

**MINUTES FOR THE ST. CHARLES CITY COUNCIL MEETING
RAYMOND P. ROGINA, MAYOR
MONDAY, FEBRUARY 1, 2021 – 7:00 P.M.
CITY COUNCIL CHAMBERS
2 E. MAIN STREET**

1. **Call to Order** at 7pm by Mayor Rogina
2. **Roll Call**
Present – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Absent – Bancroft
3. **Invocation** by Ald. Payleitner
4. **Pledge of Allegiance.**
5. **Presentations**
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 January 19, 2021.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

I. New Business

- A. Motion by Ald. Silkaitis and seconded by Ald. Vitek to approve an **Ordinance 2021-M-6** 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, February 16, 2021.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

Rogina – I would like to give a quick background on this then I'll turn over to City Administrator Koenen for further details. On Friday, January 29th I signed an executive order, contained in your packet, and more background will be given in a minute. A small bit of information, the council has been discussing

through the COVID year, a verity of different ways to assist residents and businesses and several things have been put into place through out this year. There were many accommodations on ordinances relative to businesses, there were grants issued, and if you recall, recently Ald. Pietryla brought to our attention a conversation. He said lets look at ways that we can assist residents also. I think that conversation is forthcoming, this month and maybe at the retreat and work this into the budget year. What is before you, the city administrator and I hatched this idea the other day. I read in the paper that Bensenville and Warrenville both adopted a concept of waiving the liquor licenses for the new fiscal year. Given the fact that the season is coming upon us, for applications and the process, I thought that if this was going to happen, it should happen quickly. I did move on this, of course it is subject to your ratification. If not ratified, I have no plan to push the executive order. That's my backdrop to it and now I'll turn over to Mark Koenen to discuss more.

Koenen – Thank you Mr. Mayor, the introduction was a solid foundation. This council has been interested in supporting the businesses and residents throughout St. Charles this year. There are many conversations that we have had as a senior management team and how do we best assist residents and businesses? The federal government has done some of this through their programs, and frankly they have been criticized for what I'll call a shotgun approach, where everyone gets a piece, if you will. Other programs have been more targeted, what we are presenting is a more targeted approach. The city does have a means to assist an industry, we'll call it the entertainment industry, and part of entertainment includes food and alcohol. In St. Charles, we have a liquor licensing program and in this program, we have flexibility with the Mayor thought his guidance and assistance, with an executive order, and your ratification, to target efforts to assist businesses who sell alcohol and likely have been impacted by COVID. That said, there is specific information in the executive summery that targets how we are assisting business, again, this is not a shotgun approach. We are not saying we are going to waive all liquor licenses, we are saying we are going to focus who we waive fees for. It will predominantly be those businesses who provide for dining or bar service. It does not include the essential businesses that have been operating continually throughout the pandemic, namely grocery stores and liquor stores. Frankly, we are concerned and I pulled this from businesses directly and from Chief Keegan who had visited many businesses in the community as it concerns liquor service as well as indoor/outdoor dining service. We are trying to build a bridge so those businesses and people can get through this pandemic and we hopefully open again soon, and hopefully in the early spring season we will continue to see, before the pandemic as normal. I would see having no liquor license fee as better than having the bill. As it relates to late-night service, we do have a 1am and a 2am liquor license permit. In the past, persons who wanted to serve alcohol past midnight were obligated to obtain a late-night permit. What we are saying, for renewals licenses, is that late-night permit would be cut in half, or 50% of the normal fee amount. With regard to new licenses, or new late-night permits in the new fiscal year beginning May 1, everyone would still have to submit all the same paperwork that is always required to be submitted for approval, we would go through the same rigorous process of review and going though the Liquor Control Commission, the Government Operations Committee, and the City Council for approval of a new license or permit, the fee would be one time, and it would be our normal and regular license and permit fees. I'll hold there and see if we have any questions at this point.

Rogina – If there are any comments or questions, now is the time for that conversation.

Lewis – Thank you, Mr. Mayor. I personally think this is a great idea. I think this industry really could use some help and this is a great way to offer that help. I was most pleased to hear that Ald. Pietryla had

asked the same question of other businesses in town, that don't have liquor licenses, and residents about what we can do to help them. I will ask staff to take a look at ways that we can ease the burden on the residents of St. Charles that could use a little relief in these difficult times and how the City can be of assistance to them. I have had an opportunity in the past few weeks to talk to many residents, they wonder why the sewer bill is so high and what if they can't pay that bill? What if they can't pay their household bills and utility bills? Maybe this is an area that we can look at to help ease burdens for some of our senior's maybe, who are finding it more difficult, as well as the entertainment staff that have been out of work, for example. I am all for this and want to see how we can expand this. Thank you.

Koenen – Director Minick and I have been having these conversations and we will have information for consideration before the end of the month.

