent Council email regarding Transition Plan/Shelter in Place and copy of letter sent to Governor Pritzker from DuPage Mayors and Managers Conference (DMMC).
- Stated the DMMC worked collaboratively with DuPage County and the DuPage County Health Department on a data driven plan for the phased reopening of our community for residents and businesses.
- The plan balances sound public health practices with the need to resume modest levels of activity.
- Template for Darien was submitted to DMMC for use by taskforce.
- Commented on video conference with DuPage County Health Department
- Had communication with Stephanie Gurgone, Darien Park District, and Chief Gorsky, Darien-Woodridge Fire Protection District.
- Requested viewpoints on opening business while maintaining health needs of residents.

- Highlighted conference call with 200 Mayors, including Lori Lightfoot, City of Chicago.
- Will forward article regarding reopening of economy and Darien Transition Plan to Council.
- Council provided their viewpoints.
- Members of DMMC will need to agree on Transition Plan.

9. **CITY CLERK'S REPORT**

There was no report.

10. **CITY ADMINISTRATOR'S REPORT**

Administrator Vana provided an update on property tax bills; clarifying information will be in Direct Connect eNews. He noted DuPage County Board authorized the County Treasurer to waive late fees on property tax payments for taxpayers who can demonstrate financial hardship due to the COVID-19 crisis; details are available on the DuPage County website.

11. **DEPARTMENT HEAD INFORMATION/QUESTIONS**

**A. POLICE DEPARTMENT**

Alderman Belczak stated he was copied on resident communication regarding a refrigerated truck behind Jewel. Chief Thomas responded the truck contained frozen foods due to store freezer system malfunction. Administrator Vana noted Sergeant Topel contacted resident.

**B. MUNICIPAL SERVICES – NO REPORT**

12. **TREASURER'S REPORT**

**A. WARRANT NUMBER – 19-20-26**

It was moved by Alderman Schauer and seconded by Alderwoman Sullivan to approve payment of Warrant Number 19-20-26 in the amount of \$286,003.10 from the enumerated funds, and \$254,796.72 from payroll funds for the period ending 04/23/20 for a total to be approved of \$540,799.82.

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. WARRANT NUMBER – 20-21-01**

It was moved by Alderman Kenny and seconded by Alderwoman Sullivan to approve payment of Warrant Number 20-21-01 in the amount of \$35,101.60 from the enumerated funds for a total to be approved of \$35,101.60.

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

Nays: None

Absent: None

Results: Ayes 7, Nays 0, Absent 0

**MOTION DULY CARRIED**

13. **STANDING COMMITTEE REPORTS**

Police Pension Board – Liaison Coren announced the next quarterly meeting of the Police Pension Board is scheduled for May 14, 2020 at 7:00 P.M via ZOOM; inquiries need to be submitted in advance.

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

Grace Kwak, 2500 block of Abbey Drive, confirmed with Council that New Business Item A pertained to annexation of property located at 973 75<sup>th</sup> Street. She noted developer has not provided any communication; she encouraged Council to support vote for annexation.

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 ANNEXING CERTAIN PROPERTY IN ACCORDANCE WITH SECTION 7-1-13 OF THE ILLINOIS MUNICIPAL CODE (973 75<sup>TH</sup> STREET)**

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

Alderman Gustafson expressed importance of moving forward with annexation and developing property in accordance with Darien zoning regulations. Council discussion ensued. Administrator Vana and Director Gombac commented regarding zoning procedures and addressed Council questions.

**ORDINANCE NO. O-08-20**

**AN ORDINANCE ANNEXING CERTAIN PROPERTY IN ACCORDANCE WITH SECTION 7-1-13 OF THE ILLINOIS MUNICIPAL CODE (973 75<sup>TH</sup> STREET)**

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

Nays: Chlystek

Absent: None

Results: Ayes 6, Nays 1, Absent 0

**MOTION DULY CARRIED**

**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.**

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

Mayor Marchese commented due to the pandemic the annual Concrete Program was removed from the 2020/2021 Budget; Director Gombac explained restoration was due to water related issues.

**RESOLUTION NO. R-33-20**

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

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 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**

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

Mayor Marchese stated he received communication from Chicago Billboard regarding reasoning behind “No” vote; he reviewed the agreement changes necessary to reinterest Council. Discussion ensued. Director Gombac addressed Council questions.

Mayor Marchese reviewed next steps; he thanked Council for their consideration.

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

Nays: Schauer, Sullivan

Absent: None

Results: Ayes 5, Nays 2, Absent 0

**MOTION DULY CARRIED**

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

Alderwoman Sullivan...

...asked for clarification of next steps regarding sign. Mayor Marchese responded. Administrator Vana commented on Public Hearing notice timeline.

...announced Carriage Greens Golf Course opened and was featured on the news.

...thanked Perfect Swing for donating 1000 masks to the City of Darien.

...thanked Darien Lions Club, Darien Rotary Club, and Darien Woman's Club for continued donations to local food pantries.

...thanked organizations "big and small" for stepping up during these challenging times.

19. **ADJOURNMENT**

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

**VIA VOICE VOTE – MOTION DULY CARRIED**

The City Council meeting adjourned at 9:05 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 5-04-20. Minutes of 5-04-20 CCM.

## CITY OF DARIEN

EXPENDITURE APPROVAL LIST  
FOR CITY COUNCIL MEETING ON  
May 18, 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	\$45,229.93
Water Fund	\$346,076.00
Motor Fuel Tax Fund	\$3,012.97
Water Depreciation Fund	
Special Service Area Tax Fund	
E-Citation Fund	
Capital Improvement Fund	371,813.10
State Drug Forfeiture Fund	
Federal Equitable Sharing Fund	\$1,825.00
DUI Technology Fund	
<i>Subtotal:</i>	<u>\$767,957.00</u>
General Fund Payroll	
Water Fund Payroll	
<i>Subtotal:</i>	<u>\$ -</u>
<i>Total to be Approved by City Council:</i> <u>\$ 767,957.00</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 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
AIS	LAPTOP FOR MEDIA ROOM	AP0402220	4325	Consulting/Professional	1,075.57
AIS	BLOCK OVERAGE- APRIL 2020	AP0402220	4325	Consulting/Professional	131.25
CHASE CARD SERVICES	ZOOM- FOR CITY COUNCIL MEETING	AP0402220	4213	Dues and Subscriptions	14.99
CHASE CARD SERVICES	TRIBUNE SUBSCRIPTION	AP0402220	4213	Dues and Subscriptions	7.96
CHASE CARD SERVICES	REPLENISH IPASS	AP0402220	4273	Vehicle (Gas and Oil)	40.00
CHASE CARD SERVICES	CITY HALL MEALS	AP0402220	4330	Contingency	62.30
CLEAN SLATE INC	CITY HALL ADDITIONAL CLEANING	AP0402220	4345	Janitorial Service	207.00
CLEAN SLATE INC	JANITORIAL SERVICES - APRIL 2020	AP0402220	4345	Janitorial Service	1,942.48
METRO STRATEGIES	COMMUNICATION SERVICES- APRIL 2020	AP0402220	4239	Public Relations	4,000.00
MUNICIPAL WEB SERVICES	WEBSITE MAINTENANCE- APRIL 2020 / RENEWAL	AP0402220	4325	Consulting/Professional	1,675.00
OFFICE DEPOT	TONER AND PLASTIC UTENSILS	AP0402220	4253	Supplies - Office	1,188.12
OFFICE DEPOT	PERMIT JACKETS	AP0402220	4253	Supplies - Office	208.16
VERIZON WIRELESS	VERIZON WIRELESS BILL	AP0402220	4267	Telephone	1,260.83
				Total Administration	11,813.66



**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Community Development**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CHRISTOPHER B. BURKE ENG, LTD	REVIEW REVISED PLANS - 981 N FRONTAGE	AP0402220	4328	Conslt/Prof Reimbursable	559.68
CHRISTOPHER B. BURKE ENG, LTD	SITE INSPECTION- 313 ROGER RD	AP0402220	4328	Conslt/Prof Reimbursable	100.00
CHRISTOPHER B. BURKE ENG, LTD	FEMA COMPLIANCE & COUNTY STANDARDS- 6710 HIGH RD	AP0402220	4328	Conslt/Prof Reimbursable	220.00
CHRISTOPHER B. BURKE ENG, LTD	DETENTION BASIN MAP	AP0402220	4328	Conslt/Prof Reimbursable	365.76
CHRISTOPHER B. BURKE ENG, LTD	REVIEW ENGINEERING PLANS AND STORMWATER REPORT -HSHS CAMPUS	AP0402220	4328	Conslt/Prof Reimbursable	1,256.29
CHRISTOPHER B. BURKE ENG, LTD	DRAINAGE CONCERNS- POTENTIAL SIDEWALK EXTENSION : WETLAND	AP0402220	4328	Conslt/Prof Reimbursable	165.00
CHRISTOPHER B. BURKE ENG, LTD	PLAT ANNEXATION- 973 75TH ST	AP0402220	4328	Conslt/Prof Reimbursable	1,320.00
DON MORRIS ARCHITECTS P.C.	INSPECTIONS - APRIL 2020	AP0402220	4325	Consulting/Professional	4,245.00
DON MORRIS ARCHITECTS P.C.	BUILDING CODE REVIEWS	AP0402220	4328	Conslt/Prof Reimbursable	4,123.77
				Total Community Development	12,355.50

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Public Works, Streets**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
ADVANCE AUTO PARTS	STOCK PARTS	AP0402220	4229	Maintenance - Vehicles	17.94
ADVANTAGE CHEVROLET	SHIELD KIT	AP0402220	4229	Maintenance - Vehicles	131.16
ADVANTAGE CHEVROLET	SHIELD KITS	AP0402220	4229	Maintenance - Vehicles	322.50
CASE LOTS, INC.	DISINFECTANTS	AP0402220	4219	Liability Insurance	174.20
CASE LOTS, INC.	JANITORIAL SUPPLIES	AP0402220	4219	Liability Insurance	85.75
CASE LOTS, INC.	PROTECTIVE FACE MASKS	AP0402220	4219	Liability Insurance	104.85
CASE LOTS, INC.	JANITORIAL SUPPLIES	AP0402220	4223	Maintenance - Building	85.75
CHASE CARD SERVICES	HAND SANITIZER	AP0402220	4219	Liability Insurance	302.40
CHASE CARD SERVICES	FACE MASKS & HAND SANTIZER	AP0402220	4219	Liability Insurance	506.00
CHASE CARD SERVICES	REUSABLE FACE MASKS	AP0402220	4219	Liability Insurance	471.50
CHASE CARD SERVICES	PW MEAL	AP0402220	4263	Training and Education	177.73
CHASE CARD SERVICES	PW MEAL	AP0402220	4263	Training and Education	(15.05)
CHASE CARD SERVICES	PW MEAL	AP0402220	4263	Training and Education	199.90
CHASE CARD SERVICES	PW MEAL	AP0402220	4263	Training and Education	193.35
CHASE CARD SERVICES	INTERNET FOR PUBLIC WORKS	AP0402220	4267	Telephone	113.35
CHEMSEARCH	DISINFECTANT	AP0402220	4219	Liability Insurance	1,431.97
CLEAN SLATE INC	CITY HALL DISINFECTANT WIPES	AP0402220	4223	Maintenance - Building	288.00
CLEAN SLATE INC	CITY HALL DISINFECTANT WIPE DISPENSER	AP0402220	4223	Maintenance - Building	62.00
CLEAN SLATE INC	PW EQUIPMENT DISINFECT	AP0402220	4223	Maintenance - Building	900.00
CLEAN SLATE INC	PW DISINFECTANT WIPES	AP0402220	4255	Supplies - Operation	216.00
CLEAN SLATE INC	PW DISINFECTANT WIPE DISPENSER	AP0402220	4255	Supplies - Operation	93.00
CLIFFORD-WALD COMPANY	PRINTER PAPER FOR PUBLIC WORKS	AP0402220	4253	Supplies - Office	254.72
DECKER SUPPLY CO.	MAILBOX SUPPLIES	AP0402220	4257	Supplies - Other	1,067.70
DUPAGE COUNTY PUBLIC WORKS	SEPTIC HAULING-MARCH & APRIL 2020	AP0402220	4223	Maintenance - Building	183.75

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Public Works, Streets**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
FIRST ADVANTAGE OCCUPATIONAL	RANDOM DRUG TESTING -HERMAN	AP0402220	4219	Liability Insurance	35.20
FLEETPRIDE	REPAIR PARTS	AP0402220	4229	Maintenance - Vehicles	76.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.00
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	60.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	60.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	60.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.50
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4229	Maintenance - Vehicles	40.50
GAS DEPOT	DIESEL FUEL FOR GENERATORS	AP0402220	4223	Maintenance - Building	178.24
GOLDSTAR PRODUCTS INC.	GERMICIDAL WIPES	AP0402220	4223	Maintenance - Building	493.83
GRAINGER	TRAILER HITCHES	AP0402220	4229	Maintenance - Vehicles	181.68
HOME DEPOT	DISINFECTANT, GLOVES	AP0402220	4219	Liability Insurance	24.82
HOME DEPOT	MAINTENANCE SUPPLIES	AP0402220	4223	Maintenance - Building	18.96
HOME DEPOT	MAINTENANCE SUPPLIES FOR POLICE DEPT	AP0402220	4223	Maintenance - Building	523.60
HOME DEPOT	MAINTENANCE & BUILDING SUPPLIES	AP0402220	4257	Supplies - Other	1,210.87
HOME DEPOT	BRANDON GREEN UNIFORM	AP0402220	4269	Uniforms	60.91
HOME DEPOT	PAUL DEVINE UNIFORM	AP0402220	4269	Uniforms	40.94
NICOR GAS	NICOR 90841110001 1041 S FRONTAGE RD	AP0402220	4271	Utilities (Elec,Gas,Wtr,Sewer)	163.35
RED ARROW SALES	FACE MASKS	AP0402220	4219	Liability Insurance	217.48
RICMAR INDUSTRIES, INC.	DISINFECTANT WIPES	AP0402220	4257	Supplies - Other	341.25
RICMAR INDUSTRIES, INC.	MASKS	AP0402220	4257	Supplies - Other	150.00
TITAN IMAGE GROUP INC	BRANDON GREEN-UNIFORM	AP0402220	4269	Uniforms	182.76

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Public Works, Streets**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
ULINE	NITRILE GLOVES	AP042220-2	4223	Maintenance - Building	53.17
ULINE	HAND SOAPS	AP042220-2	4223	Maintenance - Building	54.83
				Total Public Works, Streets	11,841.36

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Police Department**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CHASE CARD SERVICES	NSCA MEMBERSHIP-SOMOGYE	AP0402220	4213	Dues and Subscriptions	120.00
CHASE CARD SERVICES	LITHIUM BATTERIES	AP0402220	4217	Investigation and Equipment	114.85
CHASE CARD SERVICES	FOOD FOR K-9 NIKO	AP0402220	4217	Investigation and Equipment	215.96
CHASE CARD SERVICES	DISINFECTANTS	AP0402220	4219	Liability Insurance	7.98
CHASE CARD SERVICES	PLASTIC BAGS FOR MASKS	AP0402220	4219	Liability Insurance	1.96
CHASE CARD SERVICES	LIGHT FOR CHIEFS CAR	AP0402220	4219	Liability Insurance	4.29
CHASE CARD SERVICES	N95 MASKS	AP0402220	4219	Liability Insurance	372.50
CHASE CARD SERVICES	DIGITAL THERMOMETER	AP0402220	4219	Liability Insurance	97.99
CHASE CARD SERVICES	CAR ESCAPE TOOLS	AP0402220	4219	Liability Insurance	179.50
CHASE CARD SERVICES	NITRILE GLOVES	AP0402220	4219	Liability Insurance	15.64
CHASE CARD SERVICES	NITRILE GLOVES	AP0402220	4219	Liability Insurance	8.40
CHASE CARD SERVICES	NITRILE GLOVES	AP0402220	4219	Liability Insurance	25.20
CHASE CARD SERVICES	FACE SHIELDS	AP0402220	4219	Liability Insurance	176.61
CHASE CARD SERVICES	LAPTOP BATTERY	AP0402220	4225	Maintenance - Equipment	49.99
CHASE CARD SERVICES	LABELS FOR LABEL MAKER	AP0402220	4253	Supplies - Office	24.95
CHASE CARD SERVICES	TONER FOR SGT PRINTER	AP0402220	4253	Supplies - Office	228.89
CHASE CARD SERVICES	MARKERS	AP0402220	4253	Supplies - Office	11.98
CHASE CARD SERVICES	TONER FOR PROPERTY ROOM	AP0402220	4253	Supplies - Office	94.73
CHASE CARD SERVICES	TRAINING REGISTRATION-SOMOGYE	AP0402220	4263	Training and Education	300.00
CHASE CARD SERVICES	INTERNET FOR POLICE DEPT	AP0402220	4267	Telephone	268.35
CHRISTINE CHARKEWYCZ	PROSECUTION FEES-APRIL 2020	AP0402220	4219	Liability Insurance	100.00
CLEAN SLATE INC	POLICE DEPT DISINFECTANT WIPES	AP0402220	4223	Maintenance - Building	288.00
CLEAN SLATE INC	POLICE DEPT DISINFECTANT WIPE DISPENSER	AP0402220	4223	Maintenance - Building	124.00

