

**MINUTES FROM THE MEETING OF THE ST. CHARLES CITY COUNCIL
HELD ON MONDAY, DECEMBER 5, 2016 – 7:00 P.M.
CITY COUNCIL CHAMBERS, IN THE CITY COUNCIL CHAMBERS
2 E. MAIN STREET ST. CHARLES, IL 60174**

1. **Call To Order By Mayor Raymond Rogina at 7:15 P.M.**

2. **Roll Call.**

Present: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

Absent: None

3. **Invocation by Alder. Paylietner.**

4. **Pledge of Allegiance.**

- Cub Scout Pack 113 presenting the Colors.

5. **Presentations**

6. **Motion by Krieger, seconded by Gaugel to approve the Omnibus Vote.**

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED

*7. **Motion by Krieger, seconded by Gaugel to accept and place on file minutes of the regular City Council meeting held November 19, 2016.**

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

*8. **Motion by Krieger, seconded by Gaugel to approve and authorize issuance of vouchers from the Expenditure Approval List for the period of 11/17/2016 – 11/20/2016 the amount of \$9,302,515.90.**

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

I. New Business

A. Motion by Stellato, seconded by Turner to approve the **Ordinance 2016-M-45** for the Annual Tax Levy.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED

B. Motion by Silkaitis, seconded by Payleitner to approve an **Ordinance 2016-M-46** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 1A (Central Business District).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- C. Motion by Payleitner, seconded by Lemke to approve an **Ordinance 2016-M-47** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service area Number 1B (Downtown Revitalization).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- D. Motion by Lemke, seconded by Turner to approve an **Ordinance 2016-M-48** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 5 (Central Manufacturing District).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- E. Motion by Turner, seconded by Bancroft to approve an **Ordinance 2016-M-49** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 6 (Cambridge East).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- F. Motion by Bancroft, seconded by Krieger to approve an **Ordinance 2016-M-50** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 7 (Central Manufacturing District).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- G. Motion by Krieger, seconded by Gaugel to approve an **Ordinance 2016-M-51** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 10 (Royal Fox I).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- H. Motion by Gaugel, seconded by Bessner to approve an **Ordinance 2016-M-52** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 13 (Red Gate).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

- I.** Motion by Bessner, seconded by Lewis to approve an **Ordinance 2016-M-53** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 21.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- J.** Motion by Lewis, seconded by Stellato to approve an **Ordinance 2016-M-54** for the Levy and Assessment of Taxes for the Year 2016 in and for the City of St. Charles Special Service Area Number 57 (Legacy Business Center).
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- K.** Motion by Stellato, seconded by Krieger to approve a **Resolution 2016-127** Authorizing the Execution of a Release of Reserved Easements and Right to Re-Acquire (North Fourth Avenue – Delnor PUD).
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

II. Committee Reports

A. Government Operations

1. Motion by Stellato, seconded by Silkaitis to approve a proposal for a Massage Establishment license for Summer Spa to be located at 1550 E Main Street.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Gaugel, Bessner, Lewis
NAY: Krieger ABSENT:
MOTION CARRIED

- **Alder. Payleitner**
I need some assurance, I was not at the meeting, but in the minutes, it says the licensee needed an interpreter. Is that correct?
- **Mayor Rogina**
Yes
- **Alder. Payleitner**
Will that be an issue for conducting business?
- **Mayor Rogina**
I will defer to Chief Keegan.
- **Chief Keegan**
The licensee has owned and operated a business in Mount Prospect and we have checked with authorities there. There was an interpreter present for both the liquor and committee

meetings. I would stand on the discussions and will make sure they are in compliance with all of our ordinances.

- **Alder. Paylietner**

My concern is when we have violations in this category, that the defendants have plead a language barrier. I am hoping that we are not setting ourselves up for an issue.

- **Chief Keegan**

We will check that business as far as compliance checks and inspections if there is a violation, I will stand on the proceedings of the liquor control commission.

