

**MINUTES FOR THE MEETING OF THE ST. CHARLES CITY COUNCIL
HELD TUESDAY, SEPTEMBER 5, 2017 – 7:00 P.M.
IN THE CITY COUNCIL CHAMBER, CITY OF ST. CHARLES
2 E. MAIN STREET, ST. CHARLES, IL 60174**

1. **Call to Order** by Mayor Rogina at 7pm
2. **Roll Call**
Present – Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
3. **Invocation** by Ald. Payleitner
4. **Pledge of Allegiance.**
5. **Presentations**
 - Presentation of a Proclamation Declaring September 9th as Lazarus House 20th Anniversary in the City of St. Charles.
 - Presentation of a Proclamation Declaring September 23rd as Gold Star Mission Day in the City of St. Charles.
 - Presentation of a Proclamation Declaring the Month of September as Pediatric Cancer Awareness Month in the City of St. Charles.
 - Presentation of a Proclamation Declaring the Month of September as National Suicide Prevention Awareness Month in the City of St. Charles.
 - Presentation of a Proclamation Declaring September 11th through September 15th as Chamber of Commerce Week in the City of St. Charles.
 - Presentation of recognition from Theresa Heaton Facilitator of the Kane County Breastfeeding Coalition to the City of St. Charles, Human Resources Department.
 - Presentation of Awards to Officers of the St. Charles Police Department by Police Chief Keegan.
6. **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.
- *7. Motion by Ald. Stellato and seconded by Ald. Silkaitis to accept and place on file minutes of the regular City Council meeting held August 21, 2017.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**
- *8. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve and authorize issuance of vouchers from the Expenditure Approval List for the period of 07/31/2017 – 08/13/2017 the amount of \$7,441,176.50.

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

NAY: 0

ABSENT: None

MOTION CARRIED

I. Old Business

- A. Recommendation by Ald. Lemke and seconded by Ald. Turner to reject the Rt. 31 and Red Gate Road site as the new location for the Police Facility.

Mark Koenen: I am going to go through a process on how we handle old business item A and new business item A tonight. As many of you are familiar, we have been working on selection of a police department site for about two years. That process has drugged on longer than normal. In that effect, that is what relates to the process I'm going to speak to first. Old business, item A, is an item that the city council has been postponing in making a selection on the police department for about six months. There was a recommendation that was fostered at committee about six months ago that said 'lets put the police department at the intersection of Route 31 and Red Gate road. This is property that the City already owns. It received a positive recommendation in committee. When it was presented to the city council you all chose to postpone that decision for further study. That relates to New Business Item A. This item relates to a conversation that has been going on for almost five or six months now that the city of St. Charles has been engaged with acquiring property at the former Valley Shopping Center site. We now have concluded and are presenting tonight a contract on that piece of property. In terms of voting, on old business item A, a no vote is to reject the police department station being placed at Route 31 and Red Gate road. A yes vote would mean you would want that location for the police department. We usually vote yes for things, we don't often vote no. To clarify, on new business item A, a yes vote means yes we want to proceed with the contract at the Valley Shopping Center location and a no vote is the opposite. I'll hesitate with that unless there are any questions on old business item A and maybe before we get to new business item A, I'll return with Chief Keegan because we have some background and introductory comments on that.

Mayor Rogina: I don't want to upset the apple cart here, but it would require to have what you talked about, a yes and no vote requires someone to put that item into play, if you will, as a motion. What I suggest, with the city councils approval, would be to make the motion to reject the recommendation to select the Route 31 and Red Gate Road site. That would or could be seconded and then we can vote yes on that.

Mark Koenen: That would be very positive.

Mayor Rogina: So that everyone knows where we're we are coming from, old business item A. With that, whatever your pleasure is I'm listening.

Ald. Lemke: I would move to reject.

Ald. Turner: Second

Mayor Rogina: Moved by Lemke and seconded by Turner. The motion is to reject the Route 31 and Red Gate Road site recommendation. That recommendation was by council committee back in February. The motion is to reject that recommendation now and move forward with new business. If you vote yes, you are

voting to reject the recommendation, if you vote no you are voting not to reject that recommendation. Before we call role, is that clear to everyone? Any questions?