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Police Department**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CLEAN SLATE INC	DISINFECT SQUAD CARS	AP0402220	4225	Maintenance - Equipment	300.00
CLEAN SLATE INC	DISINFECT 3 SQUAD CARS- COVID-19 POSITIVE OCCUPANT	AP0402220	4225	Maintenance - Equipment	120.00
CLEAN SLATE INC	DISINFECT BOOKING ROOM01	AP0402220	4225	Maintenance - Equipment	200.00
CLEAN SLATE INC	DISINFECT POLICE STATION -COVID-19 POSITIVE OCCUPANT	AP0402220	4225	Maintenance - Equipment	1,600.00
CLEAN SLATE INC	DISINFECT POLICE STATION- 4-3-20	AP0402220	4225	Maintenance - Equipment	450.00
CLEAN SLATE INC	POLICE DEPT ADDITIONAL CLEANING	AP0402220	4225	Maintenance - Equipment	552.00
MCKESSON MEDICAL-SURGICAL GOVT	CAVI WIPES- COVID-19	AP0402220	4219	Liability Insurance	161.71
NICOR GAS	NICOR 82800010009 1710 PLAINFIELD RD	AP0402220	4271	Utilities (Elec,Gas,Wtr,Sewer)	651.17
PARTNERS & PAWS VETERINARY	VET CARE- NIKO	AP0402220	4225	Maintenance - Equipment	856.34
PARTNERS & PAWS VETERINARY	VET CARE- NIKO (4-27-20)	AP0402220	4225	Maintenance - Equipment	306.00
THOMSON REUTERS -	CLEAR-LE -INVESTIGATIVE CHARGES- APRIL 2020	AP0402220	4217	Investigation and Equipment	434.21
VERIZON WIRELESS	VERIZON WIRELESS BILL	AP0402220	4267	Telephone	756.21
				Total Police Department	9,219.41
				Total General Fund	45,229.93

**CITY OF DARIEN**  
**Expenditure Journal**  
**Water Fund**  
**Public Works, Water**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CASE LOTS, INC.	JANITORIAL SUPPLIES	AP0402220	4219	Liability Insurance	85.75
CASE LOTS, INC.	PROTECTIVE FACE MASKS	AP0402220	4219	Liability Insurance	104.85
CASE LOTS, INC.	DISINFECTANTS	AP0402220	4219	Liability Insurance	174.20
CASE LOTS, INC.	JANITORIAL SUPPLIES	AP0402220	4223	Maintenance - Building	85.75
CENTRAL SOD FARMS	SOD FOR RESTORATIONS	AP0402220	4231	Maintenance - Water System	308.00
CENTRAL SOD FARMS	PALLET RETURNED	AP0402220	4231	Maintenance - Water System	(20.00)
CLEAN SLATE INC	PW EQUIPMENT DISINFECT	AP0402220	4223	Maintenance - Building	900.00
CLEAN SLATE INC	PW DISINFECTANT WIPE DISPENSER	AP0402220	4255	Supplies - Operation	93.00
CLEAN SLATE INC	PW DISINFECTANT WIPES	AP0402220	4255	Supplies - Operation	216.00
DUPAGE WATER COMMISSION	WATER PURCHASE	AP0402220	4340	DuPage Water Commission	341,553.31
FOSTER'S TRUCK REPAIR	SAFETY LANE	AP0402220	4225	Maintenance - Equipment	60.50
GOLDSTAR PRODUCTS INC.	GERMICIDAL WIPES	AP0402220	4231	Maintenance - Water System	493.82
HOME DEPOT	WATER PLANT MAINTENANCE	AP0402220	4223	Maintenance - Building	60.02
HOME DEPOT	BATTERIES FOR LOCATOR	AP0402220	4225	Maintenance - Equipment	69.88
HOME DEPOT	LANDSCAPE RESTORATION SUPPLIES	AP0402220	4231	Maintenance - Water System	193.96
NICOR GAS	NICOR 23644110001 8600 LEMONT RD	AP0402220	4271	Utilities (Elec,Gas,Wtr,Sewer)	111.02
NICOR GAS	NICOR 05002110004 1930 MANNING RD	AP0402220	4271	Utilities (Elec,Gas,Wtr,Sewer)	105.94
NICOR GAS	NICOR 12344110007 1897 MANNING RD	AP0402220	4271	Utilities (Elec,Gas,Wtr,Sewer)	73.51
NICOR GAS	NICOR 90841110001 1041 S FRONTAGE RD	AP0402220	4271	Utilities (Elec,Gas,Wtr,Sewer)	163.35
POMP'S TIRE SERVICE, INC.	TIRES FOR SMALL WATER TRAILER	AP0402220	4225	Maintenance - Equipment	229.40
POMP'S TIRE SERVICE, INC.	TIRES FOR #400	AP0402220	4225	Maintenance - Equipment	265.62

**CITY OF DARIEN**  
**Expenditure Journal**  
**Water Fund**  
**Public Works, Water**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
RED ARROW SALES	FACE MASKS	AP0402220	4219	Liability Insurance	217.47
VERIZON WIRELESS	VERIZON WIRELESS BILL	AP0402220	4267	Telephone	530.65
				Total Public Works, Water	346,076.00
				Total Water Fund	346,076.00



**CITY OF DARIEN**  
**Expenditure Journal**  
**Motor Fuel Tax**  
**MFT Expenses**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CONSTELLATION NEW ENERGY, INC.	ENERGY- 75TH ST LEGS STR LGT 0 CASS AVE	AP0402220	4840	Street Lights	243.32
CONSTELLATION NEW ENERGY, INC.	SW CORNER 75TH ADAMS	AP0402220	4840	Street Lights	2,031.72
CONSTELLATION NEW ENERGY, INC.	2510 ABBEY DR	AP0402220	4840	Street Lights	<u>737.93</u>
				Total MFT Expenses	<u>3,012.97</u>
				Total Motor Fuel Tax	3,012.97

**CITY OF DARIEN**  
**Expenditure Journal**  
**FESA - Justice - 1**  
**Drug Forfeiture Expenditures**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
COMPSYCH CORPORATION	EAP - POLICE DEPT	AP0402220	4213	Dues and Subscriptions	1,825.00
				Total Drug Forfeiture Expenditures	1,825.00
				Total FESA - Justice - 1	1,825.00

**CITY OF DARIEN**  
**Expenditure Journal**  
**Capital Improvement Fund**  
**Capital Fund Expenditures**  
**From 4/22/2020 Through 4/22/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
CHASE CARD SERVICES	PORTABLE JOHN FOR 67TH ST PROJECT	AP0402220	4376	Ditch Projects	222.14
GRANITE INLINER	STORM SEWER LINING-SEMINOLE	AP0402220	4376	Ditch Projects	370,832.20
ORANGE CRUSH LLC	PATCH FOR SEMINOLE SEWER LINING PROJECT	AP0402220	4376	Ditch Projects	758.76
				Total Capital Fund Expenditures	371,813.10
				Total Capital Improvement Fund	371,813.10
Report Total					767,957.00



## ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
04/21	Payment Thank You - Web BRYON VANA TRANSACTIONS THIS CYCLE (CARD 4484) \$4251.29- INCLUDING PAYMENTS RECEIVED	-4,251.89
04/08	THE PATIO DARIEN ECOMM 630-920-0211 IL	-15.05
04/08	THE PATIO DARIEN ECOMM 630-920-0211 IL	177.73
04/17	CHUCKS SOUTHERN COMFOR DARIEN IL	199.80
04/24	AL CHILE MEXICAN GRILL DARIEN IL MARY BELMONTE TRANSACTIONS THIS CYCLE (CARD 8706) \$555.93	193.35
04/04	Amazon.com*FH6U12F13 Amzn.com/bill WA	179.50
04/07	COMCAST CHICAGO 800-COMCAST IL	268.35
04/08	AMZN Mktpl US*CH3715473 Amzn.com/bill WA	97.99
04/08	AMZN Mktpl US*094P17V13 Amzn.com/bill WA	49.99
04/09	OCCUPATIONAL TRAINING & S 630-8559900 IL	372.50
04/15	BATTERIES PLUS - #0868 BOLINGBROOK IL	114.85
04/17	NSCA 719-6328722 CO	120.00
04/17	STAPLS7303986874000001 877-8267755 MI	94.78
04/22	NSCA 719-6328722 CO	300.00
04/26	Amazon.com*SW7949QZ3 Amzn.com/bill WA	15.64
04/26	AMZN Mktpl US*Q48U00XQ3 Amzn.com/bill WA	11.98
04/26	Amazon.com*MOQAP2H63 Amzn.com/bill WA	8.40
04/26	Amazon.com*VHSOK4PA3 Amzn.com/bill WA	228.89
04/26	Amazon.com*S18XB0UD3 Amzn.com/bill WA	25.20
04/27	IN *ARROWHEAD SCIENTIFIC 913-8948368 KS	176.81
04/29	Amazon.com*4P4TY9PX3 Amzn.com/bill WA ROSE MARY GONZALEZ TRANSACTIONS THIS CYCLE (CARD 2755) \$2089.58	24.95
04/03	ZOOM.US 888-798-8686 CA	14.99
04/02	The Patio - Darien Darien IL	62.30
04/08	24HOURWRISTBANDS.COM 855-711-4467 TX	471.50
04/08	NMNA INC 773-640-7777 IL	506.00
04/16	PORTABLE JOHN 815-8987000 IL	222.14
04/22	COMCAST CHICAGO 800-COMCAST IL	118.35
04/23	IL TOLLWAY-AUTOREPLENISH 800-824-7277 IL	40.00
04/27	CHICAGO TRIB SUBSCRIPTION 312-646-7900 TX	7.58
04/28	STATE CHEMIC*STATE CHE 800-782-2436 OH DANIEL GOMBAC TRANSACTIONS THIS CYCLE (CARD 8085) \$1740.64	302.40
04/02	PETSMART # 0422 DARIEN IL	215.96
04/08	TARGET 00016620 WILLOWBROOK IL	7.98
04/08	WAL-MART #2215 DARIEN IL	1.96
04/08	WALGREENS #9033 DARIEN IL THERESA ESTRADA TRANSACTIONS THIS CYCLE (CARD 8231) \$230.19	4.29

2020 Totals Year-to-Date

**BUSINESS CARD STATEMENT**Customer Service:  
1-800-275-0863Mobile: Download the  
Chase Mobile® app today

S	M	T	W	T	F	S
26	27	28	29	30	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31	1	2	3	4	5	6

New Balance  
**\$4,616.34**  
Minimum Payment Due  
**\$923.00**  
Payment Due Date  
**05/24/20**

**Late Payment Warning:** If we do not receive your minimum payment by the due date, you may have to pay a late fee, and existing and new balances may become subject to the Default APR.

**Minimum Payment Warning:** Enroll in Auto-Pay and avoid missing a payment. To enroll, call the number on the back of your card or go to the web site listed above.

**ACCOUNT SUMMARY**

Previous Balance	\$4,251.39
Payment, Credits	-\$4,266.44
Purchases	+\$4,631.39
Cash Advances	\$0.00
Balance Transfers	\$0.00
Fees Charged	\$0.00
Interest Charged	\$0.00
<b>New Balance</b>	<b>\$4,616.34</b>
Opening/Closing Date	04/03/20 - 05/02/20
Credit Limit	\$50,000
Available Credit	\$45,383
Cash Access Line	\$10,000
Available for Cash	\$10,000
Past Due Amount	\$0.00
Balance over the Credit Limit	\$0.00

**YOUR ACCOUNT MESSAGES**

If you experience COVID-19 related mail delivery disruptions, remember you can always access your statements on [chase.com](https://chase.com) or the Chase Mobile App.

## CITY OF DARIEN

EXPENDITURE APPROVAL LIST  
FOR CITY COUNCIL MEETING ON  
May 18, 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					\$43,411.10
Water Fund					\$2,593.10
Motor Fuel Tax Fund					\$2,791.34
Water Depreciation Fund					
Special Service Area Tax Fund					
E-Citation Fund					
Capital Improvement Fund					64,451.22
State Drug Forfeiture Fund					\$163.98
Federal Equitable Sharing Fund					
DUI Technology Fund					
<i>Subtotal:</i>					<u>\$113,410.74</u>
General Fund Payroll	05/07/20	\$	268,763.16		
Water Fund Payroll	05/07/20	\$	17,014.84		
<i>Subtotal:</i>					<u>\$ 285,778.00</u>
<i>Total to be Approved by City Council:</i>					<u>\$ 399,188.74</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 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
AIS	VM WARE SUBSCRIPTION	AP051820	4325	Consulting/Professional	100.00
AIS	MANAGED SIEM-CJIS PD (5-8-20 thru 5-7-21)	AP051820	4325	Consulting/Professional	1,980.00
GOVTEMPSUSA LLC	VANA (4-26-20 )	AP051820	4325	Consulting/Professional	3,415.38
GOVTEMPSUSA LLC	VANA ( 5-3-20)	AP051820	4325	Consulting/Professional	3,415.38
STAPLES BUSINESS ADVANTAGE	COLORED TONER	AP051820	4253	Supplies - Office	1,078.62
STAPLES BUSINESS ADVANTAGE	BLACK TONER	AP051820	4253	Supplies - Office	256.39
STAPLES BUSINESS ADVANTAGE	MAILING TUBES	AP051820	4253	Supplies - Office	33.61
STAPLES BUSINESS ADVANTAGE	DISPOSABLE GLOVES	AP051820	4253	Supplies - Office	6.75
				Total Administration	10,286.13

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Public Works, Streets**  
**From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
BANNERVILLE USA INC	CLASS OF 2020 BANNER	AP051820	4257	Supplies - Other	485.00
CLARKE ENVIRONMENTAL MOSQUITO	MOSQUITO MGMT- MAY 2020 (1st of 4 payments)	AP051820	4365	Mosquito Abatement	10,425.00
I.R.M.A.	2020 CLOSED CLAIMS APRIL	AP051820	4219	Liability Insurance	213.50
JAKE THE STRIPER	STRIPING FOR TRUCK #101	AP051820	4815	Equipment	975.00
JSN CONTRACTORS SUPPLY	DISPOSABLE FACE MASKS	AP051820	4219	Liability Insurance	187.50
JUST TIRES	SCRAP TIRE DISPOSAL	AP051820	4229	Maintenance - Vehicles	54.00
JUST TIRES	SCRAP TIRE DISPOSAL	AP051820	4229	Maintenance - Vehicles	45.00
JUST TIRES	SCRAP TIRE DISPOSAL	AP051820	4229	Maintenance - Vehicles	58.50
MARTIN IMPLEMENT SALES, INC.	STOCK PARTS	AP051820	4225	Maintenance - Equipment	212.06
MARTIN IMPLEMENT SALES, INC.	FREIGHT CHARGE	AP051820	4225	Maintenance - Equipment	16.57
MARTIN IMPLEMENT SALES, INC.	COIL, IGNITION FOR STOCK	AP051820	4225	Maintenance - Equipment	60.47
MARTIN IMPLEMENT SALES, INC.	CARBURATOR KIT FOR STOCK	AP051820	4225	Maintenance - Equipment	69.76
SNAP ON INDUSTRIAL	VEHICLE MAINTENANCE	AP051820	4229	Maintenance - Vehicles	332.92
STATE CHEMICAL SOLUTIONS	GEL HAND SANITIZER	AP051820	4219	Liability Insurance	406.85
TAMELING INDUSTRIES	WEEDMAT / PINS	AP051820	4257	Supplies - Other	114.50
TITAN IMAGE GROUP INC	TOM MASEK- UNIFORM	AP051820	4269	Uniforms	130.38
TRI-K INC	SANITIZING SOAPS	AP051820	4219	Liability Insurance	122.50
ULINE	NITRILE GLOVES	AP051820	4223	Maintenance - Building	55.80
ULINE	HAND SOAP	AP051820	4223	Maintenance - Building	57.46
ULINE	CREDIT VOIDED CK 054997 (TO REMOVED SALES TAX)	APCREDIT051...	4223	Maintenance - Building	(55.80)
ULINE	CREDIT VOIDED CK 054997 (TO REMOVED SALES TAX)	APCREDIT051...	4223	Maintenance - Building	(57.46)
UNIQUE PRODUCTS & SERVICE CORP	HAND SANITIZER	AP051820	4223	Maintenance - Building	85.95
UNIQUE PRODUCTS & SERVICE CORP	JANITORIAL SUPPLIES FOR POLICE DEPT	AP051820	4223	Maintenance - Building	132.96



**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Public Works, Streets**  
**From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
UNIQUE PRODUCTS & SERVICE CORP	JANITORIAL SUPPLIES FOR POLICE DEPT	AP051820	4223	Maintenance - Building	67.47
UNIQUE PRODUCTS & SERVICE CORP	SCOTT TOWELS	AP051820-2	4223	Maintenance - Building	83.80
US GAS	GASES	AP051820	4257	Supplies - Other	50.40
USABLUBOOK	NITRILE GLOVES	AP051820	4219	Liability Insurance	88.43
WESTOWN AUTO SUPPLY COMPANY	COIL HOSE FOR SHOP	AP051820	4229	Maintenance - Vehicles	33.00
WESTOWN AUTO SUPPLY COMPANY	COIL HOSE FOR SHOP	AP051820	4229	Maintenance - Vehicles	25.39
WESTOWN AUTO SUPPLY COMPANY	FUSE	AP051820	4229	Maintenance - Vehicles	2.48
				Total Public Works, Streets	14,479.39

