

These minutes were approved at the 2/15/2010 City Council meeting with no changes.

CITY OF WEST CHICAGO – 475 Main Street

CITY COUNCIL MINUTES

Regular Meeting

February 1, 2010

1. **Call to Order.** Mayor Michael B. Kwasman called the meeting to order at 7:00 pm.
2. **Pledge of Allegiance to the Flag.** Alderman Beifuss led all in the pledge of allegiance.
3. **Invocation.** The City Clerk gave the invocation in honor of the Boy Scouts of America's 100<sup>th</sup> Anniversary.
4. **Roll Call and Establishment of a Quorum.** Roll call found Aldermen Lori J. Chassee, James E. Beifuss, Jr., H. Ronald Monroe, James Smith, Russell Radkiewicz, Ruben Pineda, Sandy Dimas, John C. Smith, Nanette B. Connelly, Rebecca Stout, and Nicholas Dzierzanowski present. Aldermen Alan Murphy, Joey Gianforte, and Matt Fuesting were absent. The Mayor announced a quorum.

City Clerk Nancy M. Smith and City Treasurer Donald F. Earley were also present.

Also in attendance were City Attorney Patrick K. Bond, Chief of Police Donald Goncher, City Administrator Michael L. Guttman, and Community Development Director Joanne Kalchbrenner. Also from the Police Department were Sergeants William Hall and Stephen Laub.

**5. Public Participation.**

**A. Scouting Anniversary Week Proclamation.** At the Mayor's request, the City Clerk read Proclamation No. 10-P-002, in which the Mayor proclaimed February 7-10, 2010, as Scouting Anniversary Week in West Chicago, and expressed the appreciation of the West Chicago citizens to the Three Fires Council and the Boy Scouts of America for their interest in, and dedication to, America's youth. (Alderman Dzierzanowski will present the Proclamation, on behalf of the Mayor, to the Three Fires Council Round Table this week.)

The following persons spoke during public participation:

1) Sara Phalen, Executive Director, *People Made Visible, Inc.*, West Chicago, announced that their organization, working with *Friends of the Children of Haiti* and the *Haitian Congress to Fortify Haiti* would be collecting items to be sent to Haiti. Anni Holm, Director and Curator, also urged people to donate saying she had filled three suitcases from just her house alone.

The following speakers expressed opposition to the forced annexations on tonight's agenda:

2) Diane Ferguson, 30W276 Pomeroy Street, West Chicago, had questions regarding the Recapture Agreement and Resolution 07-R-0101 that were answered by the City Administrator and Mayor. She asked if item N could be removed from the consent agenda so it could be discussed further. She felt the timing was bad in this current poor economic climate, and that *status quo* is an option. She objected to remarks by committee members that the Sheriff's department has delayed responses.

3) Samuel Montalvo, 30W266 Pomeroy Street, said his daughter provided a petition that was unanimously signed, to not be annexed into West Chicago on Friday at 1:00 pm. He also requested that item N be removed and be reconsidered.

4) Frank Wesolowski, Morrisroe and Associates, 114 S. Bloomingdale, Bloomingdale, IL 60108, said he represented Traffic Control, 31W351 North Avenue, area 2 Item B. He said complying with the City codes would be very expensive.

5) Michael D. Ferguson, 30W276 Pomeroy Street, West Chicago, said he came tonight to protest the increase in taxes this annexation will bring and that the idea that the Sheriff's Department has delayed responses. He also felt the City was not living up to the ideas of the Declaration of Independence that people have the right to life, liberty, and the pursuit of happiness.

6) Jimmy W. Wagenmaker, 1N599 Lane Road, West Chicago, said he has been here for 48 years and now will be annexed to West Chicago. He did not know what the people would gain from this action.

7) Steve Potirala, 1N506 Lane Road, West Chicago, expressed his displeasure with the increased taxes. He felt they would take half his Social Security checks and he would be forced to move from the area.

