

MINUTES
ST. CHARLES CITY COUNCIL MEETING
LORA A. VITEK, MAYOR
MONDAY, NOVEMBER 1, 2021 – 7:00 P.M.
CITY COUNCIL CHAMBERS
2 E. MAIN STREET

1. Call to Order.

The meeting was called to order by Mayor Vitek at 7:01 pm.

2. Roll Call.

Present: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bongard, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner, Ald. Weber

Absent: None

3. Invocation by Ald. Payleitner

4. Pledge of Allegiance.

5. Presentations

6. Motion by Ald. Bancroft, second by Ald. Wirball to approve the Omnibus Vote.

Items with an asterisk (*) are considered to be routine matters and will be enacted by one motion. There will be no separate discussion on these items unless a council member/citizen so requests, in which event the item will be removed from the consent agenda and considered in normal sequence on the agenda.

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

***7. Motion by Ald. Bancroft, second by Ald. Wirball to approve and place on file minutes of the regular City Council meeting held October 18, 2021.**

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

***8. Motion by Ald. Bancroft, second by Ald. Wirball to approve and hold minutes of the Government Operations Committee and Government Services Committee executive session meetings held September 8, 2020; September 28, 2020; January 4, 2021; January 19, 2021; March 22, 2021; August 2, 2021.**

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

9. **Motion by Ald. Lencioni, second by Ald. Bancroft to** continue to maintain confidentiality of City Council executive session meeting minutes for previous meetings.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *10. **Motion by Ald. Bancroft, second by Ald. Wirball to** approve and place on file minutes of the City Council Retreat meeting held September 25, 2021.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *11. **Motion by Ald. Bancroft, second by Ald. Wirball to** approve and authorize issuance of vouchers from the Expenditure Approval List for the period of 10/4/2021 – 10/17/2021 in the amount of \$4,496,894.99.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *12. **Motion by Ald. Bancroft, second by Ald. Wirball to** approve and place on file the Treasurer Report for period ending September 30, 2021.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried

I. New Business

- A. **Motion by Ald. Bancroft, second by Ald. Bessner to** approve an **Ordinance 2021-M-46** Confirming and Extending a Declared State of Emergency within the City of St. Charles Due to the COVID-19 Pandemic until the next regularly scheduled City Council Meeting.
Roll Call Vote: Ayes: Ald. Balla, Ald. Bancroft, Ald. Lencioni, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: Ald. Silkaitis, Ald. Payleitner, Ald. Pietryla.
Motion Carried
- Ald. Pietryla asked if other communities have done away with this type of ordinance. Ms. McGuire responded she did not know of other communities who have stopped doing this but explained that this is a procedure to make sure that we are keeping with the Governor's orders in case any funding, or any items do come down that are contingent upon that executive order.

- Ald. Pietryla said last council meeting he mentioned that he was weary of continuing this due to the speculation so he reviewed some the guidance from the Treasury Department and I still think we are speculating to much, so I will not be supporting this.
- Ald. Silkaitis said we are improving right now and I don't see any new funds being available and we are waiting for the funds we were promised from the federal government. I will be voting no on this too.
- Ald. Payleitner asked if the occasion came that we need to do this again, we can? Mayor Vitek responded yes.
- Ald Bancroft asked if we have any assurance that a lapse is this won't cause us a negative repercussion?
- Ms. McGuire said none available at this time and there is no downside for keeping it in place.
- Ald. Bancroft said, so just to be clear, no assurance that there could be a negative repercussion from a no vote on this?
- Attorney Peppers said no assurance on that.
- Ald. Bancroft said so if you vote no, would understand that if there is a negative repercussion it is on them.
- Ald. Payleitner said, I will take it.
- Ald. Silkaitis agreed and said he doesn't think we need this executive authorization now.

B. Motion by Ald. Weber, second by Ald. Lencioni to approve recommendation from Mayor Vitek to appoint Russell Colby as Director of Community Development.

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

C. Motion by Ald. Wirball, second by Ald. Bessner to approve recommendation to approve Funds Transfer Resolutions 2021-T-3 authorizing budgeted transfers in the aggregate amount of \$7,345,112.47 for miscellaneous transfers.

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

- Ald. Pietryla asked about the fund transfer from the general fund to the water fund and sewer funds. Technically the utilities pay for themselves so is this a result of some capital project going over? Is this why it is occurring?
- Colleen Lavery explained we write checks for payable from one fund and then the other fund has to reimburse.
- Ald. Lencioni asked if this was an annual process. Ms. Lavery responded that this is done quarterly, and this is the normal course of action.

II. Committee Reports

A. Government Operations

1. Motion by Ald. Silkaitis, second by Ald. Pietryla to approve a Proposal for a C-1 Liquor

License Application for Brandon Wayne Enterprises, LLC dba The Lewis, located at 106 E. Main Street.