**CITY OF DARIEN**  
**Expenditure Journal**  
**General Fund**  
**Police Department**  
**From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
ALL TRAFFIC SOLUTIONS	TRAFFIC SUITE APPLICATION RENEWAL-2021	AP051820	4225	Maintenance - Equipment	3,000.00
BAZOS FREEMAN LLC	ADMIN TOW JUDGE- BAZOS FREEMAN	AP051820	4219	Liability Insurance	200.00
EMERGENCY TELEPHONE SYSTEM	NET RMS COSTS	AP051820	4325	Consulting/Professional	4,075.66
GUARDIAN TRACKING, LLC	GUARDIAN TRACKER UPGRADE	AP051820	4225	Maintenance - Equipment	1,730.00
I.A.C.P.	IACP 2020 CONFERENCE- CHIEF THOMAS	AP051820	4263	Training and Education	425.00
I.R.M.A.	2019 CLOSED CLAIMS APRIL	AP051820	4219	Liability Insurance	1,667.92
MAUREEN K NAGLE CSR	COURT STENOGRAPHER- OFFICER INTERROGATION	AP051820-2	4219	Liability Insurance	317.00
MERIT	COURT STENOGRAPHER-OFFI... INTERROGATION- 5-5-20	AP051820	4337	Dumeg/Fiat/Child Center	317.00
MERIT	MERIT DUES- 2020/21	AP051820	4337	Dumeg/Fiat/Child Center	4,000.00
MERIT	MERIT DUES- 2020/21	AP051820-2	4337	Dumeg/Fiat/Child Center	4,000.00
MERIT	CREDIT FOR VOIDED CK 054969 (2 Vendors on same check)	APCREDIT051...	4337	Dumeg/Fiat/Child Center	(317.00)
MERIT	CREDIT FOR VOIDED CK 054969 (2 Vendors on same check)	APCREDIT051...	4337	Dumeg/Fiat/Child Center	(4,000.00)
NORTHEAST MULTIREGIONAL TRNG	NEMRT MEMBERSHIP RENEWAL (7-1-20 thru 7-1-21)	AP051820	4263	Training and Education	3,230.00
				Total Police Department	18,645.58

**CITY OF DARIEN  
Expenditure Journal  
General Fund  
Police Department  
From 5/18/2020 Through 5/18/2020**

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Session ID</u>	<u>Acct Code</u>	<u>Acct Title</u>	<u>Dept Amount</u>
				Total General Fund	43,411.10

**CITY OF DARIEN**  
**Expenditure Journal**  
**Water Fund**  
**Public Works, Water**  
**From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
AMALGAMATED BANK OF CHICAGO	AGENT FEE (5-1-20 thru 4-30-21)	AP051820	4950	Debt Retire-Water Refunding	475.00
ERIK CARLSON	ERIK CARLSON-UNIFORM	AP051820	4269	Uniforms	417.64
JAMES KOUDELIK	JAMES KOUDELIK-UNIFORM (BLAINS)	AP051820	4269	Uniforms	162.71
JSN CONTRACTORS SUPPLY	DISPOSABLE FACE MASKS	AP051820	4219	Liability Insurance	187.50
OCCUPATIONAL HEALTH CENTERS	RANDOM DRUG SCREEN- BEUSSE	AP051820	4219	Liability Insurance	40.50
STATE CHEMICAL SOLUTIONS	GEL HAND SANITIZER	AP051820	4219	Liability Insurance	406.85
SUBURBAN LABORATORIES	WATER SAMPLES	AP051820	4241	Quality Control	730.00
TRI-K INC	SANITIZING SOAPS	AP051820	4219	Liability Insurance	122.50
US GAS	GASES	AP051820	4231	Maintenance - Water System	50.40
				Total Public Works, Water	2,593.10
				Total Water Fund	2,593.10

**CITY OF DARIEN**  
**Expenditure Journal**  
**Motor Fuel Tax**  
**MFT Expenses**  
**From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
VULCAN CONSTRUCTION MATERIALS	STONE	AP051820	4245	Road Material	1,775.62
VULCAN CONSTRUCTION MATERIALS	STONE	AP051820	4245	Road Material	<u>1,015.72</u>
				Total MFT Expenses	<u>2,791.34</u>
				Total Motor Fuel Tax	2,791.34

**CITY OF DARIEN  
Expenditure Journal  
State Drug Forfeiture Fund  
Drug Forfeiture Expenditures  
From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
WEX BANK	FUEL PURCHASE FOR POLICE DEPT	AP051820	4273	Vehicle (Gas and Oil)	163.98
				Total Drug Forfeiture Expenditures	163.98
				Total State Drug Forfeiture Fund	163.98

**CITY OF DARIEN**  
**Expenditure Journal**  
**Capital Improvement Fund**  
**Capital Fund Expenditures**  
**From 5/18/2020 Through 5/18/2020**

Vendor Name	Invoice Description	Session ID	Acct Code	Acct Title	Dept Amount
BRODERICK HOLDINGS LLC	ECONOMIC INCENTIVE PAYMENT #5	AP051820	4400	Economic Incentive	15,412.35
BRODERICK HOLDINGS LLC	ECONOMIC INCENTIVE PAYMENT #6	AP051820	4400	Economic Incentive	39,925.60
THE BANK OF NEW YORK MELLON	DARIEN GO REF SRS 15 - INTEREST	AP051820	4945	Debt Retire - Property	6,720.00
VULCAN CONSTRUCTION MATERIALS	DITCH PROJECT: 67TH STREET STONE	AP051820	4376	Ditch Projects	881.27
WILLCO GREEN LLC	DITCH PROJECT: 67TH ST HAULING (4-1-20)	AP051820	4376	Ditch Projects	972.00
WILLCO GREEN LLC	DITCH PROJECT: 67TH ST DUMP FEES (4-27-20)	AP051820	4376	Ditch Projects	540.00
				Total Capital Fund Expenditures	64,451.22
				Total Capital Improvement Fund	64,451.22
Report Total					113,410.74

**AGENDA MEMO**  
**City Council**  
**Meeting Date: May 18, 2020**

**Issue Statement**

Consideration of a motion granting waiver of the raffle license bond requirement for the Darien Lions Club.

**BACKUP**

**Background/History**

The Darien Lions Club has applied for a B Raffle License. They have also requested waiver of the bond requirement. The City regularly waives the bond requirement for qualified charitable organizations and has waived this requirement for the Darien Lions Club in the past.

**Staff/Committee Recommendation**

It is recommended that the raffle license bond requirement for the Darien Lions Club raffle be waived.

**Alternate Consideration**

Not approve waiver.

**Decision Mode**

This item will be placed on the May 18, 2020 City Council Agenda for formal consideration.



MEMO



**Darien Lions Club Foundation**

1702 Plainfield Road ■ Darien, Illinois 60561

[www.darienlionsclubfoundation.org](http://www.darienlionsclubfoundation.org)

May 4, 2020

Mayor Joe Marchese  
City Clerk JoAnne Ragona  
Darien City Hall  
1702 Plainfield Rd.  
Darien, IL 60561

RE: Darien Lions Club Foundation Queen of Hearts Raffle Re-Application

Dear Mayor and City Clerk,

As you both know, our existing license expires in June 2020. We have been successful with the raffle up until it was required to be shut down due to the coronavirus. It is our expectations to start back up when Q Bar is allowed to open. We have followed our original agreement of only selling raffle tickets at the Q Bar and at the Darien Lions Club events.

I would like to ask that the fee for the license be waived as well as the requirement for the bond. I am asking for the license to be re-issued for the event for the upcoming year. I would be happy to meet with anyone to address any questions or concerns. Please contact me if any additional information is required or I can answer any questions.

Yours in Lionism,

A handwritten signature in dark ink, appearing to read "Don Cozzolino". The signature is fluid and cursive, with a large initial "D" and a long, sweeping underline.

Lion Don Cozzolino  
Queen of Hearts, Committee Chairman

# CITY OF DARIEN

## APPLICATION FOR RAFFLE LICENSE

☐ Class A License  
☒ Class B License

NAME OF ORGANIZATION: Darien Lions Club Foundation

ADDRESS: 1702 Plainfield Rd., Darien IL 60561

TELEPHONE NUMBER: 630-750-7007 FAX NUMBER: \_\_\_\_\_

TYPE OF ORGANIZATION: Charitable  
(Charitable, Educational, Religious, Fraternal, Veterans or Labor)

LIST THE AREA (S) WITHIN THE CITY IN WHICH RAFFLE CHANCES WILL BE SOLD OR ISSUED:  
Q Bar is main location; We will also sell at Darien Lions Club events which might include Eisenhower JHS (Pancake Breakfast), Darien Park District (Needy Food Baskets), Darien Community Park (Darien Days and Corn Tent Sales)

LIST THE TIME (S) OF DAY DURING WHICH RAFFLE CHANCES WILL BE SOLD OR ISSUED:  
Q Bar on M,W,F from 6-10 pm; At Lions events at scheduled times

LIST THE DATE AND TIME OF THE DETERMINATION OF WINNING CHANCES:  
Drawings will be every Monday at 8:30 pm

LIST THE LOCATION (S) AT WHICH WINNING CHANCES WILL BE DETERMINED:  
Q Bar 8101 S. Cass Ave., Darien, IL 60561

I, Andrew Brunsen, being the first duly sworn, state on oath that the foregoing organization is a not-for-profit organization.

Andrew A. Brunsen  
Andrew Brunsen-President

ATTEST:

Application completed by:  
Don Cozzolino-Queen of Hearts Raffle Chairman  
[doncozzolino@outlook.com](mailto:doncozzolino@outlook.com) 630-750-7007

Donald Cozzolino  
Donald Cozzolino -Director

\*\*\*\*\*

APPROVED BY: \_\_\_\_\_  
Mayor

DATE: \_\_\_\_\_

MAILED ON: \_\_\_\_\_  
Date

BY: \_\_\_\_\_





*Darien Lions Club*

## **Darien Lions Club Foundation (DLF)**

### **License from City of Darien**

### **Rules for Queen of Hearts Raffle**

What is the Queen of Hearts game? This is a weekly progressive raffle. Players participate by purchasing a ticket. Tickets are \$1 each. A player can buy as many tickets as he/she likes. The player must write their name and telephone number along with the corresponding number of the card on the Queen of Hearts board to be chosen on their behalf if their ticket is drawn. The ticket will be drawn every Monday. Once the drawing of the raffle is completed, the tickets are disposed of. If the Queen of Hearts is not drawn, the balance of the pot rolls over and a new drawing will be held the following week until the Queen of Hearts is selected from the board. One ticket will be drawn each week.

#### **■ RULES OF THE GAME**

1. Tickets will be sold for \$1.00 each.
2. Drawing date will be each Monday at 8:30 pm at Q-Bar at 8108 S. Cass Ave., Darien, IL 60561 starting on Aug. 5, 2019.
3. Minimum pot amount for winning Queen of Heart raffle is \$1000 to be split as determined below.
4. The purchaser that bought the selected winning raffle ticket will have selected a number of card location still available on the board. This will be written on the raffle ticket.
5. To win the game, you must pick the Queen of Hearts from the Raffle board.
6. If the Queen of Hearts is not drawn, the pot rolls over to the next week. All raffle tickets will be discarded and a new set of tickets will be sold for the next drawing on the next Monday.
7. The pot will continue to build until the Queen of Hearts is drawn.
8. If a Joker is selected, the payout is as shown on the attachment and a new board is started the following week with 54 cards and the pot rolls over as well; this can happen only one time per game. If another Joker is selected within the same game, winner receives listed prize money on the attachment and the game continues on the existing board.
9. The number the winner wrote on the selected raffle ticket will be used to choose the card from the game board corresponding to that number. A DLF member will pick the card from the Raffle board. Winners will receive the same percentage of jackpot regardless of whether they are present or not. See Prize Payouts at the end of the Rules.
10. If the winner cannot be identified because no telephone number is listed or the information is unidentifiable then the pot rolls over and no playing card is selected from the Queen of Hearts board. The DLF will attempt to identify the winner in the next 24 hours to still have a legitimate drawing. If the number on the raffle ticket is not available on the game board, the pot rolls over and winner of the raffle drawing is paid out for ticket selection only but no card is uncovered.
11. If the raffle winner picks the Queen of Hearts, they will receive 50% of the pot.
12. The Darien Lions Club Foundation will withhold all taxes from winnings where applicable for amounts over \$600. You will be required to provide proper identification and information for tax purposes. All tickets and monies will be accounted for by the Darien Lions Club Foundation in accordance with all state and city requirements.
13. If your raffle ticket is drawn and you draw a pay card, you will receive the pay card prize and the prize for that stage ticket drawing (see last page of rules). Amounts less than \$250 can be paid in cash that night. All others will be paid by check within two weeks.
14. Ticket sales will start on July 24, 2019.
15. Drawings will be held Monday's at 8:30 pm at Q Bar. After the raffle game has been fully paid out (the Queen of Hearts was picked) then the Queen of Hearts raffle game board will be retained by the Darien Lions Club Foundation for a minimum of 45 days.



**Terms and Conditions:** The Raffle is subject to these Official Rules. These Official Rules cannot be changed by any oral statement made by any member, consultant or agent acting on behalf of Darien Lions Club Foundation (DLF). The rules can be changed at any time in writing and posted by the DLF. By entering the Raffle, entrants accept and agree: (1) to be bound by these Official Rules and the decisions of DLF which shall be final and binding; (2) waive any right to claim ambiguity in the Raffle or these Official Rules; (3) that DLF may use the entrant's name, photograph, likeness, statements, or voice for promotional or advertising purposes in connection with the Raffle in all forms of media, now or hereafter known, in perpetuity, without review, permission or further compensation, except where prohibited by law.

BY ENTERING THE RAFFLE, EACH ENTRANT RELEASES DLF, ITS DIRECTORS, OFFICERS, MEMBERS, EMPLOYEES, THEIR AFFILIATES AND ALL OFFICERS, AGENTS AND VOLUNTEERS FROM ANY AND ALL LIABILITY FOR INJURIES, LOSSES OR DAMAGES OF ANY KIND (INCLUDING, WITHOUT LIMITATION, ATTORNEY'S FEES) CAUSED BY PARTICIPATING IN THE RAFFLE OR WINNING ANY PRIZE OR RESULTING FROM ACCEPTANCE, DLF POSSESSION, USE OR MISUSE OF ANY PRIZE, AND EACH WINNER AGREES TO INDEMNIFY AND HOLD HARMLESS FROM ANY AND ALL LOSSES, DAMAGES, RIGHTS, CLAIMS AND ACTIONS OF ANY KIND ARISING FROM, IN CONNECTION WITH, OR AS A RESULT OF PARTICIPATING IN THE RAFFLE OR THE WINNER'S ACCEPTANCE OR USE OF ANY PRIZE. A RAFFLE ENTRANT'S SOLE AND EXCLUSIVE REMEDY FOR ANY CLAIM AGAINST DLF ARISING OUT OF THE SALE OF TICKETS OR THE CONDUCT OF THE RAFFLE SHALL BE LIMITED TO THE RETURN OF THE PURCHASE PRICE PAID FOR THEIR TICKET(S). IN NO EVENT SHALL DLF, ITS DIRECTORS, OFFICERS, MEMBERS, EMPLOYEES, AGENTS, REPRESENTATIVES OR VOLUNTEERS BE LIABLE TO ANY PARTY FOR ANY LOSS OR INJURIES TO EARNINGS, PROFITS OR GOODWILL, OR FOR ANY INCIDENTAL, SPECIAL, PUNITIVE OR CONSEQUENTIAL DAMAGES OF ANY PERSON OR ENTITY WHETHER ARISING IN CONTRACT, TORT OR OTHERWISE, EVEN IF ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. ANY CONTROVERSY OR CLAIM ARISING OUT OF OR RELATING TO THE RAFFLE OR THESE OFFICIAL RULES SHALL BE SETTLED BY BINDING ARBITRATION ADMINISTERED BY THE AMERICAN ARBITRATION ASSOCIATION (PURSUANT TO ITS EXPEDITED PROCEDURES) UNDER ITS COMMERCIAL ARBITRATION RULES AND CONDUCTED IN DUPAGE COUNTY, ILLINOIS. JUDGMENT ON THE AWARD RENDERED BY THE ARBITRATOR MAY BE ENTERED IN ANY COURT HAVING JURISDICTION THEREOF.

**Cancellation/Termination of Raffle:** By purchasing a Ticket and choosing to participate in the Raffle, each Raffle participant acknowledges and agrees that DLF has the right, in its sole discretion, to elect not to proceed with the Raffle for any reason whatsoever or for no reason. In such an event DLF will conduct one final drawing in which Tickets will be drawn until the Queen of Hearts location is determined on the board.

**Registration with the State of Illinois:** DLF has registered with the city of Darien

## PRIZE PAYOUTS BASED ON THE AMOUNT OF THE JACKPOT

### **Stage 1**

#### **Pot Amount                    \$0-30,000**

Ticket Winner	\$50.00 paid for any card other than Joker and Queen of Hearts. If the card is an Ace, this amount is \$150
Queen of Hearts	50% of the pot; Game over
Jokers	\$500 of the existing pot (and a new board is started, balance of the pot rolls over). The roll over to a new board can only happen once in a game

### **Stage 2**

#### **Pot Amount                    \$30,001 & up**

Ticket Winner	\$100.00 paid for any card other than Joker and Queen of Hearts. If the card is an Ace, this amount is \$350
Queen of Hearts	50% of the pot; Game over
Jokers	\$1500 (and a new board is started, balance of the pot rolls over). The roll over to a new board can only happen once in a game

Ticket Winner prize is paid out with Ace payout card only. It is not paid out for the Joker or the Queen of Hearts payout cards.

**AGENDA MEMO**  
**CITY COUNCIL**  
**May 18, 2020**

**Case**

PZC 2020-03                      Zoning Text Amendment to the Cannabis Establishments code regulating the Non-Retail Cannabis Uses in the I-1 General Industrial District as permitted uses.

**ORDINANCE**

**Petition**

The City of Darien has petitioned for approval of a text amendment of the Zoning Code regarding Title 5A, Chapter 9A: Cannabis Establishments, Section 5: Permitted Locations For Cannabis Dispensing Organizations. This amendment would establish the non-retail cannabis-related businesses listed at 5A-9A-5(E) as permitted uses in the I-1 General Industrial District.

**Attachments**

1. [Application](#)
2. [Ordinance O-34-19](#), establishing Chapter 9A, Cannabis Business Establishments
3. City Code, [5A-9-4 for the I-1 GENERAL INDUSTRIAL DISTRICT](#)
4. Standards for Amendments in Section [5A-2-2-5](#) (G) of City Code
5. Received [Public Comment](#)

**Background**

On December 16, 2019, City Council approved Ordinance O-34-19, which created code regulating Cannabis Establishments with the City of Darien. The newly established code addressed all aspects of cannabis uses, including both retail dispensaries and other non-retail cannabis businesses that are not associated to the direct sale of products.