8) Vera Potirala, 1N506 Lane Road, West Chicago, spoke of owning the Turner Junction Restaurant for 16 years and then they got sick. After selling the restaurant they paid off their mortgage. She said the Forest Preserve District took three acres from their property. She had hoped the property would be their retirement home. She felt with the economy and recession, this is not a great time to be annexed and have their taxes raised. She also felt they could not afford to connect to the City's water and sewer system.

9) Robert Maryellen Lipscomb sent a note stating they were in opposition to the annexation of their properties in the MacQueen Estates.

10) Al Hallett, said he lives in the Third Ward and has no connection to the annexations, but did wish to speak out for those against them. He felt the City should consider the people's thoughts on this and not just the City's. He felt the City could collect money in many ways including enforcing the ordinances.

11) James D. Atten, 29W250 Gary's Mill, West Chicago, recommended that the City Council consider the timing of these annexations. Many of the people are elderly and on fixed incomes. These are trying financial times.

## **6. Correspondence and Announcements.**

City Clerk Smith said she had the Friends of the City Museum calendars available. The Mayor said they are \$10.00, but for members they are \$8.00.

**Upcoming Meetings.** The Mayor announced the following meetings.

- February 2, 2010                      Plan Commission/Zoning Board of Appeals
- February 4, 2010                      Infrastructure Committee
- February 8, 2010                      Development Committee (cancelled)

**7. Corporate Disbursement Report.** Alderman Connelly made a motion, seconded by Alderman Radkiewicz, to approve the February 1, 2010, Corporate Disbursement Report in the amount of \$ 501,329.09. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Dimas, John Smith, Connelly, Stout, and Dzierzanowski. Voting Nay: 0. Alderman Pineda abstained. Motion carried.

## **8. Consent Agenda – Consideration of an Omnibus Vote.**

\* **Development Committee:** Alderman Pineda read and explained the following items:

**A. Ordinance 10-O-0001** – An Ordinance of the City of West Chicago, Illinois, Providing for an Annexation of Certain Territory – 32W350 and 32W371 Smith Road

**B. Ordinance 10-O-0003** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 31W351 North Avenue

**C. Ordinance 10-O-0004** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the M Manufacturing District – 31W351 North Avenue (south side of North Avenue east of the CN Railroad Tracks)

**D. Ordinance 10-O-0005** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 3N155 Powis Road

**E. Ordinance 10-O-0006** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the M Manufacturing District – 3N155 Powis Road (east side of Powis Road between North Avenue and Powis Court)

**F. Ordinance 10-O-0007** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 31W010 Hawthorne Lane

**G. Ordinance 10-O-0008** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the B-2 General Business District – 31W010 Hawthorne Lane (south side of Hawthorne Lane between Pilsen Road and MacQueen Drive)

**H. Ordinance 10-O-0009** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Pilsen Road, Lane Road and Lee Road, East of Pilsen Road

**I. Ordinance 10-O-0010** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Illinois Prairie Path West of Industrial Drive

**J. Ordinance 10-O-0011** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the M, Manufacturing and A, Airport Authority District – Illinois Prairie Path West of Industrial Drive

**K. Ordinance 10-O-0012** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Illinois Prairie Path East of Kautz Road

**L. Ordinance 10-O-0013** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Union Pacific Railroad and Adjacent Property between Kress Road and Roosevelt Road

**M. Ordinance 10-O-0014** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the A, Airport District – Vacant Land on the East Side of the Intersection of the Union Pacific Railroad and Roosevelt Road

**N. Ordinance 10-O-0015** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Pomeroy Street and Brown Street between Sherman Street and Pearl Street

**O. Ordinance 10-O-0016** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the R-5 Single Family Residence District – Pomeroy Street and Brown Street between Pearl Street and Sherman Street

**P. Ordinance 10-O-0017** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Portion of Pioneer Park

**Q. Ordinance 10-O-0018** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – Pearl Road between Forest Avenue and Roosevelt Road

**R. Ordinance 10-O-0019** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the R-3 Single Family Residence and B-2 General Business District – Pearl Road between Forest Avenue and Roosevelt Road

**S. Ordinance 10-O-0020** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – West Side of Route 59 at Gary's Mill Road

**T. Ordinance 10-O-0021** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the B-2 General Business District – West Side of Route 59 at Gary's Mill Road