- B.** Motion by Ald. Stellato and seconded by Ald. Pietryla to approve a **Resolution 2021-3** Ratifying Executive Order 2021-1 and Approving and Ratifying the Changes to Liquor License and Late-Night Permit Fees for FY 2021/2022.
In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

II. Committee Reports

A. Government Operations

- *1. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve an **Ordinance 2021-M-7** Amending Title 5 “Business Licenses and Regulations”; Chapter 5.08 “Alcoholic Beverages”; Sections 5.08.090 “License Classifications”, 5.08.100 “License Fees; and 5.08.130 “License – Hours of Sale”, of the St. Charles Municipal Code. (H-1 Caterer Liquor License)

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

- *2. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a Proposal for a D-9 Liquor License Application for Cedar Fox Located at 316 Cedar St., St. Charles.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

3. Motion Ald. Lewis and seconded by Ald. Lemke to approve a Proposal for an H-1 Liquor License Application for McNally's Located at 109 W. Main St., St. Charles.

In Favor –Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – Stellato

Absent –Bancroft

- *4. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a Proposal for a B-1 Liquor License Application and 2:00 a.m. Permit for Shakou, located at 312 W. Main St., St. Charles.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *5. Motion by Ald. Stellato and seconded by Ald. Silkaitis to Approve an **Ordinance 2021-M-8** Amending Chapter 3.32, "Hotel Operators Occupation Tax, Section 3.32.075 "Proceeds" of the St. Charles Municipal Code.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *6. Motion by Ald. Stellato and seconded by Ald. Silkaitis to authorize staff to award MCC Innovations (MCCi) an annual contract for Laserfiche support and maintenance for \$27,863.23.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *7. Motion by Ald. Stellato and seconded by Ald. Silkaitis to accept and place on file minutes from the January 19, 2021 Government Operations Committee meeting.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

B. Government Services

- *1. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-4** authorizing the Mayor and City Clerk of the City of St. Charles to approve Construction Contract for the 7th Avenue Creek Flood Reduction and Water Quality Improvement Project (Phase 1) to Martam Construction, Inc.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *2. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-5** authorizing the Mayor and City Clerk of the City of St. Charles to approve Construction Engineering Assistance Agreement for the 7th Avenue Creek Project with HR Green, Inc.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *3. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-6** authorizing the Mayor and City Clerk of the City of St. Charles to approve Permanent Easement with Jose and Lisa Addun for 111 South 10th Avenue, St. Charles, IL.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *4. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-7** authorizing the Mayor and City Clerk of the City of St. Charles to approve Permanent Easements with Jim and Valerie Durham for 909 South Avenue, St. Charles, IL.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis

Opposed – None

Abstain – None

Absent –Bancroft

- *5. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-8** authorizing the Mayor and City Clerk of the City of St. Charles to approve a Master License Agreement for Small Cell Wireless Facilities Installations between New Cingular Wireless PCS, LLC (AT&T) and the City of St. Charles.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

*6. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-9** authorizing the Mayor and City Clerk of the City of St. Charles to approve the all-inclusive offer from Solomon Corporation for payment to the City of St. Charles in the amount of \$4,950 for the Purchase and Removal of Existing Substation 6 Transformer.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

*7. Motion by Ald. Stellato and seconded by Ald. Silkaitis to Waive the Formal Bid Procedure and approve a **Resolution 2021-10** authorizing the Mayor and City Clerk of the City of St. Charles to approve the Purchase of 30,051 feet of Okonite 1000 MCM Copper 35kV Cable.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

*8. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-11** authorizing the Mayor and City Clerk of the City of St. Charles to approve Notice of Intent to Vissering Construction Company for the West Side Wastewater Treatment Plant Construction Project in the amount of \$17,600,000.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

*9. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-12** authorizing the Mayor and City Clerk of the City of St. Charles to award the Bid for Building Mechanical Systems Maintenance and Repair Services to Progressive Mechanical, Inc.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

- *10. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-13** authorizing Mayor and City Clerk of the City of St. Charles to approve the Sale of Items of Personal Property Owned by the City of St. Charles.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

- *11. Motion by Ald. Stellato and seconded by Ald. Silkaitis to approve a **Resolution 2021-14** authorizing the Mayor and City Clerk of the City of St. Charles to approve the Disposal of One Lot of Surplus and Obsolete Scrap Transformers Owned by the City of St. Charles.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

- *12. Motion by Ald. Stellato and seconded by Ald. Silkaitis to Waive the Formal Bid Procedure and approve a **Resolution 2021-15** authorizing the Mayor and City Clerk of the City of St. Charles to approve a Contract with J. Gill & Company for Parking Deck Railing Enhancements.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

C. Planning and Development

- *1. Motion by Ald. Stellato and seconded by Ald. Silkaitis to accept and place on file minutes of the January 11, 2021 Planning & Development Committee meeting.

In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

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

A. 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. Adjournment** motion by Ald. Pietryla and seconded by Ald. Vitek at 7:17pm
In Favor – Stellato, Silkaitis, Payleitner, Lemke, Gruber, Vitek, Pietryla, Bessner, Lewis
Opposed – None
Abstain – None
Absent –Bancroft

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).