These non-retail uses include:

- Cannabis Craft Growers
- Cannabis Cultivation Centers
- Cannabis Infuser Organizations
- Cannabis Processing Organizations
- Cannabis Transporting Organizations

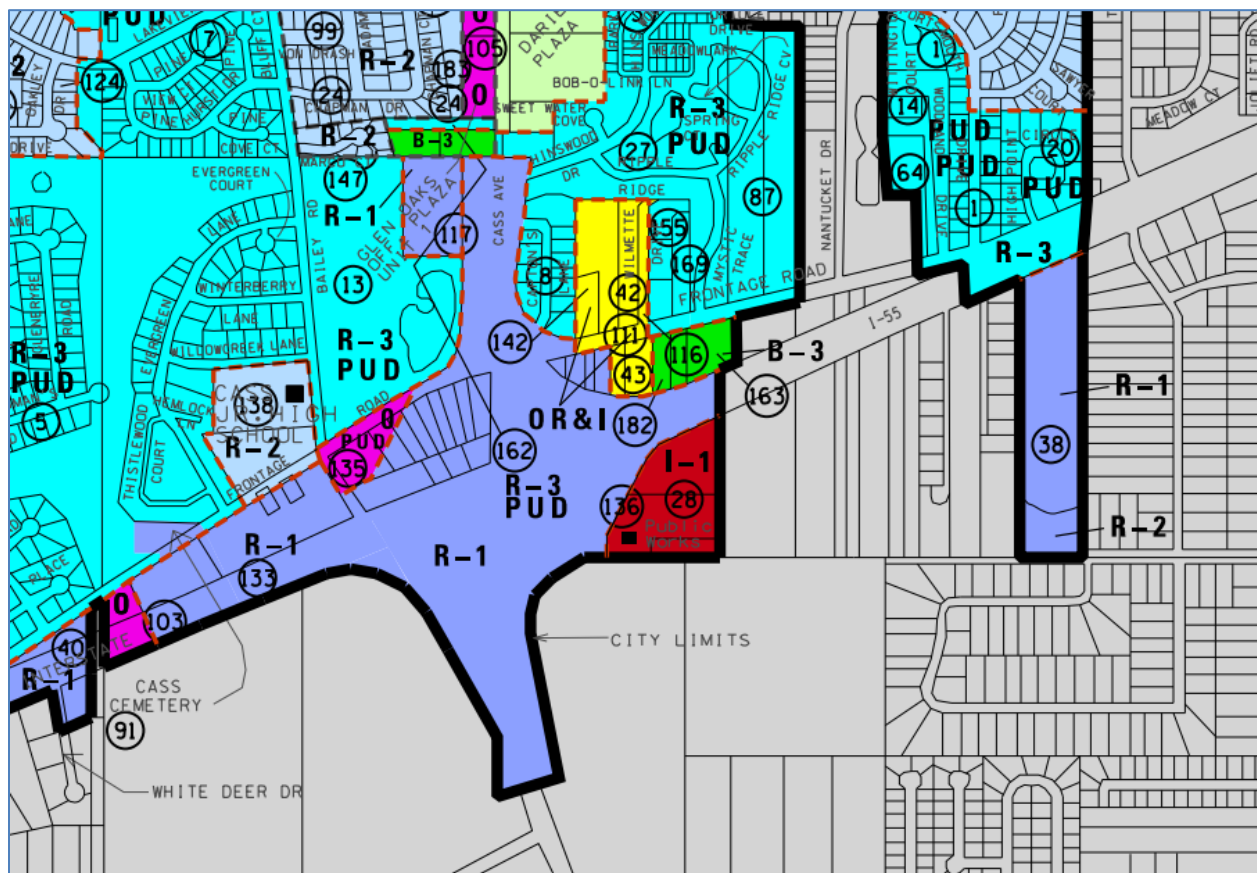
The ordinance established the above non-retails uses as permitted uses at two locations, independent of the location's zoning designation, and included:

- 7800 Lemont Road (OR&I Office, Research and Light Industrial District)  
PIN: 09-29-302-065
- 1035 South Frontage Road (I-1 General Industrial District)  
PIN: 09-34-303-030



Since approval, City staff has had multiple inquiries for non-retail uses, primarily craft growers, and have referred such inquiries to the owners of these properties. Despite the permissions allowed by the code, ownership of the properties cannot accommodate, either due to unwillingness to lease to the cannabis use or that no space is available for lease.

As a remedy, a code amendment is proposed to designate the most appropriate zoning district to allow the businesses as permitted uses. The uses comprise the manufacturing, processing, growing (indoor) and transporting of cannabis products, and best fit within the I-1 General Industrial District. The I-1 District is "intended to accommodate those industrial activities which are most appropriate when remote from residential and commercial development." Additionally, the district requires the most stringent setbacks, particularly to adjacent residential properties.



There is only one I-1 District within the City, which includes Sterling Bay at 1035 S. Frontage Road, and the City's Public Works property at 1041 S. Frontage Road. While approval would directly affect the Public Works property as the only other I-1 District property in the City, it more importantly allows an avenue for potential businesses to request a rezoning of a property to permit the use.

The amendment would allow staff to direct potential businesses into a rezoning, rather than various text amendment requests to particular locations in any random zoning district. It allows additional controls in that any property rezoning must meet the minimum I-1 District standards. All rezoning requests would be processed through public hearings by the Planning and Zoning Commission and City Council.

The proposed text amendment would read as follows (new text in *italics*):

5A-9A-5 (E) The following cannabis business establishments shall be allowed as permitted uses in the locations set forth below:

Cannabis Craft Grower

Cannabis Cultivation Center, including Medical Cannabis Cultivation Center

Cannabis Infuser Organization or Infuser

Processing Organization or Processor

Transporting Organization or Transporter

1. 7800 Lemont Road (OR&I Office, Research and Light Industrial District)  
PIN: 09-29-302-065
2. 1035 South Frontage Road (I-1 General Industrial District)  
PIN: 09-34-303-030
3. *All I-1 General Industrial District properties*

### **Zoning Standards**

The I-1 General Industrial District 5A-9-4 code has been attached for reference. Any potential rezoning must meet Area, Width, Yard (setback), Height and Bulk standards as listed, or must receive variation approvals to any minimum not met.

### **PZC – 5/6/2020**

The Planning and Zoning Commission reviewed this petition at their public hearing on May 6. Staff presented the text amendment and answered general questions on both the need for the amendment and the process if a proposal was to move forward. Two residents were in attendance and spoke in opposition of the amendment. The PZC voted 6-1 to recommend approval as presented.

### **MSC – 5/27/2020**

The Municipal Services Committee meetings continue to be cancelled due to the current pandemic. This item has been forwarded directly to the City Council.

### **Decision Mode**

The City Council will consider this text amendment at its meeting on May 18, 2020.





## ZONING APPLICATION

## CITY OF DARIEN

1702 Plainfield Road, Darien, IL 60561

[www.darienil.us](http://www.darienil.us) 630-852-5000

## CONTACT INFORMATION

CITY OF DARIEN  
Applicant's Name

N/A  
Owner's Name

1702 PLAINFIELD RD  
Address, City, State, Zip Code

Address, City, State, Zip Code

DARIEN, IL 60561  
Telephone

Telephone

j.hannaford@darienil.us  
Email

Email

## PROPERTY INFORMATION

N/A  
Property address

PIN Number(s)

I-1 GENERAL INDUSTRIAL DISTRICT  
Zoning District

Current Land Use(s)

(Attach additional information per the Submittal Checklist.)

## REQUEST

Brief description of the zoning approval requested. (Contact the City Planner for guidance.)

AMENDMENT TO SA-9A-5(E) TO ADD NON-RETAIL  
CANNABIS USES AS PERMITTED USES IN THE  
I-1 GENERAL INDUSTRIAL DISTRICT

As Notary Public, in and for DuPage County in Illinois, I do hereby certify that Joseph Hannaford is personally known by me to be the same person whose name is subscribed above and has appeared before me this day in person and acknowledged that they have signed this document as their own free and voluntary act, for the purposes therein set forth.

Given under my hand and seal, this 6<sup>th</sup> day of MARCH 2020

Maria E. Yeag  
Notary Public

For office use only	
Date Received:	3/6/2020
Case Number:	PC 2020-02
Fee Paid:	N/A
Hearing Date:	3/6/20

OFFICIAL SEAL  
MARIA E GONZALEZ  
NOTARY PUBLIC - STATE OF ILLINOIS  
COMMISSION EXPIRES: 02/02/22

OFFICIAL  
MARIA E GONZALEZ  
NOTARY PUBLIC - STATE OF ILLINOIS  
MY COMMISSION EXPIRES: 02/02/22

**CITY OF DARIEN**

**DU PAGE COUNTY, ILLINOIS**

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**ORDINANCE NO. O-34-19**

**AN ORDINANCE AMENDING TITLE 5A, "ZONING REGULATIONS", OF THE  
DARIEN CITY CODE BY ADDING NEW CHAPTER 9A, "CANNABIS BUSINESS  
ESTABLISHMENTS", THERETO, AS AMENDED**

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**ADOPTED BY THE  
MAYOR AND CITY COUNCIL**

**OF THE  
CITY OF DARIEN**

**THIS 16<sup>th</sup> DAY OF DECEMBER, 2019**

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**Published in pamphlet form by authority of  
the Mayor and City Council of the City of  
Darien, DuPage County, Illinois, and this  
22<sup>nd</sup> day of December, 2019.**

**ORDINANCE NO. O-34-19**

**AN ORDINANCE AMENDING TITLE 5A, "ZONING REGULATIONS", OF THE  
DARIEN CITY CODE BY ADDING NEW CHAPTER 9A, "CANNABIS BUSINESS  
ESTABLISHMENTS", THERETO, AMENDED**

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

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

**WHEREAS**, the City of Darien has adopted a Zoning ordinance for the purpose of improving and protecting the public health, safety, comfort, convenience, and general welfare of the residents of the City of Darien, and

**WHEREAS**, the State of Illinois enacted the Cannabis Regulation and Tax Act, 410 ILCS 705 (Act), which pertains to the possession, use, cultivation, transportation and dispensing of adult-use cannabis, effective June 25, 2019, which legalizes adult-use cannabis in the State of Illinois as of January 1, 2020; and

**WHEREAS**, the State of Illinois previously adopted the Compassionate Use of Medical Cannabis Pilot Program Act, 410 ILCS 130, which was amended to become permanent and renames the Compassionate Use of Medical Cannabis Program Act, effective August 9, 2019; and

**WHEREAS**, pursuant to said Acts, the City may enact reasonable zoning regulations not in conflict with the Act, regulating cannabis business establishments, including rules governing the time, place, manner and number of cannabis business establishments, and minimum distance limitations between cannabis establishments and locations the City deems sensitive; and

**ORDINANCE NO. O-34-19**

**WHEREAS**, the City Council, on October 7, 2019, initiated an amendment to the City's Zoning Ordinance to review and consider amendments to the Zoning Ordinance to regulate cannabis business establishment facilities within the City of Darien; and

**WHEREAS**, pursuant to proper legal notice, a public hearing on said amendments was held before the Planning and Zoning Commission on November 6, 2019; and

**WHEREAS**, the Planning and Zoning Commission at its regular meeting of November 6, 2019, discussed the proposed locations and cannabis business establishments and made certain recommendations on the proposed amendments and has forwarded its findings and recommendations of approval to the City Council; and

**WHEREAS**, on November 25, 2019, the Municipal Services Committee of the City Council reviewed the proposed amendments and the findings and recommendations of the Planning and Zoning Commission and has forwarded its findings, recommendations and approval of said amendments to the City Council; and

**WHEREAS**, the City Council has reviewed the findings and recommendations described above, and now determined to amend the City's Zoning Ordinance subject to the terms, conditions and limitations set forth below.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS** and the authority set forth in the Cannabis Regulation and Tax Act and the Compassionate Use of Medical Cannabis Program Act, as follows:

**SECTION 1: Recitals.** The recitals set forth above are hereby incorporated herein as if fully set forth herein.

ORDINANCE NO. O-34-19

**SECTION 2:** Article 5A, "Zoning Regulations", of the City of Darien City Code, as amended, is hereby amended further amended by adding new Chapter 9A, Cannabis Business Establishments", thereto, to read as follows:

CHAPTER 9A

CANNABIS BUSINESS ESTABLISHMENTS

SECTION:

- 5A-9A-1: Purpose and Intent
- 5A-9A-2: Definitions
- 5A-9A-3: Compliance with Applicable Laws
- 5A-9A-4: Certificate of Zoning Compliance/State Law
- 5A-9A-5: Permitted Locations for Cannabis Dispensing Organizations
- 5A-9A-6: Use Standards/Regulations
- 5A-9A-7: Parking Requirements
- 5A-9A-8: Signage

- 5A-9A-1: **PURPOSE AND INTENT:** The intent of this Chapter is to protect the public health, safety and welfare of the City and its residents by establishing regulations in regard to the cultivation, processing, dispensing and transportation of cannabis within the corporate limits of the City of Darien.

The purpose of this Chapter is to ensure new cannabis business establishments are integrated with surrounding uses and are compatible in character with the surrounding neighborhood or area of the zoning district in which they are located.

The zoning and regulations contemplated herein shall only apply to cannabis business establishments licensed and operating under state law.

- 5A-9A-2: **DEFINITIONS:** The following words and terms, wherever they appear in this Chapter, shall be construed as herein defined. Additionally, the City adopts all other definitions set forth in the Cannabis Regulation and Tax Act and the Compassionate Use of Medical Cannabis Program Act, as if full set forth herein.

- CANNABIS: Marijuana, hashish, and other substances that are identified as including any parts of the plant Cannabis sativa and including derivatives or subspecies, such as indica, of all strains of cannabis, whether growing or not; the seeds thereof, the resin extracted from any part of the plant; and any compound, manufacture, salt,

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derivative, mixture, or preparation of the plant, its seeds or resin, including tetrahydrocannabinol (THC) and all other naturally produced cannibal derivatives, whether produced directly or indirectly by extraction; however, "cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks (except resin extracted from it), fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. "Cannabis" does not include industrial hemp as defined and authorized under the Industrial Hemp Act. "Cannabis" also means cannabis flower, concentrate and cannabis-infused products.

**CANNABIS BUSINESS  
ESTABLISHMENT:**

A cultivation center, craft grower, processing organization, infuser organization, dispensing organization or transporting organization.

**CANNABIS CRAFT GROWER:**

A facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization. A craft grower may contain up to 5,000 square feet of canopy space on its premises for plants in the flowering state. The Department of Agriculture may authorize an increase or decrease of flowering stage cultivation space in increments of 3,000 square feet by rule based on market need, craft grower capacity, and the licensee's history of compliance or noncompliance with a maximum space of 14,000 square feet and shall not be located within 1,500 feet of another craft grower or cultivation center.

**CANNABIS CULTIVATION CENTER:**

A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to cultivate, process, transport and perform necessary activities to provide cannabis and cannabis-infused products to licensed cannabis business establishment(s). A cultivation center may not contain more than 210,000 square feet of canopy space for

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plants in the flowering stage for cultivation of cannabis as provided in state law.

**CANNABIS DISPENSING  
ORGANIZATION:**

A facility operated by an organization or business that is licensed by the Illinois Department of Financial and Professional Regulation to acquire cannabis from licensed cannabis business establishments for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia or related supplies to purchasers or to qualified registered medical cannabis patients and caregivers.

**CANNABIS INFUSER  
ORGANIZATION OR INFUSER:**

A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to directly incorporate cannabis or cannabis concentrate into a product formulations to produce a cannabis-infused product.

**CANNABIS PROCESSING  
ORGANIZATION OR PROCESSOR:**

A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product.

**CANNABIS TRANSPORTING  
ORGANIZATION OR TRANSPORTER:**

An organization or business that is licensed by the Illinois Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Program.

**CONSUME, CONSUMING OR  
CONSUMPTION:**

Smoking, eating, drinking, chewing, applying topically or otherwise ingesting.

**MEDICAL CANNABIS  
DISPENSING ORGANIZATION:**

A facility operated by an organization or business that is registered by the Illinois Department of Financial

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and Professional Regulation to acquire medical cannabis from a registered cultivation center for the purpose of dispensing cannabis, paraphernalia, or related supplies and educational materials to registered qualifying patients, individuals with a provisional registration for qualifying patient cardholder status, or an Opioid Pilot program participant as set forth in the Compassionate Use of Medical Cannabis Program Act, 410 ILCS 130/1, *et seq.*, and as it may be amended from time-to-time, and the regulations promulgated thereunder.

**MEDICAL CULTIVATION CENTER:**

A facility operated by an organization or business that is registered by the Illinois Department of Agriculture to perform necessary activities to provide only registered medical cannabis dispensing organizations with usable medical cannabis as set forth in the Compassionate Use of Medical Cannabis Program Act, 410 ILCS 130/1, *et seq.*, and as it may be amended from time-to-time, and the regulations promulgated thereunder.

**STATE LAW/STATUTE:**

The Cannabis Regulation and Tax Act, 410 ILCS 705/1, *et seq.*, and the Compassionate Use of Medical Cannabis Program Act, 410 ILCS 130/1, *et seq.*, and as they be amended from time-to-time, and the regulations promulgated thereunder.

**5A-9A-3: COMPLIANCE WITH APPLICABLE LAWS:** Cannabis business establishments shall comply with all regulations provided in the Cannabis regulation and Tax Act, 410 ILCS 705/1, *et seq.*, and the Compassionate Use of Medical Cannabis Program Act, 410 ILCS 130/1, *et seq.*, and as they may be amended from time-to-time, and the regulations promulgated thereunder, and the regulations provided below. In the event that either or both of the Acts are amended, the more restrictive of the state or local regulations shall apply; however, in the event the local regulations conflict with state law, state law shall prevail.