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None; Recuse: Ald. Lencioni

Motion Carried

- *2. Motion to approve the auditors reports for the fiscal year ending April 30, 2021, including the Comprehensive Annual Financial Report, Independent Auditor's Report Pursuant to Uniform Guidance, Board Communication, Pension Fund Reports, TIF Compliance Reports, and Sales Tax Revenue Bond Compliance Report.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *3. Motion to approve and place on file minutes of the October 18, 2021 Government Operations Committee meeting.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried

B. Government Services

- *1. Motion by Ald. Bancroft, second by Ald. Wirball approve a **Resolution 2021-12** to award the Bid for the Walnut Street Watermain and Storm Sewer Improvements.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *2. Motion by Ald. Bancroft, second by Ald. Wirball approve a **Resolution 2021-13** to award an Engineering Services Contract for the Eastern Trunk Sewer Main Replacement.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *3. Motion by Ald. Bancroft, second by Ald. Wirball approve a **Resolution 2021-14** to award Change Order No. 1 for the IL Rt. 31 and Roosevelt Sewer Main Replacement Project.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried
- *4. Motion by Ald. Bancroft, second by Ald. Wirball approve a **Resolution 2021-15** to authorize the Sale of Items of Personal Property Owned by the City of St. Charles via an Online Auction to the Highest Bidder.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

- *5. Motion by Ald. Bancroft, second by Ald. Wirball approve a **Resolution 2021-16** to authorize the Purchase of Untreated Rock Salt through the State of Illinois Joint Purchasing Program.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carried

C. Planning and Development

- *1. Motion by Ald. Bancroft, second by Ald. Wirball approve and place on file minutes of the October 11, 2021 Planning & Development Committee.
Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.
Motion Carries

13. Additional Items from Mayor, Council, Staff, or Citizens

Phil Kessler, 345 South Second St., St. Charles

- Mr. Kessler asked for the City's help with issues at the parking garage near his home. Mr. Kessler has witnessed drag racing and other automotive chaos and it has been going on for over two years. Mr. Kessler mentioned that there are modified import cars that have been modified to make the car sound like a race car. It is very loud. He shared pictures of tire marks from the top floor of the parking garage. He has noticed that there is only one camera at the top floor. He has also witnessed racing on the length of the fourth floor. He also has been harassed by people in the garage who were the watchers for the racing and he has been followed.
- Mr. Kessler has some suggestions, including add a speedbump on the east side of the fourth floor; add a security guard and more cameras to all levels; a gate system or other traffic controls.
- Mayor Vitek thanked Mr. Kessler for bringing this to our attention and apologized for the situation that you have encountered. Staff will be working on this.
- Mr. Kessler has spoken to businesses and other residents, and they have experienced problems.
- Ald. Silkaitis heard the car noises when he was driving recently.
- Officer Pierce said we have had these issues going on at the parking deck. We kids out all the time. It is a constant watch for us.. He said sometimes there are officers there but not always. We have more than one camera, on the fifth floor we have installed multiple cameras. He has put in for a grant to install cameras on the rest of the levels. He said this issue is a top priority and appreciate you bringing this up. He encouraged all residents to call 911 if they experience anything like this at the parking garage. We will come investigate.
- Ald. Wirball asked who views the cameras?
- Officer Pierce said any officer can view the cameras. We don't have anyone dedicated to watching it all the time.

- Ald. Wirball asked if we received bids for cameras for all the floors. Officer Pierce said \$55,000 for all floors.
- Officer Pierce said he would investigate why there is not a speed bump. He said this could be because of snow removal or space for fire apparatus.
- Ald. Bessner said earlier this year or last summer we invested \$400,000 for cameras and barriers around the 5th floor perimeter which helped on in the long run. He asked what do we do next, since the situation is getting any better. This can't go on. Is there away to put something up to stop the cars from spinning.
- Officer Pierce will check on speed bump options. We will talk to all the departments and said this is continuous problem we are working on. The cameras and the investment on the roof have helped. But the City is not alone with these issues, anyone with a parking deck.
- Mayor Vitek said it seems that Police staff is looking into this and we need more time to review all the options. Would look into this and bring something back to the City Council once you have progress on the grant opportunity and to review the comments Mr. Kessler. Officer Pierce said yes.
- Ald. Lencioni asked if any citations have been given. Officer Pierce said if we catch them, they are given a citation for trespassing.
- Ald. Wirball would like a copy of the bid for the cameras.

A. No Executive Session

- Personnel –5 ILCS 120/2(c)(1)
- Pending Litigation – 5 ILCS 120/2(c)(11)
- Probable or Imminent Litigation – 5 ILCS 120/2(c)(11)
- Property Acquisition – 5 ILCS 120/2(c)(5)
- Collective Bargaining – 5 ILCS 120/2(c)(2)
- Review of Executive Session Minutes – 5 ILCS 120/2(c)(21)

14. Adjournment

Motion by Ald. Wirball, second by Ald. Lencioni to adjourn the meeting at 7:25 pm.

Roll Call Vote: Ayes: Ald. Silkaitis, Ald. Balla, Ald. Payleitner, Ald. Bancroft, Ald. Lencioni, Ald. Pietryla, Ald. Wirball, Ald. Bessner; Ald. Weber; Nays: None.

Motion Carried

Nancy Garrison, City Clerk

CERTIFIED TO BE A TRUE COPY OF ORIGINAL

Nancy Garrison, City Clerk

ADA Compliance

Any individual with a disability requesting a reasonable accommodation in order to participate in a public meeting should contact the ADA Coordinator, Jennifer McMahon, at least 48 hours in advance of the scheduled meeting. The ADA Coordinator can be reached in person at 2 East Main Street, St. Charles, IL, via telephone at (630) 377 4446 or 800 526 0844 (TDD), or via e-mail at jmcmahon@stcharlesil.gov. Every effort will be made to allow for meeting participation. Notices of this meeting were posted consistent with the requirements of 5 ILCS 120/1 et seq. (Open Meetings Act).