**U. Ordinance 10-O-0022** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 29W250 Gary's Mill Road

**V. Ordinance 10-O-0023** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 29W141 Gary's Mill Road

**W. Ordinance 10-O-0024** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 905 Hillview Avenue

**X. Ordinance 10-O-0025** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the R-3 Single Family Residence District – 905 Hillview Avenue

**Y. Ordinance 10-O-0026** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 1N435 and 1N463 Ingalt Avenue

**Z. Ordinance 10-O-0027** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the R-2 Single Family Residence District – 1N435 and 1N463 Ingalt Avenue (east side of Ingalt Avenue at Ray Avenue)

**AA. Ordinance 10-O-0030** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 2N166 Prince Crossing Road

**BB. Ordinance 10-O-0031** – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the R-2 Single Family Residence District – 2N166 Prince Crossing Road (west side of Prince Crossing Road north of Hawthorne Lane)

**CC. Ordinance 10-O-0032** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – South Side of North Avenue between Prince Crossing Road and Ancient Oaks Drive

Alderman Pineda made a motion, seconded by Alderman Monroe, to adopt the items on the consent agenda. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, John Smith, Connelly, Stout, and Dzierzanowski. Voting Nay: 0. Motion carried.

- \* **Infrastructure Committee:** No report
- \* **Public Affairs Committee:** No report
- \* **Finance Committee:** No report
- \* **Items Not Sent to Committee:** The Mayor read and explained the following items:

**DD. Approve** – City Council Meeting Minutes of January 18, 2010

**EE. Resolution 10-R-0006** – A Resolution Authorizing the Mayor to Accept an Easement for Detention and Watermain – 1400 S. Neltnor Boulevard

**FF. Resolution 10-R-0010** – A Resolution Authorizing the Mayor to Execute a Contract Agreement with Cemetery Management, Inc., for Professional Services Related to Cemetery Sexton at the City's Glen Oak and Oakwood Cemeteries for FY 2010

Alderman Connelly made a motion, seconded by Alderman Dimas, to adopt those items on the consent agenda. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, John Smith, Connelly, Stout, and Dzierzanowski. Voting Nay: 0. Motion carried.

#### **9. Reports by Committees.**

**A. Ordinance 10-O-0028** – An Ordinance of the City of West Chicago, Illinois, Providing for Annexation of Certain Territory – 1N761 Arbor Avenue and 29W715 and 29W745 Hawthorne Lane

**B. Ordinance 10-O-0029** – An Ordinance Rezoning Land from ER-1 Estate Residential District to the R-1 Single Family Residence District 1N761 Arbor Avenue and 29W715 and 29W745 Hawthorne Lane (southeast corner of Arbor Avenue and Hawthorne Lane)

Alderman Pineda made a motion, seconded by Alderman Jim Smith, to adopt Ordinances 10-O-0028 and 10-O-0029. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, John Smith, Connelly, and Stout. Voting Nay: Alderman Dzierzanowski. Motion carried.

**10. Unfinished Business.** None

**11. New Business.** None

**12. Mayor's Comments.** The Mayor said tonight the City Council took action to annex properties surrounded by West Chicago. There were comments about taxes, but those who live in the City have paid for the roads into the annexed areas. Residents in the unincorporated areas have benefited from being close to West Chicago. The Mayor said he expects the new residents to be as happy to live in West Chicago as the current residents do, and over time realize all the plusses of the City. He said the DuPage Sheriff is probably one of the best in the nation, but under mutual response, West Chicago police show up first. He said the money spent to join the City is money well spent. The City expects property improvements and enhancement of all property. He said "We welcome you into the City with open arms."

The Mayor also hoped the people of West Chicago would vote tomorrow. The people running for office think they can make a difference.

**13. Executive Session.** There was no executive session.

**14. Items to be Referred for Final Action from Executive Session.** Not applicable.

**15. Adjournment.** At 7:50 pm, Alderman Chassee made a motion, seconded by Alderman Stout, to adjourn. Motion was carried by voice vote.

Respectfully submitted,

Nancy M. Smith  
City Clerk