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

Mayor Rogina: That motion carries and takes that item off the table, if you will. With that City Administrator, let's discuss before we even make a motion, new business item A.

II. New Business

Mark Koenen: Thank you again. As a continuation of background, the City of St. Charles has a contract that would include us purchasing about 6-1/2 acres. It is along the very south line of the Valley Shopping Center site. For those of you who are familiar with the site, may remember that there is an east/west stretching row of constant buildings, there were a number of businesses in there at one point and I'll call it the Aldi's Building. That is generally the site that we are acquiring along with the entrance drive, which extends to Route 64/Main Street. The advantage of this site in particular is two fold. Number 1-I would say it is in the Greater Downtown Area and central to the city of St. Charles in terms of its location. On Route 64, this means its location is easy for motorists to find and it is certainly pedestrian friendly and can become even more pedestrian friendly as we look ahead to the future. Finally, it is a site that I think that the community has suggested that we should be looking at because the Valley Shopping Center site is one that we looked at for a couple of years in conjunction with the Route 31 and Red Gate Site and I think that the general comment that I have received from the community at large is that we really like that Valley Shopping Center site. With that, I would encourage you to move ahead with this project and we would recommend to advance this project forward with a positive note. I should also indicate that the cost for this acquisition of about 6-1/2 acres is about \$715,000. That would be starting tomorrow with design and architecture work on the project if you advance it forward so we can get construction in 2018. I should also indicate that there is a team of people from the city of St. Charles that worked on this project, in addition to the city council and the mayor it included our Chief of Police (James Keegan), Public Works Director Peter Suhr, Finance Director Chris Minick, City Attorney John McGuirk and also a verity of other support people to help make this project become a reality. There is one additional step in the process. The valley shopping center site needs to be re-subdivided. There is an application, on file with the community and economic development department as of last week. That is a process that we will go through in the city council, planning and development committee and the planning commission that all need to weigh in on subdividing that site. The site needs to be re-subdivided as a condition of our contract being concluded with a closing before the end of this calendar year. So, with that I would ask for you to move forward on that motion to advance the project.

Mayor Rogina: Is there a point of personal privilege here before we move forward or would you rather wait until afterwards Chief Keegan?

Chief Keegan: After the vote is fine.

Mayor Rogina: Someone grace us with the motion, the language is there. I would appreciate it if the motion would take into account the fullness of item A here on our agenda. I am going to also ask the senior member of our city council to make that motion.

Ald. Stellato: Thank you. I'd like to make a motion to accept the real estate owned purchase and sale agreement between Plank Road, LLC and the City of St. Charles in the amount of \$714,765 for the brand new exciting 6.5 acres site for the new police station.

Ald. Silkaitis: Seconded

Mayor Rogina: Seconded by Silkaitis. Further discussion? We can have comments after but further conversation on the motion? Hearing none, with that Chuck, the roll call.

- A. Recommendation by Ald. Stellato and seconded by Ald. Silkaitis to approve **Resolution** 2017-114 to Accept the Real Estate Owned Purchase and Sale Agreement between Plank Road, LLC and the City of St. Charles.

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

NAY: 0

ABSENT: None

MOTION CARRIED

Mayor Rogina: That vote passes unanimously! Chief Keegan, point of personal privilege.

Chief Keegan: Thank you; what an announcement and I just had the weight of the world lifted off my shoulders. On behalf of the men and women of the police department, I have prepared a few statements.

Tonight marks a very special night for both the City of St. Charles and our community! It is also very exciting to the men and women of our police department and we thank you, the City Council for your vision, patience and prudence in making what we believe was an investment in our entire community's future.

The decision to relocate police operations away from its current location to the Valley Shopping Center was not made overnight. After careful consideration, debate and on-going negotiations, we secured a site that the entire City can be proud of. A building that will serve our residents and police employees for generations to come. One that will be the communities building; equipped with meeting space, technology improvements and safety considerations enabling all of us to utilize this station far into future.