- **Mayor Rogina**

The liquor commission and commissioner didn't take that in consideration at all. If you are going to operate a business in St. Charles, you have to abide by our rules. Language is no excuse

- **Alder. Payleitner**

It was not an understanding of the law, it was a misunderstanding of the conversation. That's where my concern is.

- **Chief Keegan**

We were very deliberate in our expectation. We had a good dialogue. I would say the City's expectations were very clear.

- **Mayor Rogina**

I would say, nothing was lost in translation.

2. Motion by Stellato, seconded by Bessner to approve a proposal of a Massage Establishment for Mixology Salon Spa, 116 W Main Street, St. Charles.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Gaugel, Bessner, Lewis

NAY: Krieger ABSENT:

MOTION CARRIED

- *3. Motion by Krieger, seconded by Gaugel to approve the Listing and Marketing Agreement with FIRETEC Used Fire Apparatus Sales and the sale of the 1995 Seagrave Fire Apparatus.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *4. Motion by Krieger, seconded by Gaugel to approve Recommendation for the purchase of a replacement fire engine for the Fire Department and the sale of the current apparatus.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *5. Motion by Krieger, seconded by Gaugel to accept and place on file minutes of the November 21, 2016 Government Operations Committee Meeting.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

B. Government Services

- *1. Motion by Krieger, seconded by Gaugel to accept and place on file the Minutes of the October 24, 2016 Government Services Committee Meeting.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *2. Motion by Krieger, seconded by Gaugel to approve a Budget Addition in the amount of \$131,661 for an additional Citywide Leaf Collection.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *3. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-128** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a Purchase Order to Kramer Tree Services for a Fourth Citywide Leaf Pick Up.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *4. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-129** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a Purchase Order to Advanced Disposal for Citywide Bag Leaf Pick-Up Services during the month of December 2016.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *5. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-130** Authorizing the Mayor and City Clerk of the City of St. Charles to approve Subsidy to the Homeowners Sewer Assistance Policy for the Homeowners at 1242 South 11th Street.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *6. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-131** Authorizing the Mayor and City Clerk of the City of St. Charles to approve Illinois Department of Transportation Resolution Regarding Non-Routine Maintenance Work Within the State Right of Way for 2017 and 2018.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner,
Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

- *7. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-132** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a Resolution for Kane County Community Development Fund Grant Application.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *8. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-133** Authorizing the Mayor and City Clerk of the City of St. Charles to award the Bid and approve a Purchase Order to Osmose Utility Services, Inc. for Pole Testing Services.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *9. Motion by Krieger, seconded by Gaugel to approve a **Resolution 2016-134** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a Purchase Order to Archon Construction for Landscape Restoration Services.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *10. Motion by Krieger, seconded by Gaugel to approve an **Ordinance 2016-M-55** Amending Title 10 “Vehicles and Traffic”, Chapter 10.58 “Towing Services”, Section 10.58.040 “Selection and Designation of Towing Services”, Section 10.58.060 “Business Operation”, Section 10.58.100 “Roster Fee”, Section 10.58.140 “Assignment”, Section 10.58.180 “Dispatching Requirements”, Section 10.58.200 “Fees”, 10.58.280 “Insurance”, 10.58.420 “Failure to Provide Services – Penalty” of the St. Charles Municipal Code.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Krieger, Gaugel, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

C. Planning and Development

None

D. No Executive Session

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

- Alder Turner wished Mayor Rogina a happy birthday.
- Mayor Rogina shared that he attended the Baker Methodist Church to listen to the St. Charles Singers perform their Christmas Concert. It was really good. It would be worth your while to see this group.

10. Adjournment

Motion by Bessner, seconded by Krieger, to adjourn meeting
VOICE VOTE UNANIMOUS MOTION CARRIED
Meeting adjourned at 7:31 P.M.

Nancy Garrison, City Clerk

CERTIFIED TO BE A TRUE COPY OF ORIGINAL

Nancy Garrison, City Clerk