**5A-9A-4: CERTIFICATE OF ZONING COMPLIANCE/STATE LAW:** A City-issued certificate of zoning compliance, state-issued license for the specific cannabis business establishment, and a City-issued business license are required prior to any cannabis business establishment is allowed to open for business.

**5A-9A-5: PERMITTED LOCATIONS FOR CANNABIS DISPENSING ORGANIZATIONS:**



**ORDINANCE NO. O-34-19**

**(A) Cannabis Dispensing Organizations shall be a permitted use in the following locations:**

1. 75<sup>th</sup> Street and Lemont Road-Chestnut Court Shopping Center (B-3 General Business District)  
PINs: 09-29-300-008, 022/024
2. 75<sup>th</sup> Street east of Lyman Avenue in 2100 Block (Darien Towne Center) (B-3 General Business District)  
PINs: 09-29-400-032/033
3. 6800-6818 Route 83 (Darien Center) (B-2 Community Shopping Center Business District)  
PINs: 09-23-304-032/033, 035/036
4. 7900 S. Cass Avenue – Existing office building  
PIN: 09-28-412-009
5. 8100 S. Cass Avenue – Outlot  
PIN: 09-34-102-018
6. 8100 S. Cass Avenue  
PIN: 09-34-102-019
7. Mid 8100 Block of Cass Avenue (PINS 3 & 4)  
PINs: 09-34-102-022/024
8. 8100 Block of Lemont Road  
PINs: 09-32-106-007/008, 023/024, 035/036, 09-32-115-005/008

**(B) Cannabis Dispensing Organizations shall be permitted only as a special use in the following location:**

1. 7800 Lemont Road (OR & I Office, Research and Light Industry District), PIN: 09-29-302-065, subject to the following conditions:
  - a. If there is a mixed use within one structure, the cannabis dispensing organization shall not be allowed if the other business establishments caters to children under the age of twenty-one (21).
  - b. The petition for special use must meet the criteria for a special use set forth in Section 5A-2-2-6 of the Zoning Ordinance.

**ORDINANCE NO. O-34-19**

(C) Cannabis Dispensing Organizations shall not be allowed in the following locations as either a permitted or special use:

1. 75<sup>th</sup> Street, west of Lyman Avenue (2400 block of Market Place of Darien)  
PIN: 09-29-301-034
2. Brookhaven Plaza – Existing Walgreens  
PIN: 09-28-402-021
3. Brookhaven Plaza – Interior  
PIN: 09-28-402-026
4. Brookhaven Plaza – Existing Grocery Store  
PINs: 09-28-402-024/025
5. 1225 Plainfield Road  
PINs: 09-28-410-001, 043
6. 7300 Block of Route 83 between 73<sup>rd</sup> and 74<sup>th</sup> Streets  
PINs: 09-26-115-009, 018/019
7. 2600 Block of 83<sup>rd</sup> Street  
PIN: 09-32-116-008
8. 8200 Block of Lemont Road  
PIN: 09-32-106-030
9. Southwest Quadrant of Lemont Road and 83<sup>rd</sup> Street  
PINs: 09-31-402-016/018, 09-31-415-002, 004/016, 018/020

(D) Cannabis Dispensing Organizations shall be permitted as a special use in all non-residential districts having properties not listed in subsections 5A-9A-5 (A)-(C), above, and subject to meeting the criteria for a special use set forth in Section 5A-2-2-6 of the Zoning Ordinance.

(E) The following cannabis business establishments shall be allowed as permitted uses in the locations set forth below:

Cannabis Craft Grower  
Cannabis Cultivation Center, including Medical Cannabis Cultivation Center  
Cannabis Infuser Organization or Infuser  
Processing Organization or Processor

**ORDINANCE NO. O-34-19**

**Transporting Organization or Transporter**

1. 7800 Lemont Road (OR&I Office, Research and Light Industrial District)  
PIN: 09-29-302-065
2. 1035 South Frontage Road (I-1 General Industrial District)  
PIN: 09-34-303-030

**5A-9A-6: USE STANDARDS/REGULATIONS:**

- (A) Cannabis Dispensing Organizations. No more than one (1) license shall be issued for a cannabis dispensing organization. This licensing limitation does not apply to a medical cannabis dispensary that does not sell recreational cannabis. The cannabis dispensing organization shall comply with the following:
1. The hours of operation may be between 6:00 a.m. and 10:00 p.m.
  2. Operation of the dispensary is prohibited when video surveillance equipment is inoperative.
  3. Operation of the dispensary is prohibited when point-of-sale equipment is inoperative.
  4. Operation of the dispensary is prohibited when the State of Illinois' cannabis electronic verification system is inoperative.
  5. Operation of the dispensary is prohibited when there are fewer than two (2) employees working.
  6. No lounges or other methods of onsite consumption of cannabis shall be allowed within a dispensary or smoke shop.
  7. No cannabis lounges or cafés shall be allowed as a Cannabis Business Establishment within the City of Darien.
  8. Cannabis may not be consumed within a cannabis dispensary for any purpose and in any form including, but not limited to samples, tastings, edible products or by-products or by smoking or in the public right-of-way within twenty-five feet (25') of a cannabis dispensary. Signage must be posted near the entrances and exits of the cannabis dispensary providing notice of this Policy.

**ORDINANCE NO. O-34-19**

- (B) There are no business license restrictions in the OR&I Office, Research and Light Industrial Zoning District and I-1 General Industrial Zoning District for the following cannabis business establishments:

Cannabis Craft Grower  
Cannabis Cultivation Center, including Medical Cannabis Cultivation  
Center  
Cannabis Infuser Organization or Infuser  
Processing Organization or Processor  
Transporting Organization or Transporter

5A-9A-7: **PARKING REQUIREMENTS:** The cannabis business establishment shall be required to comply with the parking requirements applicable to the underlying zoning district.

5A-9A-8: **SIGNAGE:** Signage shall comply with the standards of the underlying zoning district and state law.

**SECTION 3:** Article 5A, "Zoning Regulations", Section 5A-9-4-4, "Special Uses", of the City of Darien City Code, as amended, is hereby further amended to remove Medical Cannabis Cultivation Centers and Medical Cannabis Dispensing Organization from the list of Special Uses set forth therein.

**SECTION 4: Conflict.** All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are hereby repealed.

**SECTION 5: Severability.** If any provision of this Ordinance or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance shall be severable.

**SECTION 6: Home Rule.** This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a)

ORDINANCE NO. O-34-19

contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the City of Darien that to the extent of the terms of this ordinance should be inconsistent with any non-preemptive state law, that this ordinance shall supercede state law in that regard within its jurisdiction.

**SECTION 7: Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

**PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS**, this 16<sup>th</sup> day of December 2019.

AYES: 4 – Belczak, Chlystek, Gustafson, Vaughan

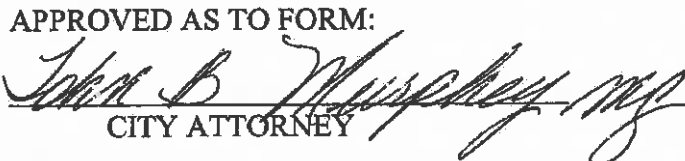
NAYS: 3 – Kenny, Schauer, Sullivan

ABSENT: 0 – NONE

**APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS**, this 16<sup>th</sup> day of December 2019.

  
JOSEPH A. MARCHESE, MAYOR

ATTEST:  
  
JOANNE E. RAGONA, CITY CLERK

APPROVED AS TO FORM:  
  
CITY ATTORNEY



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)

I, JoAnne E. Ragana, do hereby certify that I am the duly qualified CITY CLERK of the CITY OF DARIEN of DuPage County, Illinois, and as such officer I am the keeper of the records and files of the City;

I do further certify that the foregoing constitutes a full, true and correct copy of  
**ORDINANCE NO. O-34-19 “AN ORDINANCE AMENDING TITLE 5A, “ZONING  
 REGULATIONS”, OF THE DARIEN CITY CODE BY ADDING NEW CHAPTER 9A,  
 “CANNABIS BUSINESS ESTABLISHMENTS”, THERETO, AS AMENDED”** of The City  
 Of Darien, Du Page County, Illinois, Duly Passed and Approved by the Mayor and City Council  
 at a Meeting Held on December 16, 2019.

IN WITNESS WHEREOF, I have hereunto affixed my official hand and seal this 16<sup>th</sup> day of December, 2019.



## **I-1 GENERAL INDUSTRIAL DISTRICT:**

### **5A-9-4-1: INTENT:**

The I-1 industrial district is intended to accommodate those industrial activities which are most appropriate when remote from residential and commercial development.

No I-1 district shall be established by any new regulation unless the proposed new district area, by itself or in conjunction with any contiguous territory which either lies within the city and is already zoned I-1, or which lies within an adjacent municipality and is in a similar zoning classification, is at least ten (10) acres. (Ord. 0-03-00, 4-3-2000)

### **5A-9-4-2: SITE PLAN APPROVAL PROCESS:**

To ensure that the details of development of office and industrial areas for authorized uses will be such that the operation of the use will not offend the public interest, will be compatible and be planned in conformity with surrounding uses and will not adversely affect the flow of traffic within the community, a site plan shall be submitted. Refer to the approval process and submittal requirements as outlined in chapter 2 of this title. (Ord. 0-03-00, 4-3-2000)

### **5A-9-4-3: PERMITTED USES:**

No building, structure, or land shall be used and no building or structure shall be erected, altered, or enlarged, which is arranged, intended, or designed for other than one of the following uses:

Abrasive manufacture.

Bakeries.

Banks and financial institutions.

Bottling companies.

Brick and structural clay products manufacture.

Building materials and product sales and storage.

Cartage and express facilities.

Civic buildings.

Contractor and construction offices, shops, and yards.

Dairy products processing.

Dry cleaning establishments and laundries.

Electronic and scientific precision instruments manufacture.

Electroplating.

Fuel and ice sales.

Furniture, bedding, and carpet manufacture.

General manufacturing and wholesaling.

Glass products production and sales.

Heavy machinery production.

Light machinery production.

Lithographing.

Machine shops.

Metal stamping.

Newspaper publishing.

Parking lots and garages.

Pottery and ceramics manufacture.

Printing and publishing establishments.

Radio and television stations and studios.

Schools, vocational or trade.

Semitruck, semitrailer and bus sales lot.

Stone products manufacture.

Warehousing, storage (including ministorage) and distribution facilities.

Wearing apparel manufacture.

Woodworking. (Ord. 0-03-00, 4-3-2000; amd. Ord. 0-34-10, 12-20-2010)

#### **5A-9-4-4: SPECIAL USES:**

The following special uses may be permitted in specific situations in accordance with the procedures outlined in section 5A-2-2-6 of this title:

Accessory outdoor storage (in compliance with section 5A-9-1-3 of this chapter).

Airports and heliports.



Automobile service stations, repair facilities, and car washes used in conjunction with an automobile service station.

Car wash, user operated (as a principal use).

Car washes, drive-through (as a principal use).

Chemical processing and manufacture.

Eating and drinking establishments.

Food manufacture, packaging and processing.

Freight terminals.

Garages for storage, repair and servicing of motor vehicles, including body repair, painting and engine rebuilding.

Grain storage and processing.

Landfills.

Medical cannabis cultivation centers as defined in 410 Illinois Compiled Statutes 130/10(e) and subject to the distance requirements set forth in 410 Illinois Compiled Statutes 130/105.

Medical cannabis dispensing organization as defined in 410 Illinois Compiled Statutes 130/10(o) and subject to the distance requirements set forth in 410 Illinois Compiled Statutes 130/130.

Paper products manufacture.

Planned unit developments (in accordance with the requirements of chapter 3 of this title).

Public and private utility facilities.

Recreation and social facilities.

Solar energy systems, large ground arrays.

Stadiums, auditoriums and arenas. (Ord. 0-03-00, 4-3-2000; amd. Ord. 0-13-14, 5-5-2014; Ord. 0-03-18, 2-5-2018)

#### **5A-9-4-5: AREA REQUIREMENTS:**

The minimum lot area in I-1 Districts shall be one acre, except for planned unit developments, which shall have a minimum land area of three (3) acres. (Ord. 0-03-00, 4-3-2000)

#### **5A-9-4-6: WIDTH REQUIREMENTS:**

The minimum width, at the building setback line, in the I-1 District shall be one hundred feet (100'). (Ord. 0-03-00, 4-3-2000)

## 5A-9-4-7: YARD REQUIREMENTS:

The minimum yards required for all buildings and structures in the I-1 District shall be as follows:

### (A) Front And Corner Side Yards:

#### 1. Abutting Or Adjoining A Nonresidential District:

- (a) Yard Depth: There shall be a required front and corner side yard of not less than fifty feet (50') plus one foot (1') for every two feet (2') by which the building height exceeds thirty feet (30').
- (b) Off Street Parking Facilities Setback: Off street parking facilities are not allowed within the first thirty feet (30') of the required front and corner side yard.

#### 2. Abutting Or Adjoining A Residential District:

- (a) Yard Depth: There shall be a required front and corner side yard of not less than fifty feet (50') plus one foot (1') for every two feet (2') by which the building height exceeds thirty feet (30'), plus twenty five feet (25') when such yard abuts or adjoins a residence district.
- (b) Off Street Parking Facilities Setback: Off street parking facilities are not allowed within the first thirty feet (30') of the required front and corner side yard.

### (B) Interior Side And Rear Yards:

#### 1. Abutting Or Adjoining A Nonresidential District:

- (a) Yard Depth: There shall be a required interior side and rear yard of not less than fifteen feet (15') plus one foot (1') for every two feet (2') by which the building height exceeds thirty feet (30').
- (b) Off Street Parking Facilities Setback: Off street parking facilities are not allowed within the first twenty feet (20') of the required interior side and rear yard.

#### 2. Abutting Or Adjoining A Residential District:

- (a) Yard Depth: There shall be a required interior side and rear front yard of not less than fifteen feet (15') plus one foot (1') for every two feet (2') by which the building height exceeds thirty feet (30') plus sixty feet (60') when such yard abuts or adjoins a residence district.
- (b) Off Street Parking Facilities Setback: Off street parking facilities are not allowed within the first thirty feet (30') of the required interior side or rear yard.
- (c) Required Fence: Where a rear or side or rear lot line in the I District coincides with a side or rear lot line in an adjoining residential district, a fence of at least seventy five percent (75%) opacity shall be provided within the yard along the property line. The height of such fence shall be a minimum of six feet (6') in height, not to exceed eight feet (8') in height.

### (C) Lot Line Development: Zero lot line development is permitted under a planned unit development as regulated under chapter 3 of this title.

(D) Accessory Structures: Accessory structures shall comply with yard and setback requirements as prescribed in section 5A-5-9 of this title.

(E) Permitted Obstructions In Required Yard: Permitted obstructions in required yards are allowed as described herein and as prescribed in section 5A-5-7-3 and chapter 11 of this title including:

1. Drives And Off Street Parking Facilities: Required yards may be occupied by drives and off street parking facilities when constructed in accordance with the setback requirements of this district and in compliance with section 5A-5-7-3 and chapter 11 of this title.
2. Joint Parking: In the case of joint parking facilities, parking may occur in the required yard without regard to the side lot line at the point of the combination of the parcels, and in compliance with subsections 5A-11-2-1(B) and (C) of this title. (Ord. 0-03-00, 4-3-2000)

#### **5A-9-4-8: HEIGHT LIMITATIONS, BULK REGULATIONS:**

The maximum height for all buildings and structures in the I-1 district shall be thirty five feet (35'), and the maximum floor area ratio shall be 0.7. Not more than sixty five percent (65%) of the net site area shall be covered by principal buildings or structures, including accessory buildings or structures, and not more than seventy five percent (75%) of the net site area shall be covered by buildings, structures, accessory buildings, and structures, and paved or impervious areas. (Ord. 0-03-00, 4-3-2000)

#### **5A-9-4-9: COMPLIANCE WITH THIS TITLE AND OTHER APPLICABLE TITLES OF THIS CODE REQUIRED:**

Properties located in this district shall comply with all applicable regulations of this title as well as all other applicable regulations with this code. At a minimum, the following regulations must be adhered to:

(A) Landscape Requirements: All establishments shall comply with the landscaping requirements of chapter 10 of this title.

(B) Off Street Parking And Loading Requirements: All establishments shall comply with the off street parking and loading requirements of chapter 11 of this title.

(C) Final Engineering: Provisions for stormwater management and engineering must be made in compliance with applicable codes.

(D) Performance Standards: Processes and equipment employed within the general industrial district shall be limited to those which comply with the performance standards of chapter 12 of this title.

(E) Sign Regulations: The signs on the property shall comply with the Darien sign code (title 4, chapter 3 of this code). (Ord. 0-03-00, 4-3-2000)

**5A-2-2-5: AMENDMENTS:**

(G) Standards: The Plan Commission shall consider the following factors and other pertinent factors in developing a recommendation for the City Council:

1. Existing uses of property within the general area of the property in question, and the resulting character of the general area;
2. The zoning classifications of property within the general area of the property in question;
3. The suitability of the property in question to the uses permitted under the existing zoning classification including consideration of the length of time the property has been vacant as zoned;
4. The trend of development, if any, in the general area of the property in question, including changes, if any, which have taken place in its present zoning classifications and the impact to surrounding property likely to result from the proposed use;
5. The reduction in value of the subject property resulting from the particular zoning restriction as compared to the gain to the public if the property remains restricted; and
6. The policies of all current official plans or plan elements of the City.

