

These minutes were approved at the 8/2/10 City Council meeting with an amendment at 9.D.

CITY OF WEST CHICAGO – 475 Main Street

CITY COUNCIL MINUTES - **AMENDED**

Regular Meeting

July 19, 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 Murphy led all in the pledge of allegiance.

**3. Invocation.** The City Clerk gave the invocation.

**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, Alan Murphy, John C. Smith, Joey Gianforte, Nanette B. Connelly, Nicholas Dzierzanowski, and Matt Fuesting present. Alderman Rebecca Stout was 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 Keith E. Letsche, Public Works Director Rob Flatter, and City Administrator Michael L. Guttman.

**5. Public Participation.** The following person spoke during public participation.

John Kruser, CableCom, Channel 17, thanked the following people for their help with recording Railroad Days: Wayne and Dave of the West Chicago Chamber of Commerce, announcers Gene Rennels and Anna Durso, Technical Director Pat Kramford (filling in for Bob Martin), camera operators Rebecca Tulloch and Axle Borja, Steve from ESDA, Comcast for the Remote Recording Facilities, and Comcast engineers Mike and Don. Mr. Kruser said the 2010 Railroad Days Parade and music would be shown this week on Tuesday and Thursday.

**6. Correspondence and Announcements.**

Alderman Pineda said the *3<sup>rd</sup> Annual Golf for a Cure* would be held this Friday, July 23, 2010, at the St. Andrews Country Club. It has been sold out, but people can still come to dinner (\$40.00) and also participate in the auction. Proceeds benefit the Juvenile Diabetes Research Foundation.

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

- |                 |   |
|-----------------|---|
| - July 20, 2010 | Plan Commission/Zoning Board of Appeals |
| - July 22, 2010 | Finance Committee (cancelled)           |
| - July 26, 2010 | Public Affairs Committee                |
| - July 27, 2010 | Historical Preservation Commission      |

**7. Corporate Disbursement Report.** Alderman Connelly made a motion, seconded by Alderman Radkiewicz, to approve the July 19, 2010, Corporate Disbursement Report in the amount of \$ 338,631.09. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Dimas, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting. Voting Nay: 0. Aldermen Pineda and Murphy abstained. Motion carried.

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

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

**A. Approve** – Façade Improvement Funds for 218 Main Street and 219, 221, and 223 Turner Court (for an amount not to exceed \$4,995.00)

**B. Ordinance 10-O-0062** – An Ordinance Amending the Code of Ordinances of the City of West Chicago – Appendix A, Section 6.8 (B) of the Zoning Code

**C. Ordinance 10-O-0065** – An Ordinance Granting a Side Yard Setback Variance for 910 Main Street (removed and voted upon separately)

**D. Resolution 10-R-0067** – A Resolution Approving the Final Plat of Faith Community Church's Resubdivision (removed and voted upon separately)

**E. Resolution 10-R-0070** – A Resolution Approving a Plat of Abrogation – 910 Main Street (removed and voted upon separately)

Alderman Pineda made a motion, seconded by Alderman Monroe, to adopt those items on the consent agenda (8.A and 8.B). Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting. 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:

**F. Approve** – City Council Meeting Minutes of July 5, 2010

**G. Ordinance 10-O-0069** – An Ordinance Authorizing the Disposal of Surplus Equipment Owned by the City of West Chicago

**H. Resolution 10-R-0069** – A Resolution Authorizing the Mayor to Execute a Contract Agreement for the 2010 North Oak Street Rehabilitation Project with Orange Crush LLC (for an amount not to exceed \$651,936.50)

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

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

From 8.C **Ordinance 10-O-0065** – An Ordinance Granting a Side Yard Setback Variance for 910 Main Street

From 8.D **Resolution 10-R-0067** – A Resolution Approving the Final Plat of Faith Community Church's Resubdivision

From 8.E **Resolution 10-R-0070** – A Resolution Approving a Plat of Abrogation – 910 Main Street