I would like to thank Mayor Rogina for making this police station both a priority and a necessity during his term in office. The son of a retired police officer and himself a retired schoolteacher, Mayor Rogina understands the important role police officers play in not only policing a community, but also shaping it. Our reputation within St. Charles and the greater Fox Valley is unprecedented. This is because of the work done by the men and women behind me and it is a testament to both the Mayor's support and trust. I would also like to thank the entire city council for supporting this project from the onset of our space needs study. I know I speak for my entire staff when I say "thank you". In addition, having a City Administrator with the background of Mark Koenen, a Finance Director like Chris Minnick, Rita Tungare on board and a Public Work's Director with the skill-set of Peter Suhr makes this project an exciting one. In addition, I believe we have secured one of the leading police architects in our region and are excited to get started in designing and building a police facility we can all call home.

In closing, tonight's announcement and large turnout by SCPD's finest is really one of the highlights in all of our careers. The chance for all of us to help design and work in a 21st Century police facility is something that most of us only dreamed of. Police employees by their nature are servants; often times thinking of others before themselves. Well, tonight ladies and gentleman, that changed a little bit, tonight it is about us and we thank you! Let's get the shovels ready and start moving some dirt!

Mayor Rogina: The Chief made, what I think was a wonderful and outline of the process and I appreciate that. I jotted some thoughts here and I would like to relay those as well.

As I outlined in a press statement last week, the location of our new police station at the Valley Shopping Center site provides the community with police services that are visible, easy accessible and centrally located. I have driven by that site for a long time and it allows the city to rehabilitate a depressed property for a greater common good. Tonight's vote by these people here, the city council members, our friends, makes the vision a reality. We now can begin an exciting process of implementing this plan. Lead by our staff leaders, with input by our men and woman in blue and other staff members, enforcement of the rule of law in St. Charles will be augmented by a much superior environment. I'll tell you something my friends, I'm most happy for our police force. It has been an excursive in patience as the Chief pointed out. I thank you all for that. The result will be a much more efficient facility for our residents and our protectors. Thank you.

Is there anyone else who wants to make any comments?

Ald. Payleitner: You really said it all Mr. Mayor.

- B. Details regarding the upcoming "Dash in the Dark 5K" taking place on Saturday, October 14, 2017, 7 am to 11 am at Bethlehem Lutheran Church Located at 1145 N. 5th Avenue – Information Only.
- C. Recommendation by Ald. Turner and seconded by Ald. Bancroft for the Approval of Street Closure and Amplification for the 2017 Blocktober event to take place on Sunday, October 29th 11:30 am – 2:30 pm.

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

NAY: 0

ABSENT: None

MOTION CARRIED

III. Committee Reports

A. Government Operations

- *1. Recommendation by Ald. Stellato and seconded by Ald. Silkaitis to approve Funds Transfer **Resolution** 2017-T-3 authorizing budgeted transfers in the aggregate amount of \$3,873,739.41 for debt service payments and miscellaneous transfers.

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

NAY: 0

ABSENT: None

MOTION CARRIED

- *2. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a proposal for a new Class B liquor license for Sushi Diva Japanese Restaurant to be located at 2400 E Main Street Unit 107A, St. Charles (former Shima's Sushi location).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

3. Motion by Ald. Bancroft and seconded by Ald. Gaugel to approve a proposal for a new Class B3 liquor license for ABHY, Inc., dba St. Charles Shell, located at 307 W Main Street, St. Charles.

ROLL CALL VOTE: AYE: Stellato, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner,
NAY: Lewis, Silkaitis, Payleitner ABSENT: None
MOTION CARRIED

- *4. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a proposal for a new Class B license for Eden on the River restaurant to be located at 1 Illinois Street, St. Charles (former Charleston on the River location).