**From:** Connie  
**To:** Joseph Hennerfeind  
**Subject:** Cannabis  
**Date:** Thursday, April 23, 2020 5:28:06 PM

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I am writing to voice our opinion on the opening of retail establishments dedicated to cannabis sales. My husband and I are 34 year residents of Darien. We have raised our 3 children here and are committed to continuing our residence. We do not feel and we are very much opposed to the opening of an establishment selling cannabis as it will detract from the family environment that the city's foundation was built on. Many surrounding towns have already determined that dispensaries cause problems and have declined permits. If they are correct, and we believe they are, tax monies received from the sales will be dispersed to an increase in costs for police and other services.

Please do not go forward with this plan.

Thank You,  
Connie and Richard Cleary



**CITY OF DARIEN**

**DU PAGE COUNTY, ILLINOIS**

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**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING TITLE 5A, CHAPTER 9A, OF THE DARIEN  
CITY CODE, "CANNABIS BUSINESS ESTABLISHMENTS" TO MAKE  
CERTAIN NON-RETAIL CANNABIS-RELATED BUSINESSES  
PERMITTED USES IN THE I-1 GENERAL INDUSTRIAL DISTRICT**

---

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

**THIS 18<sup>th</sup> DAY OF MAY, 2020**

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

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING TITLE 5A, CHAPTER 9A, OF THE DARIEN CITY CODE, “CANNABIS BUSINESS ESTABLISHMENTS” TO MAKE CERTAIN NON-RETAIL CANNABIS-RELATED BUSINESSES PERMITTED USES IN THE I-1 GENERAL INDUSTRIAL DISTRICT**

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

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

**WHEREAS**, the City of Darien has previously adopted Ordinance No. O-34-19, which amended the Zoning Ordinance by establishing Chapter 9A, “Cannabis Business Establishments”; and

**WHEREAS**, Section 5A-9A-5(E) of the Cannabis Ordinance established various properties where non-dispensary cannabis business establishments would be allowed as permitted uses; and

**WHEREAS**, the City Council has since determined that providing for these business establishments as permitted uses in the I-1 General Industrial District would be reasonable; and

**WHEREAS**, the City proposed a conforming text amendment; and

**WHEREAS**, pursuant to notices required by law, the City Planning and Zoning Commission held a public hearing on May 6, 2020, and favorably recommended the amendment; and

**WHEREAS**, the City Council believes that amending the Cannabis Ordinance as provided herein below is reasonable and will support 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** as follows:

ORDINANCE NO. \_\_\_\_\_

**SECTION 1: Recitals.** The recitals set forth above are hereby incorporated herein as if fully set forth herein.

**SECTION 2: Amendment.** Section 5A-9A-5(E) of the Darien Zoning Ordinance is hereby amended as follows [New language in **bold**; repealed language indicated by ~~strikeout~~]:

- (E) The following cannabis business establishments shall be allowed as permitted uses in the locations set forth below:

Cannabis Craft Grower  
Cannabis Cultivation Center, including Medical Cannabis Cultivation Center  
Cannabis Infuser Organization or Infuser  
Processing Organization or Processor  
Transporting Organization or Transporter

1. 7800 Lemont Road (OR&I Office, Research and Light Industrial District)  
PIN: 09-29-302-065
2. ~~1035 South Frontage Road (I-1 General Industrial District)~~  
~~PIN: 09-34-303-030~~

**2. Any property in the I-1 General Industrial District.**

**SECTION 3: Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

**PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS**, this 18<sup>th</sup> day of May 2020.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_



**ORDINANCE NO.**\_\_\_\_\_

**APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY,  
ILLINOIS, this 18<sup>th</sup> day of May 2020.**

**ATTEST:**

\_\_\_\_\_  
**JOSEPH A. MARCHESE, MAYOR**

\_\_\_\_\_  
**JOANNE E. RAGONA, CITY CLERK**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**CITY ATTORNEY**

**AGENDA MEMO**  
**CITY COUNCIL**  
**May 18, 2020**

**Issue Statement**

Petitioner seeks approval of a resolution accepting the public improvements for the Sterling Bay development at 1035 S. Frontage Road.

**RESOLUTION****Background**

Sterling Bay received approval for the new construction of a 153,000 square foot warehouse with 157 car parking spaces, 31 depressed loading docks, and two stormwater detention ponds in October of 2018.

With required public improvements including grading and erosion controls, storm sewer, miscellaneous improvements, and wetlands now complete, the owner has requested acceptance into the required one-year maintenance period with a reduction of security funds currently held through a Performance Bond. The City Staff and Engineer, Christopher Burke Engineering, have verified that construction of the public improvements are complete and in compliance.

The Performance Bond was established prior to construction in 2018 for \$1,640,842.50, which included security for both infrastructure improvements as required by the City, and \$41,072.63 for wetland and buffer plantings as required by DuPage County. This maintenance acceptance would permit the reduction of the infrastructure security to 10% of the construction costs, or \$149,168.00. The wetland improvements have not yet been accepted by the County and the full security will continue to be held until such an authorization. At this time, the City recommends acceptance of the public improvements to begin the one-year mandatory maintenance period with a renewal or replacement if the current Performance Bond.

Please note, one outstanding issue is for the removal and replacement of a segment of Storm sewer adjacent to the Public Works site. The cost to repair the infrastructure has been estimated at \$40,000. The Sterling bay Group and the City have agreed to share the cost at \$20,000 each. City funding for the project has been removed from this year's budget due to the pandemic. The City Staff is working with the Sterling Bay Group to complete the necessary work and the City will reimburse Sterling Bay in 2022.

**Attachments**

**A** – [Aerial photo](#)

**B** – [Performance Bond](#)

**C** – [Lynch letters 11.09.2018; 05.06.2020](#)

**MSC**

The Municipal Services Committee meetings continue to be cancelled due to the current pandemic. This item has been forwarded directly to the City Council.



DuPage County  
Information Technology Department  
GIS Division  
421 N County Farm Rd.  
Wheaton, IL 60187  
Ph# (630)407-5000  
Email: [gis@dupageco.org](mailto:gis@dupageco.org)

DuPage Maps Portal:  
<http://dupage.maps.arcgis.com/home>

DuPage County, Illinois Web Site:  
[www.dupageco.org](http://www.dupageco.org)

This map is for assessment purposes only.



Copyright DuPage 2018



**PERFORMANCE BOND  
(Annual Form)**

Bond No. 800034678

KNOW ALL MEN BY THESE PRESENTS, that we, RREEF CPIF Cass Avenue REIT, LLC, as Principal, and Atlantic Specialty Insurance Company, licensed to do business in the State of Illinois, as Surety, are held and firmly bound unto City of Darien (Obligee), in the penal sum of One Million Six Hundred Forty Thousand Eight Hundred Forty-Two and 50/100 Dollars (\$1,640,842.50), lawful money of the United States of America, for the payment of which sum, well and truly to be made, the Principal and Surety do bind themselves, their heirs, executors, administrators, and successors and assigns, jointly and severally, firmly by these presents.

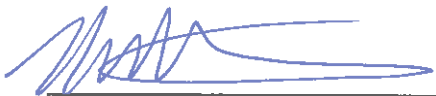
THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the above bounden Principal has entered into a certain written Contract with the above named Obligee, effective the 25th day of October, 2018, and more fully described in said Contract, a copy of which is attached, which Agreement is made a part hereof and incorporated herein by reference, except that nothing said therein shall alter, enlarge, expand or otherwise modify the term of the bond as set out below.

NOW, THEREFORE, if Principal, its executors, administrators, successors and assigns shall promptly and faithfully perform the Contract, according to the terms, stipulations or conditions thereof, then this obligation shall become null and void, otherwise to remain in full force and effect. This bond is executed by the Surety and accepted by the Obligee subject to the following express condition:

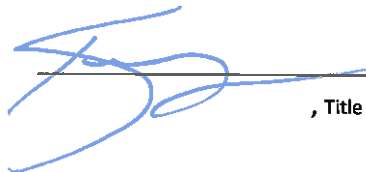
Notwithstanding the provisions of the Contract, the term of this bond shall apply from the 27th day of November, 2018, until 27th day of November, 2019, and may be extended by the Surety by Continuation Certificate. However, neither nonrenewal by the Surety, nor the failure or inability of the Principal to file a replacement bond in the event of nonrenewal, shall itself constitute a loss to the obligee recoverable under this bond or any renewal or continuation thereof. The liability of the Surety under this bond and all continuation certificates issued in connection therewith shall not be cumulative and shall in no event exceed the amount as set forth in this bond or in any additions, riders, or endorsements properly issued by the Surety as supplements thereto.

Sealed with our seals and dated this 27th day of November, 2018.

PRINCIPAL

**RREEF CPIF Cass Avenue REIT, LLC**

WITNESS

  
\_\_\_\_\_  
, Title

Kevin Howley

SURETY

**ATLANTIC SPECIALTY INSURANCE COMPANY****One State Street Plaza, 31st Fl, New York, NY 10004**

WITNESS

BY:

  
\_\_\_\_\_  
Emilie George, Attorney-In-Fact

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of San Francisco )

On November 28, 2018 before me, Eileen Conti, Notary Public,  
(insert name and title of the officer)

personally appeared Kevin Howley -----  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

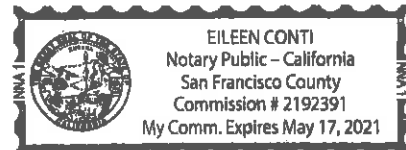
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

*Eileen Conti*

(Seal)

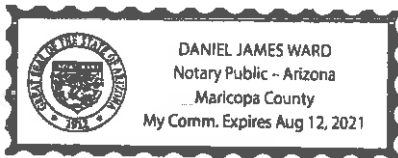


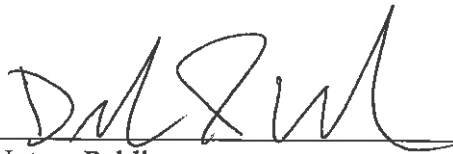
**CERTIFICATE  
NOTARIAL ACKNOWLEDGEMENT**

State of Arizona

County of Maricopa

On this 27th day of November, 20 18, before me personally appeared  
Emilie George, whose identity was proven to me  
on the basis of satisfactory evidence to be the person who he or she claims to be, and  
acknowledged that he or she signed the above/attached document.



  
\_\_\_\_\_  
Notary Public

Daniel James Ward

Print name

August 12, 2021

My commission expires



## Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Emilie George, Jessica L. Nowlin, David G. Harris**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **sixty million dollars (\$60,000,000)** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this twenty-sixth day of October, 2017.

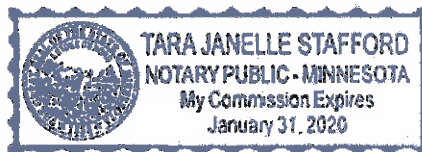


STATE OF MINNESOTA  
HENNEPIN COUNTY

By

Paul J. Brehm, Senior Vice President

On this twenty-sixth day of October, 2017, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 27th day of November, 2018.

This Power of Attorney expires  
October 1, 2019



Christopher V. Jerry, Secretary

**CHRISTOPHER B. BURKE ENGINEERING, LTD.**

9575 West Higgins Road Suite 600 Rosemont, Illinois 60018 TEL (847) 823-0500 FAX (847) 823-0520

November 9, 2018

City of Darien  
1702 Plainfield Road  
Darien, IL 60561

Attention: Steve Manning

Subject: Sterling Bay Development  
1035 South Frontage Road  
(CBBEL Project No. 950323.H160)

Dear Steve:

As requested, we have reviewed the Final Site Improvement Plans and supporting documents for the above property prepared by SPACECO, Inc. SPACECO is an affiliated company of CBBEL, as you know, and has previously been approved to work on private development projects in the City. The Final Site Improvement plans dated October 25, 2018 are in general compliance with City Code and we have no objection to the City approving the site plan. The following items are noted as part of our approval:

1. The Final Plat of Subdivision prepared by Spaceco, Inc and dated September 24, 2018 was previously reviewed and found to be in general compliance with City Code.
2. Du Page County has reviewed and certified the proposal for compliance with the wetland and floodplain aspects of the Du Page County Stormwater and Floodplain Ordinance. A copy of their approval letter is attached for reference.
3. The Engineers Opinion of Probable Construction Cost in the amount of \$1,491,675.00 is attached for reference. City Code provides that a development security in an amount no less than 110% of the engineer's estimate be provided as a condition of subdivision. The development security must be in amount of no less than \$1,640,842.50.
4. It is our understanding that Du Page County Public Works has approved the plans with respect to sanitary sewer and watermain, which are both under their jurisdiction. It is the applicant's responsibility to secure permits from the County and IEPA prior to the start of construction of these utilities.
5. We presume that the fire protection district has reviewed and approved the plans with respect to fire hydrant location, and the location of the building fire suppression building connections.



If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Daniel Lynch". The signature is fluid and cursive, with the first name "Daniel" written in a larger, more prominent script than the last name "Lynch".

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

Cc Dan Gombac – City of Darien  
Brett Duffy – Spaceco, Inc.



FINAL  
ENGINEER'S OPINION OF  
PROBABLE CONSTRUCTION COST

PROJECT: 1035 SOUTH FRONTAGE ROAD INDUSTRIAL BUILDING

LOCATION: Darien, Illinois

PROJECT NO.: 8552.04

CLIENT : **Sterling Bay**  
**1330 West Fullerton, Suite 800**  
**Chicago, IL 60607**

DATE PREPARED: 10/25/2018  
LAST REVISED: 10/29/2018

PREPARED BY: HD/RM  
CHECKED BY: RA

GROUP MANAGER: \_\_\_\_\_  
(HAND WRITTEN INITIALS)

*THE PRICES USED IN THIS LIST ARE BASED ON THE AVERAGE PRICES FROM CONTRACTOR'S  
BID PRICES REVIEWED WITHIN THE PAST YEAR BY SPACECO, INC. FOR SIMILAR PROJECTS  
AND/OR AVAILABLE MATERIAL & LABOR COST DATA. SOME UNIT PRICES HAVE BEEN ADJUSTED  
TO ALLOW FOR SPECIAL CONDITIONS. THESE UNIT PRICES DO NOT INCLUDE ENGINEERING FEES.*

CONSULTING ENGINEERS \* SITE DEVELOPMENT ENGINEERS \* LAND SURVEYORS

# SPACECO, INC.

## Engineer's Opinion of Probable Construction Cost

ITEM		QNTY	UNIT	PRICE	AMOUNT
<b><u>SITE IMPROVEMENTS</u></b>					
<b><u>A. Soil Erosion Sediment Control</u></b>					
1. INLET PROTECTION		18	EACH	\$200.00	\$3,600.00
2. RIPRAP	RR-3	30	S.Y.	\$40.00	\$1,200.00
3. RIPRAP	RR-4	230	S.Y.	\$40.00	\$9,200.00
4. PERFORATED RISER		1	EACH	\$500.00	\$500.00
5. CONCRETE WASHOUT		1	EACH	\$500.00	\$500.00
6. STABILIZED ENTRANCE	AGGREGATE	1	EACH	\$3,000.00	\$3,000.00
7. EC BLANKET	NAG S75	9,000	S.Y.	\$2.00	\$18,000.00
8. EC BLANKET	NAG C350	200	S.Y.	\$3.00	\$600.00
9. SILT FENCE		3,900	L.F.	\$2.00	\$7,800.00
A. Soil Erosion Sediment Control				Sub-Total =	\$44,400.00
<b><u>B. Earthwork Improvements</u></b>					
1. TOPSOIL IMPORT		2,750	C.Y.	\$8.00	\$22,000.00
2. TOPSOIL RESPREAD	12" IN BOTTOM, 6" ON SIDESLOPE	2,750	C.Y.	\$3.00	\$8,250.00
3. CLAY CUT TO SITE FILL		16,000	C.Y.	\$4.00	\$64,000.00
B. Earthwork Improvements				Sub-Total =	\$94,250.00
<b><u>C. Drainage Improvements</u></b>					
1. STORM SEWER, RCP, CL IV	12"	1,370	L.F.	\$35.00	\$47,950.00
2. STORM SEWER, RCP, CL IV	15"	332	L.F.	\$40.00	\$13,280.00
3. STORM SEWER, RCP, CL IV	18"	366	L.F.	\$45.00	\$16,470.00
4. STORM SEWER, RCP, CL IV	24"	529	L.F.	\$55.00	\$29,095.00
5. STORM SEWER, RCP, CL IV	30"	419	L.F.	\$65.00	\$27,235.00
6. STORM MANHOLE	48" DIA, TYPE-A	4	EACH	\$1,800.00	\$7,200.00
7. STORM MANHOLE	60" DIA, TYPE-A	2	EACH	\$2,000.00	\$4,000.00
8. STORM MANHOLE	72" DIA, TYPE-A	1	EACH	\$2,200.00	\$2,200.00
9. CATCH BASIN	48" DIA, TYPE-A	13	EACH	\$2,000.00	\$26,000.00
10. CATCH BASIN	60" DIA, TYPE-A	1	EACH	\$2,200.00	\$2,200.00
11. CATCH BASIN	72" DIA, TYPE-A	1	EACH	\$2,400.00	\$2,400.00
12. INLET	24" DIA.	3	EACH	\$800.00	\$2,400.00
13. OUTLET CONTROL STRUCTURE	POND RESTRICTOR	1	EACH	\$6,000.00	\$6,000.00
14. STORM TRENCH BACKFILL		2,850	L.F.	\$18.00	\$51,300.00
15. FLARED END SECTION, W/GRATE	12"	2	EACH	\$750.00	\$1,500.00
16. FLARED END SECTION, W/GRATE	24"	4	EACH	\$1,000.00	\$4,000.00
17. FLARED END SECTION, W/GRATE	30"	2	EACH	\$1,250.00	\$2,500.00
C. Drainage Improvements				Sub-Total =	\$245,730.00
<b><u>D. Roadway Improvements</u></b>					
<b><u>STANDARD ASPHALT PAVEMENT</u></b>					
1. HMA SURFACE COURSE, IL 9.5, N50	1.5"	2,800	S.Y.	\$8.50	\$23,800.00
2. LEVELING BINDER, N50	1.5"	2,800	S.Y.	\$7.00	\$19,600.00
3. AGG. BASE COURSE, TYPE B	8"	2,800	S.Y.	\$8.00	\$22,400.00
<b><u>HEAVY DUTY ASPHALT PAVEMENT</u></b>					
4. HMA SURFACE COURSE, MIX "D"	2"	9,200	S.Y.	\$10.00	\$92,000.00
5. HMA BINDER COURSE, IL 19, N50	2"	9,200	S.Y.	\$8.50	\$78,200.00
6. AGG. BASE COURSE, TYPE B	10"	9,200	S.Y.	\$10.00	\$92,000.00
<b><u>SIDEWALK</u></b>					
7. PORTLAND CEMENT CONCRETE	5"	2,600	S.F	\$5.00	\$13,000.00
8. AGG. BASE COURSE, TYPE B	4"	2,600	S.F	\$6.00	\$15,600.00
<b><u>CONCRETE DOCK PAVEMENT</u></b>					
9. PORTLAND CEMENT CONCRETE	8"	3,000	S.Y.	\$40.00	\$120,000.00
10. AGGREGATE BASE, TYPE B	6"	3,000	S.Y.	\$8.00	\$24,000.00
<b><u>OTHER</u></b>					
11. CURB & GUTTER, (w/ AGGR)	B-6.12	4,500	L.F.	\$14.00	\$63,000.00
12. SIGNAGE		12	EACH	\$200.00	\$2,400.00
13. PAVEMENT MARKINGS		1	L.S.	\$3,500.00	\$3,500.00
14. RETAINING WALL		2,900	S.F.F.	\$30.00	\$87,000.00
D. Roadway Improvements				Sub-Total =	\$656,500.00