**A. Ordinance 10-O-0059** – An Ordinance Approving a First Amendment to the Final PUD Plan of Lot 2 in the Crossing of DuPage Unit 3 Subdivision – 535 Shingle Oak Drive

**B. Ordinance 10-O-0060** – An Ordinance Granting a Special Use for a Moving and Storage Facility – 535 Shingle Oak Drive

**C. Resolution 10-R-0065** – A Resolution Approving the Final Plat of Resubdivision of Crossings of DuPage Unit 3

**D. Approve** – Additional Façade Improvement Funds – Murphy's Ace Hardware – 319 S. Neltor (for an amount not to exceed \$2,774.36)

Alderman Dzierzanowski made a motion, seconded by Alderman ~~Beifuss~~, **PINEDA** (per Alderman Beifuss) to table Ordinance 10-O-0065, Resolution 10-R-0067, and Resolution 10-R-70. During discussion Alderman Dzierzanowski said at the Development Committee meeting these items were to be discussed at the August meeting. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting. Voting Nay: 0. Motion carried.

Alderman Pineda made a motion, seconded by Alderman Dimas, to adopt Ordinance 10-O-0059, Ordinance 10-O-0060, Resolution 10-R-0065, and approve additional façade improvement funds for Murphy's Ace Hardware. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting. Voting Nay: 0. Alderman Murphy abstained as this would be a conflict of interest. Motion carried.

**10. Unfinished Business.** None

**11. New Business.** None

**12. Mayor's Comments.** The Mayor said Railroad Days was just completed and he wanted to tell the public how proud he was of how everyone reacted to an outstanding activity. He

said the service clubs, such as Sister Cities, the Lions, and others, come out every year. Times may be tough, but this administration shows the public that the City cares. This type of event brings everyone together and has one purpose: to have a good time. The Mayor thanked all the supporters and those who attended the parade.

The Mayor said Alderman Murphy brought to the City Council's attention information about a proposed vote to annex Kline Creek Farm into Winfield and out of West Chicago. Today the Mayor received a telephone call from Chairman Pierotti of the Forest Preserve who said the matter is being brought up again. The Mayor said Winfield wants to change history as Kline Creek Farm has been in West Chicago since its beginning. He said there is no reason for a change. Roger Kotecki of the Forest Preserve is the one bringing forth the proposal. The Mayor urged people to write to Mr. Kotecki and the Forest Preserve and express their opposition to this proposal. The Mayor said Alderman Murphy would be keeping a close eye on this matter.

**13. Executive Session.** At 7:20 pm, Alderman Fuesting made a motion, seconded by Alderman Murphy, to recess into executive session to discuss land acquisition [5 ILCS 120/2(c)(5)], probable litigation [5 ILCS 120/2(c)(11)], and review of Official Record [5 ILCS 120/2(c)(21)].

Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting. Voting Nay: 0. Motion carried. Minutes for the executive session are filed separately.

The regular meeting resumed at 7:40 pm. Roll call found Alderman Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting present.

Aldermen Dzierzanowski and Pineda apologized for tabling Ordinance 10-O-0065 – An Ordinance Granting a Side Yard Setback Variance for 910 Main Street, Resolution 10-R-0067 – A Resolution Approving the Final Plat of Faith Community Church's Resubdivision, and Resolution 10-R-0070 – A Resolution Approving a Plat of Abrogation – 910 Main Street, as they were confused with another church. Alderman Pineda made a motion, seconded by Alderman Beifuss, to take these three items off the table. Motion was carried by voice vote.

Alderman Pineda made a motion, seconded by Alderman Beifuss, to adopt Ordinance 10-O-0065, Resolution 10-R-0067, and Resolution 10-R-0070. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Gianforte, Connelly, Dzierzanowski, and Fuesting. Voting Nay: 0. Motion carried.

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

**15. Adjournment.** At 7:42 pm, Alderman Chassee made a motion, seconded by Alderman Murphy, to adjourn. Motion was carried by voice vote.

Respectfully submitted,

Nancy M. Smith  
City Clerk