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *5. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve an **Ordinance** 2017-M-27 Amending Title 5, Entitled "Business Licenses and Regulations" Chapter 5.08, "Alcoholic Beverages", 5.08.230, "Licensed Premises – Location Restrictions" of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *6. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve closing Parking Lot J and the 100 Block of Riverside Drive from 7 am to 4 pm for Fire Department Open House Events.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *7. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve City staff to execute an agreement with Harris Computer Systems for City View software upgrade services for a not-to-exceed cost of \$158,708.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *8. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve the City Administrator and

Finance Director to execute an agreement with Paymentus Corporation to provide customer payment processing services to the City.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *9. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution** 2017-115 authorizing the Mayor and the City Clerk of the City of St. Charles to approve the award of a 2017 Ford F-550 XL 4X4 Chassis Cab To Currie Motors (SPC Contract), and Truck Equipment Body Modifications to Monroe Truck Equipment (NJPA Contract) and Sell Replaced Vehicle #1740 2003 F-550.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *10. Motion by Ald. Bancroft and seconded by Ald. Lemke to Approve a **Resolution** 2017-116 Authorizing the Mayor and the City Clerk of the City of St. Charles to Approve the Award of a 2017 Ford F-350 XL 4X4 Chassis Cab, With Knapheide body Modifications/Tommy Lift Gate, to Zimmerman Ford and Sell Replaced 2009 Ford F-550 4X4 Vehicle #1879.

ROLL CALL VOTE: AYE: Stellato, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**
ABSTAIN: Silkaitis

B. Government Services

- *1. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve Downtown St. Charles Partnership Request for Amplification and to close 1st Street to Host Lighting of Lights in the 1st Street Plaza.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *2. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve Amplification and Resolution 2017-117 Authorizing the Mayor and City Clerk of the City of St. Charles to approve the Closure of Routes 64 and 31 for the Electric Christmas Parade.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel, Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *3. Motion by Ald. Stellato and seconded by Ald. Silkaitis to an **Ordinance** 2017-M-28 Amending Title 10 "Vehicles and Traffic", Chapter 10.11 "Rules of the Road", Section 10.11.2100 "Intersections Where Stop or Yield Required", of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *4. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution** 2017-118 awarding the Bid for Water, Sanitary Sewer and Storm Sewer Underground Point Repairs to Archon Construction for Fiscal Year 2017/2018.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *5. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution** 2017-119 awarding the Bid for the 2017 Sanitary Sewer and Storm Sewer Lining Program to Hoerr Construction for Fiscal Year 2017/2018.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

6. Motion by Ald. Payleitner and seconded by Ald. Bessner to approve Resolution 2017-120 Authorizing the Mayor and City Clerk of the City of St. Charles to approve Notice of Award to IHC Construction Companies for the Phosphorus Removal and Digester Improvements Project.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft,
Vitek, Bessner, Lewis
NAY: Gaugel ABSENT: None **MOTION CARRIED**

7. Motion by Ald. Payleitner and seconded by Ald. Stellato to approve Resolution 2017-121 Authorizing the Mayor and City Clerk of the City of St. Charles to approve Notice to Proceed and Contract Agreement to IHC Construction Companies for the Phosphorus Removal and Digester Improvement Project.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft,
Vitek, Bessner, Lewis
NAY: Gaugel ABSENT: None **MOTION CARRIED**

- *8. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution** 2017-122 Awarding a Contract Extension for the Fall 2017 and Spring 2018 Parkway Tree Planting Program to Pederson Company.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

- *9. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution** 2017-123 awarding the Bid for the IL Route 31 Storm Sewer Improvement Project to J & S Construction Sewer and Water, Inc.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

10. Motion by Ald. Payleitner and seconded by Ald. Lemke to approve a **Resolution** 2017-124 to Waive the Formal Bid Procedure and approve Contract for the Public Works and Inventory Control Parking Lot Paving Improvements to Geneva Construction.

ROLL CALL VOTE: AYE: Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis ABSTAIN: Stellato
NAY: 0 ABSENT: None **MOTION CARRIED**

C. Planning and Development

- *1. Motion by Ald. Stellato and seconded by Ald. Silkaitis to accept and place on file minutes of the August 14, 2017 Planning & Development Committee meeting.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner, Bancroft, Gaugel,
Vitek, Bessner, Lewis
NAY: 0 ABSENT: None **MOTION CARRIED**

D. 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)

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

- 10. Adjournment** motion by Ald. Bessner and seconded by Ald. Lewis at 8pm

VOICE VOTE: AYE-UNANIMOUS ABSENT: None MOTION CARRIED

Charles Amenta, City Clerk

CERTIFIED TO BE A TRUE COPY OF ORIGINAL

Charles Amenta, 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).