# SPACECO, INC.

## Engineer's Opinion of Probable Construction Cost

### E. Sanitary Sewer Improvements

1. SANITARY SEWER, PVC SDR 26	8"	613	L.F.	\$45.00	\$27,585.00
2. SANITARY MANHOLE, TYPE A	48" DIA.	5	EACH	\$2,500.00	\$12,500.00
3. SANITARY TRENCH BACKFILL		460	L.F.	\$18.00	\$8,280.00

### E. Sanitary Sewer Improvements

Sub-Total = \$48,365.00

### F. Watermain improvements

1. WM, DI CL 52 W/FITTINGS	4"	30	L.F.	\$30.00	\$900.00
2. WM, DI CL 52 W/FITTINGS	6"	125	L.F.	\$40.00	\$5,000.00
3. WM, DI CL 52 W/FITTINGS	8"	1,930	L.F.	\$50.00	\$96,500.00
4. WM, DI CL 52 W/FITTINGS	10"	30	L.F.	\$60.00	\$1,800.00
5. FIRE HYDRANT		8	EACH	\$3,500.00	\$28,000.00
6. VALVE IN VAULT	4"	1	EACH	\$2,000.00	\$2,000.00
7. VALVE IN VAULT	8"	4	EACH	\$2,200.00	\$8,800.00
8. VALVE IN VAULT	10"	1	EACH	\$2,500.00	\$2,500.00
9. WM TRENCH BACKFILL		1,885	L.F.	\$18.00	\$33,930.00
10. WATER MAIN LOWERING AT CROSSING		1	EACH	\$1,000.00	\$1,000.00
11. CUT-IN-TEE	8" x 6"	2	EACH	\$500.00	\$1,000.00
12. CUT-IN-TEE	8" x 8"	2	EACH	\$500.00	\$1,000.00

### F. Watermain Improvements

Sub-Total = \$182,430.00

### G. Landscaping Improvements

1. LANDSCAPE		1	L.S.	\$200,000.00	\$200,000.00
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### G. Landscaping Improvements

Sub-Total = \$200,000.00

### H. Exterior Lighting

1. EXTERIOR LIGHTING		1	L.S.	\$20,000.00	\$20,000.00
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### H. Exterior Lighting

Sub-Total = \$20,000.00

**TOTAL SITE IMPROVEMENTS = \$1,491,675.00**

### NOTES:

1) This estimate is prepared based on "1035 SOUTHFRONTAGE ROAD INDUSTRIAL BUILDING" dated 10/25/2018

2) This estimate is prepared as a guide only. SPACECO makes no warranty that actual costs will not vary from the amounts indicated, and assumes no liability for such variance.

3) This estimate **DOES NOT** include:

PERMIT FEES

REVIEW FEES

BUILDING DEMOLITION

DRY UTILITY (GAS, ELECTRIC, TELECOMMUNICATIONS, ETC.) SERVICES

4) This estimate **DOES NOT** include

Maintenance costs for:

CONSTRUCTION ROADS

BUILDING PADS

5) Landscaping improvements cost is provided by McCallum Associates dated 10/16/2018

6) Exterior lighting cost is provided by PBD Group dated 10/17/2018



**CHRISTOPHER B. BURKE ENGINEERING, LTD.**

9575 West Higgins Road Suite 600 Rosemont, Illinois 60018 TEL (847) 823-0500 FAX (847) 823-0520

May 6, 2020

City of Darien  
1702 Plainfield Road  
Darien, IL 60561

Attention: Joe Hennerfeind

Subject: Sterling Bay Development  
1035 South Frontage Road  
(CBBEL Project No. 950323.H160)

Dear Joe:

We have reviewed the following documents on behalf of the City for this project:

- As-Built prepared by Nolan & Wedow Survey group and dated December 15, 2019
- Post Construction Floodplain Delineation dated February 24, 2020

The document submitted indicates that no fill has been placed within the limits of the 100-year flood elevation. We previously noted that drainage issues may be present along the west property line next to the public works yard and understand that the contractor is in discussion with the City on how to address this. Otherwise, no deficiencies have been observed and we recommend approval to the City.

Section 5-B-1.9.C of City Code provides that a Maintenance Security be held for a period of one year after completion and acceptance of improvements. The security is in an amount of 10% of the original estimate of cost. The original estimate was for a total of \$1,491,675.00, therefore the Maintenance Security amount shall be \$149,168. We also note that the development security in the amount of \$41,072.63 for wetland and buffer plantings must be retained by the City until written authorization to reduce the amount is granted by DuPage County. The Maintenance Security shall not be released to less than \$41,072.63 without written approval from Du Page County.

Should you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Daniel Lynch". The signature is fluid and cursive, with a large initial "D" and "L".

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

Cc Dan Gombac – City of Darien

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION ACCEPTING  
PUBLIC IMPROVEMENTS SUBJECT TO MAINTENANCE**

**(STERLING BAY – 1035 S. FRONTAGE ROAD)**

**WHEREAS**, Sterling Bay, owner and developer of the property known as the 1035 S. Frontage Road, has constructed and installed public improvements including grading and erosion controls, storm sewer, miscellaneous improvements, and wetlands on said property; and

**WHEREAS**, the Developer has previously filed with the City a Performance Bond for \$1,640,842.50 to secure the installation of said public improvements; and

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

**WHEREAS**, in accordance with City's Subdivision regulations, it is now appropriate for the City of Darien to accept said public improvements subject to the one-year maintenance period starting from the date of this Resolution as required by the Subdivision regulations.

**WHEREAS**, the Developer will continue to make the Performance Bond available to secure any repairs to said public improvements during said one-year maintenance period, and

**WHEREAS**, the Performance Bond maintains \$41,072.63 to secure the installation of wetlands and wetland buffer improvements and a three year monitoring program.

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

**SECTION 1: Acceptance.** The City of Darien hereby accepts the conveyance and dedication of the public improvements installed at 1035 S. Frontage Road subject to the one-year maintenance period starting with from the date of this Resolution as required by the City's Subdivision regulations.

**RESOLUTION NO. \_\_\_\_\_**

**SECTION 2: Condition.** The acceptance of the improvements specified in Section 1 of this Resolution are subject to the condition that the City of Darien authorizes the release of the Performance Bond currently held in the amount of \$1,640,842.50 when the developer submits security for the one-year maintenance period in the amount of \$149,168.00 and \$41,072.63.00 to secure the installation of wetlands and wetland buffer improvements and a three year monitoring program.

**SECTION 3: Completion.** Upon the satisfactory completion of any necessary repairs to said public improvements during the one-year maintenance period, the City shall finally accept said public improvements and release said Performance Bond.

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

**PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE  
COUNTY, ILLINOIS, this 18<sup>th</sup> day of May, 2020.**

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_



**RESOLUTION NO. \_\_\_\_\_**

**APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY,  
ILLINOIS, this 18<sup>th</sup> day of May, 2020.**

**ATTEST:**

\_\_\_\_\_  
**JOSEPH A. MARCHESE, MAYOR**

\_\_\_\_\_  
**JOANNE E. RAGONA, CITY CLERK**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**CITY ATTORNEY**

## Agenda Memo

### City Council

Meeting Date – May 18, 2020

#### Issue:

The Mayor has expressed significant concern for the “non-essential” Darien businesses that are closed, and significant restrictions on essential businesses, due to the COVID-19 pandemic. Last month he contacted all of the restaurants and bars in order to determine their status and to gauge their future plans for reopening pending the governor’s ending the shelter in place. Following these calls, the City Council approved the mayor’s proposal to return \$310,000 in previously collected Food and Beverage Taxes. At that time, it was the city’s belief that the governor would allow retail and restaurants and bars to open commencing in May 2020.

Since that time, the governor has extended the shelter in place until the end of May, and has submitted a comprehensive plan titled “[Restore Illinois](#)” which provides a five-phase process for reopening different sectors of our business, educational, recreational and entertainment entities. According to this plan, Darien and other municipalities in DuPage County are placed in the Northeast Quadrant, which includes Cook County and the six collar counties. According to the plan, using metrics developed by the Illinois Department of Public Health, this quadrant is now in phase two of the five-phase plan, and will not be considered for phase three until the end of May. This will keep most retail and all restaurant, bars, recreational and other entities closed until later in June and beyond.

Darien, along with other member communities in the [DuPage Mayors and Managers](#) Conference has worked to lobby the governor to separate DuPage County from the Northeast Quadrant. The DMMC considers placement in this quadrant to be detrimental to bringing DuPage businesses back to partial or full openings specifically due to the inclusion of Cook and Chicago where metrics demonstrate less progress than the other collar counties. To date, the governor has not responded to the DMMC’s request. Conference members have not developed an alternative plan pending the governor’s final position.

The City of Darien needs to explore a path toward reopening our business community either in conjunction with the DMMC or as a separate entity. The city council, along with the Economic Development Committee are asked to consider the current state of our businesses in Darien and the possible actions that could be taken to assist our business community while also maintaining the health and safety of our residents.



# RESTORE ILLINOIS

A Public Health Approach To Safely Reopen Our State

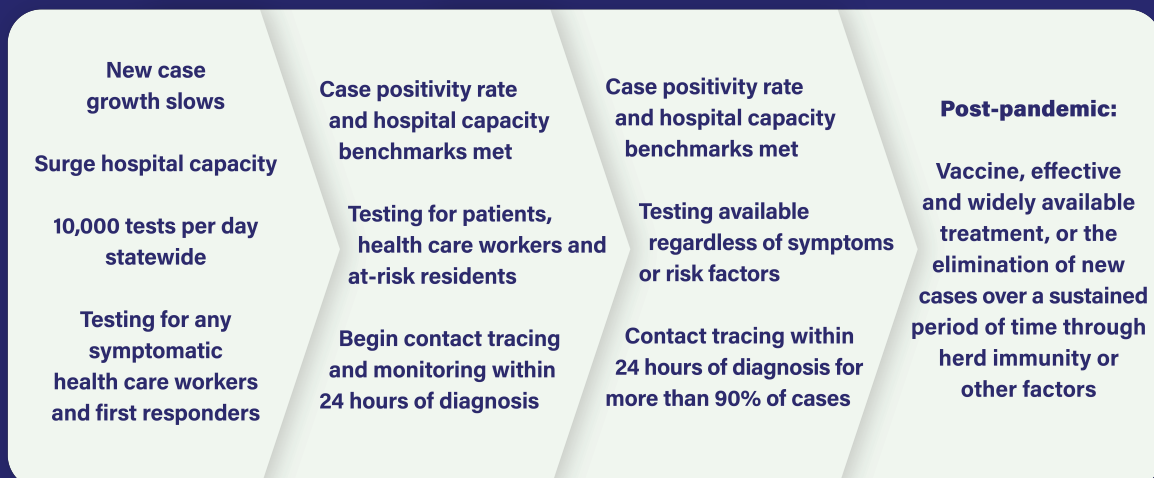


May 5, 2020

# RESTORE ILLINOIS

A Public Health Approach To Safely Reopen Our State

Phase 1 Rapid Spread	Phase 2 Flattening	Phase 3 Recovery	Phase 4 Revitalization	Phase 5 Illinois Restored
<p>Strict stay at home and social distancing guidelines are put in place, and only essential businesses remain open.</p> <p>Every region has experienced this phase once already and could return to it if mitigation efforts are unsuccessful.</p>	<p>Non-essential retail stores reopen for curb-side pickup and delivery.</p> <p>Illinoisans are directed to wear a face covering when outside the home and can begin enjoying additional outdoor activities like golf, boating &amp; fishing while practicing social distancing.</p>	<p>Manufacturing, offices, retail, barbershops and salons can reopen to the public with capacity and other limits and safety precautions.</p> <p>Gatherings of 10 people or fewer are allowed.</p> <p>Face coverings and social distancing are the norm.</p>	<p>Gatherings of 50 people or fewer are allowed, restaurants and bars reopen, travel resumes, child care and schools reopen under guidance from the Illinois Department of Public Health.</p> <p>Face coverings and social distancing are the norm.</p>	<p>The economy fully reopens with safety precautions continuing.</p> <p>Conventions, festivals and large events are permitted, and all businesses, schools and places of recreation can open with new safety guidance and procedures.</p>



## An Introduction



From the beginning of the new coronavirus pandemic, Illinois' response has been guided by data, science, and public health experts. As community spread rapidly increased, Governor Pritzker moved quickly to issue a Disaster Proclamation on March 9, restrict visitors to nursing homes on March 11, close bars and restaurants for on-site consumption on March 16, move schools to remote learning on March 17, and issue a Stay at Home order on March 21. This virus has caused painful, cascading consequences for everyone in Illinois, but the science has been clear: in the face of a new coronavirus with unknown characteristics and in the absence of widespread testing availability and contact tracing, mitigation and maintaining a 6-foot social distance have been the only options to reduce the spread and save as many lives as possible.

Millions of Illinoisans working together by staying at home and following experts' recommendations have proven these mitigation and social distancing measures effective so far. The result has been a lower infection rate, fewer hospitalizations, and lower number of fatalities than projected without these measures. Our curve has begun to flatten. Nevertheless, the risk of spread remains, and modeling and data point to a rapid surge in new cases if all mitigation measures were to be immediately lifted.

Now that Illinois is bending the curve, it is vitally important that we follow a safe and deliberate path forward to get our Illinois economy moving. That path forward is not what everyone wants or hopes for, but it will keep Illinoisans as safe as possible from this virus as our economy is reopening.

**Restore Illinois is about saving lives and livelihoods.** This five-phased plan will reopen our state, guided by health metrics and with distinct business, education, and recreation activities characterizing each phase. This is an initial framework that will likely be updated as research and science develop and as the potential for treatments or vaccines is realized. The plan is based upon regional healthcare availability, and it recognizes the distinct impact COVID-19 has had on different regions of our state as well as regional variations in hospital capacity. The Illinois Department of Public Health (IDPH) has 11 Emergency Medical Services Regions that have traditionally guided its statewide public health work and will continue to inform this reopening plan. For the purposes of this plan, from those 11, four health regions are established, each with the ability to independently move through a phased approach: Northeast Illinois; North-Central Illinois; Central Illinois; and Southern Illinois.

The five phases for each health region are as follows:

**Phase 1 – Rapid Spread:** The rate of infection among those tested and the number of patients admitted to the hospital is high or rapidly increasing. Strict stay at home and social distancing guidelines are put in place and only essential businesses remain open. Every region has experienced this phase once already, and could return to it if mitigation efforts are unsuccessful.

**Phase 2 – Flattening:** The rate of infection among those tested and the number of patients admitted to the hospital beds and ICU beds increases at an ever slower rate, moving toward a flat and even a downward trajectory. Non-essential retail stores reopen for curbside pickup and delivery. Illinoisans are directed to wear a face covering when outside the home and can begin enjoying additional outdoor activities like golf, boating and fishing while practicing social distancing. To varying degrees, every region is experiencing flattening as of early May.

**Phase 3 – Recovery:** The rate of infection among those surveillance tested, the number of patients admitted to the hospital, and the number of patients needing ICU beds is stable or declining. Manufacturing, offices, retail, barbershops and salons can reopen to the public with capacity and other limits and safety precautions. Gatherings limited to 10 people or fewer are allowed. Face coverings and social distancing are the norm.

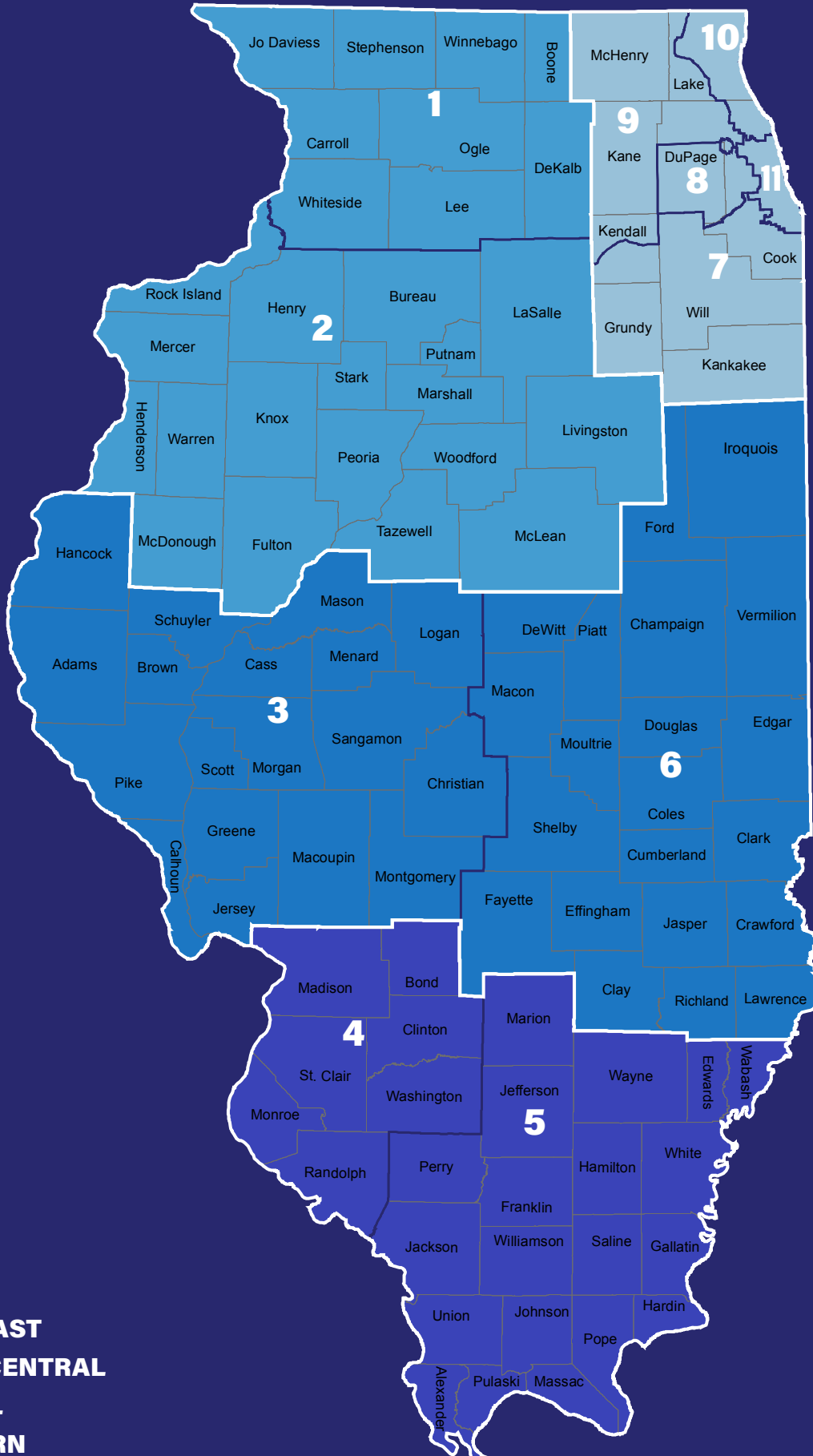
**Phase 4 – Revitalization:** The rate of infection among those surveillance tested and the number of patients admitted to the hospital continues to decline. Gatherings of 50 people or fewer are allowed, restaurants and bars reopen, travel resumes, child care and schools reopen under guidance from the Illinois Department of Public Health. Face coverings and social distancing are the norm.

**Phase 5 – Illinois Restored:** With a vaccine or highly effective treatment widely available or the elimination of any new cases over a sustained period, the economy fully reopens with safety precautions continuing. Conventions, festivals and large events are permitted, and all businesses, schools and places of recreation can open with new safety guidance and procedures in place reflecting the lessons learned during the COVID-19 pandemic.

Until COVID-19 is defeated, this plan also recognizes that just as health metrics will tell us it is safe to move forward, health metrics may also tell us to return to a prior phase. With a vaccine or highly effective treatment not yet available, IDPH will be closely monitoring key metrics to immediately identify trends in cases and hospitalizations to determine whether a return to a prior phase may become necessary.

*All public health criteria included in this document are subject to change.  
As research and data on this novel coronavirus continue to develop, this plan  
can and will be updated to reflect the latest science and data.*

# RESTORE ILLINOIS HEALTH REGIONS



- NORTHEAST**
- NORTH-CENTRAL**
- CENTRAL**
- SOUTHERN**

## Phase 1: Rapid Spread

### WHAT THIS PHASE LOOKS LIKE

COVID-19 is rapidly spreading. The number of COVID-19 positive patients in the hospital, in ICU beds, and on ventilators is increasing. The public health response relies on dramatic mitigation measures, like stay at home orders and social distancing, to slow the spread of the virus and prevent a surge that overwhelms the health care system. With a Stay at Home order in place, only essential businesses are in operation and activities outside of the home are limited to essentials, like grocery shopping.

### WHAT'S OPEN?

**Gatherings:** Essential gatherings, such as religious services, of 10 or fewer allowed; No non-essential gatherings of any size

**Travel:** Non-essential travel discouraged

**Health care:** Emergency procedures and COVID-19 care only

**Education and child care:** Remote learning in P-12 schools and higher education; Child care in groups of 10 or fewer for essential workers

**Outdoor recreation:** Walking, hiking and biking permitted; State parks closed

#### Businesses:

- **Manufacturing:** Essential manufacturing only
- **"Non-essential" businesses:** Employees of "non-essential" businesses are required to work from home except for Minimum Basic Operations
- **Bars and restaurants:** Open for delivery, pickup and drive-through only
- **Entertainment:** Closed
- **Personal care services and health clubs:** Closed
- **Retail:** Essential stores are open with strict restrictions; Non-essential stores are closed

### HOW WE MOVE TO THE NEXT PHASE

#### Cases and Capacity:

- Slowing of new case growth
- Availability of surge capacity in adult medical and surgical beds, ICU beds, and ventilators

#### Testing:

- Ability to perform 10,000 tests per day statewide
- Testing available in region for any symptomatic health care workers and first responders



## Phase 2: Flattening

### WHAT THIS PHASE LOOKS LIKE

The rise in the rate of infection is beginning to slow and stabilize. Hospitalizations and ICU bed usage continue to increase but are flattening, and hospital capacity remains stable. Face coverings must always be worn when social distancing is not possible. Testing capacity increases and tracing programs are put in place to contain outbreaks and limit the spread.

### WHAT'S OPEN

**Gatherings:** Essential gatherings, such as religious services, of 10 or fewer allowed; No non-essential gatherings

**Travel:** Non-essential travel discouraged

**Health care:** Emergency and COVID-19 care continue; Elective procedures allowed once IDPH criteria met

**Education and child care:** Remote learning in P-12 schools and higher education; Child care in groups of 10 or fewer for essential workers

**Outdoor recreation:** Walking, hiking, and biking permitted; Select state parks open; Boating and fishing permitted; Golf courses open; All with IDPH approved safety guidance

#### Businesses:

- **Manufacturing:** Essential manufacturing only
- **"Non-essential" businesses:** Employees of "non-essential" businesses are required to work from home except for Minimum Basic Operations
- **Bars and restaurants:** Open for delivery, pickup, and drive through only
- **Personal care services and health clubs:** Closed
- **Retail:** Essential stores are open with restrictions; Non-essential stores open for delivery and curbside pickup

### HOW WE MOVE TO THE NEXT PHASE

**Cases and Capacity:** The determination of moving from Phase 2 to Phase 3 will be driven by the COVID-19 positivity rate in each region and measures of maintaining regional hospital surge capacity. This data will be tracked from the time a region enters Phase 2, onwards.

- At or under a 20 percent positivity rate and increasing no more than 10 percentage points over a 14-day period, AND
- No overall increase (i.e. stability or decrease) in hospital admissions for COVID-19-like illness for 28 days, AND
- Available surge capacity of at least 14 percent of ICU beds, medical and surgical beds, and ventilators

**Testing:** Testing available for all patients, health care workers, first responders, people with underlying conditions, and residents and staff in congregate living facilities

**Tracing:** Begin contact tracing and monitoring within 24 hours of diagnosis

### WHAT COULD CAUSE US TO MOVE BACK

IDPH will closely monitor data and receive on-the-ground feedback from local health departments and regional healthcare councils and will recommend moving back to the previous phase based on the following factors:

- Sustained rise in positivity rate
- Sustained increase in hospital admissions for COVID-19 like illness
- Reduction in hospital capacity threatening surge capabilities
- Significant outbreak in the region that threatens the health of the region

## Phase 3: Recovery

### WHAT THIS PHASE LOOKS LIKE

The rate of infection among those surveillance tested is stable or declining. COVID-19-related hospitalizations and ICU capacity remains stable or is decreasing. Face coverings in public continue to be required. Gatherings of 10 people or fewer for any reason can resume. Select industries can begin returning to workplaces with social distancing and sanitization practices in place. Retail establishments reopen with limited capacity, and select categories of personal care establishments can also begin to reopen with social distancing guidelines and personal protective equipment. Robust testing is available along with contact tracing to limit spread and closely monitor the trend of new cases.

### WHAT'S OPEN

**Gatherings:** All gatherings of 10 people or fewer are allowed with this limit subject to change based on latest data & guidance

**Travel:** Travel should follow IDPH and CDC approved guidance

**Health Care:** All health care providers are open with DPH approved safety guidance

**Education and child care:** Remote learning in P-12 schools and higher education; Limited child care and summer programs open with IDPH approved safety guidance

**Outdoor recreation:** State parks open; Activities permitted in groups of 10 or fewer with social distancing

#### Businesses:

- **Manufacturing:** Non-essential manufacturing that can safely operate with social distancing can reopen with IDPH approved safety guidance
- **"Non-essential" businesses:** Employees of "non-essential" businesses are allowed to return to work with IDPH approved safety guidance depending upon risk level, tele-work strongly encouraged wherever possible; Employers are encouraged to provide accommodations for COVID-19-vulnerable employees
- **Bars and restaurants:** Open for delivery, pickup, and drive through only
- **Personal care services and health clubs:** Barbershops and salons open with IDPH approved safety guidance; Health and fitness clubs can provide outdoor classes and one-on-one personal training with IDPH approved safety guidance
- **Retail:** Open with capacity limits and IDPH approved safety guidance, including face coverings

### HOW WE MOVE TO THE NEXT PHASE

**Cases and Capacity:** The determination of moving from Phase 3 to Phase 4 will be driven by the COVID-19 positivity rate in each region and measures of maintaining regional hospital surge capacity. This data will be tracked from the time a region enters Phase 3, onwards.

- At or under a 20 percent positivity rate and increasing no more than 10 percentage points over a 14-day period, AND
- No overall increase (i.e. stability or decrease) in hospital admissions for COVID-19-like illness for 28 days, AND
- Available surge capacity of at least 14 percent of ICU beds, medical and surgical beds, and ventilators

**Testing:** Testing available in region regardless of symptoms or risk factors

**Tracing:** Begin contact tracing and monitoring within 24 hours of diagnosis for more than 90% of cases in region

### WHAT COULD CAUSE US TO MOVE BACK

IDPH will closely monitor data and receive on-the-ground feedback from local health departments and regional healthcare councils and will recommend moving back to the previous phase based on the following factors:

- Sustained rise in positivity rate
- Sustained increase in hospital admissions for COVID-19 like illness
- Reduction in hospital capacity threatening surge capabilities
- Significant outbreak in the region that threatens the health of the region

## Phase 4: Revitalization

### WHAT THIS PHASE LOOKS LIKE

There is a continued decline in the rate of infection in new COVID-19 cases. Hospitals have capacity and can quickly adapt for a surge of new cases in their communities. Additional measures can be carefully lifted allowing for schools and child care programs to reopen with social distancing policies in place. Restaurants can open with limited capacity and following strict public health procedures, including personal protective equipment for employees. Gatherings with 50 people or fewer will be permitted. Testing is widely available, and tracing is commonplace.

### WHAT'S OPEN

**Gatherings:** Gatherings of 50 people or fewer are allowed with this limit subject to change based on latest data and guidance

**Travel:** Travel should follow IDPH and CDC approved guidance

**Health care:** All health care providers are open

**Education and child care:** P-12 schools, higher education, all summer programs, and child care open with IDPH approved safety guidance

**Outdoor Recreation:** All outdoor recreation allowed

#### Businesses:

- **Manufacturing:** All manufacturing open with IDPH approved safety guidance
- **"Non-essential" businesses:** All employees return to work with IDPH approved safety guidance; Employers are encouraged to provide accommodations for COVID-19-vulnerable employees
- **Bars and restaurants:** Open with capacity limits and IDPH approved safety guidance
- **Personal care services and health clubs:** All barbershops, salons, spas and health and fitness clubs open with capacity limits and IDPH approved safety guidance
- **Entertainment:** Cinema and theaters open with capacity limits and IDPH approved safety guidance
- **Retail:** Open with capacity limits and IDPH approved safety guidance

### HOW WE MOVE TO THE NEXT PHASE

**Post-pandemic:** Vaccine, effective and widely available treatment, or the elimination of new cases over a sustained period of time through herd immunity or other factors.

### WHAT COULD CAUSE US TO MOVE BACK

IDPH will closely monitor data and receive on-the-ground feedback from local health departments and regional healthcare councils and will recommend moving back to the previous phase based on the following factors:

- Sustained rise in positivity rate
- Sustained increase in hospital admissions for COVID-19 like illness
- Reduction in hospital capacity threatening surge capabilities
- Significant outbreak in the region that threatens the health of the region

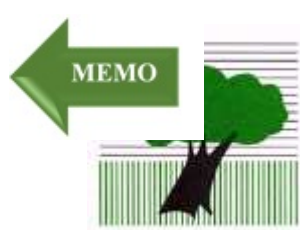
## Phase 5: Illinois Restored

### WHAT THIS PHASE LOOKS LIKE

Testing, tracing and treatment are widely available throughout the state. Either a vaccine is developed to prevent additional spread of COVID-19, a treatment option is readily available that ensures health care capacity is no longer a concern, or there are no new cases over a sustained period. All sectors of the economy reopen with new health and hygiene practices permanently in place. Large gatherings of all sizes can resume. Public health experts focus on lessons learned and building out the public health infrastructure needed to meet and overcome future challenges. Health care equity is made a priority to improve health outcomes and ensure vulnerable communities receive the quality care they deserve.

### WHAT'S OPEN

- All sectors of the economy reopen with businesses, schools, and recreation resuming normal operations with new safety guidance and procedures.
- Conventions, festivals, and large events can take place.



## DUPAGE MAYORS AND MANAGERS CONFERENCE

*an association of municipalities representing 1,000,000 people*

1220 Oak Brook Road  
Oak Brook, Illinois 60523  
(630) 571-0480  
Fax: (630) 571-0484  
[www.dmmc-cog.org](http://www.dmmc-cog.org)

Founded June 19, 1962

### MEMBER MUNICIPALITIES

Addison  
Aurora  
Bartlett  
Bensenville  
Bloomington  
Bolingbrook  
Burr Ridge  
Carol Stream  
Clarendon Hills  
Darien  
Downers Grove  
Elmhurst  
Glen Ellyn  
Glendale Heights  
Hanover Park  
Hinsdale  
Itasca  
Lemont  
Lisle  
Lombard  
Naperville  
Oak Brook  
Roselle  
Schaumburg  
Villa Park  
Warrenville  
Wayne  
West Chicago  
Westmont  
Wheaton  
Willowbrook  
Winfield  
Wood Dale  
Woodridge

May 1, 2020

Honorable Governor J.B. Pritzker  
Office of the Governor  
James R. Thompson Center, 100 West Randolph, 16-100  
Chicago, Illinois 60601

Dear Governor Pritzker,

On behalf of the thirty-four member municipalities of the DuPage Mayors and Managers Conference, thank you for incorporating some modifications requested by our members and others for the incremental reopening of local economies into the recent extension of your Stay at Home Executive Order. We are encouraged by your commitment to explore regional solutions to the COVID-19 crisis and stand prepared to be part of those solutions. We are particularly pleased at your commitment to the continued examination of data for future modifications to the Stay at Home Order. We believe current data, particularly real time active case data and hospital utilization, rather than dated cumulative case information should be the cornerstone for decision-making going forward. We support a data driven and fact-based approach to safely opening the economy in phases. To that end, anything that can be done to enhance data transparency is greatly appreciated.

Looking forward, our members are working collaboratively with DuPage County and the DuPage County Health Department on a data driven plan for the phased reopening of our communities for residents and businesses. Our data is trending towards a loosening of the Stay at Home Order in phases, which would allow economic activity to resume while keeping DuPage residents safe through best practices like social distancing. The plan will balance sound public health practices with the need to resume modest levels of activity. As you have noted, combatting COVID-19 is a long-term proposition requiring nimble adaptation.

Thank you for your leadership in the state's response to COVID-19. Our members would like to meet with you or your staff to share ideas and enhance communication on COVID-19 response and recovery. We ask for your support to develop a sound plan for economic recovery concurrently with the state's public health response. We request your support to make this plan successful and appreciate your consideration of modifications to the Stay at Home Order. We are happy to share our data with you and members of your team. This letter was approved by the DMMC Board of Directors on April 30<sup>th</sup> 2020.

Please contact Suzette Quintell, Executive Director of DMMC at (630) 576-9134 or [squintell@dmmc-cog.org](mailto:squintell@dmmc-cog.org) with any questions or to arrange a discussion of our shared concerns.

Sincerely,

Steve Chirico  
President, DuPage Mayors and Managers Conference  
Mayor, City of Naperville

CC: Dan Cronin, DuPage County Board Chairman  
Karen Ayala, Executive Director, DuPage County Board of Health  
Brad Cole, Executive Director, Illinois Municipal League

## 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**