

**MINUTES FROM THE MEETING OF THE  
ST. CHARLES CITY COUNCIL  
HELD ON MONDAY, MAY 15, 2017 – 7:00 P.M.  
CITY COUNCIL CHAMBERS, IN THE CITY COUNCIL CHAMBERS  
2 E. MAIN STREET**

1. **Call to Order** by Mayor Rogina at 7:00
2. **Roll Call.**
3. **Invocation** by Ald. Rita Payleitner
4. **Pledge of Allegiance** by Ald. Gaugel
5. **Presentations**
  - Presentation of Recognition to the St. Charles Fire Department for Receiving Employer Support of the Guard and Reserve “Above and Beyond” Award.
  - Presentation of the Carnegie Medal Award being presented to Mr. Spurling by member of the Carnegie Hero Fund Commission.
  - Swearing in of Police Officers Anthony Squillo and Matthew McGregory to the St. Charles Police Department.
  - Presentation of a proclamation declaring May 15 – 21, 2017 as National Police Week and May 15, 2017 as National Peace Officers Memorial Day in the City of St. Charles.

6. **Motion to approve Omnibus Vote by Ald. Stellato, seconded by Ald. Silkaitis**

**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 to accept and place on file minutes of the Public Hearing meeting held May 1, 2017 by Ald. Stellato, seconded by Silkaitis.

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

- \*8. Motion to accept and place on file minutes of the City Council Old Business meeting held May 1, 2017 by Ald. Stellato, seconded by Silkaitis.

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

NAY: 0            ABSENT: 0  
MOTION CARRIED

- \*9. Motion to accept and place on file minutes of the City Council New Business meeting Held May 1, 2017 by Ald. Stellato, seconded by Silkaitis

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

- \*10. Motion to approve and authorize issuance of vouchers from the Expenditure Approval List for the period of 04/24/2017 – 05/07/2017 the amount of \$1,454,454.68 by Ald. Stellato, seconded by Silkaitis

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

## I. New Business

- A. Presentation of a recommendation from Mayor Rogina to reappoint Kelly Potts to the Corridor Improvement Commission. Motion to approve by Ald. Bessner, seconded by Ald. Lemke

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

- B. Motion to approve a **Resolution 2017-64** Authorizing the Mayor and the City Clerk of the City of St. Charles to Waive the Bid Procedure and Accept the Blanket Cable Quote from Anixter, Inc., for Okonite Cable for Fiscal Year 2017/18.

**Minick:** Thank you Mr. Mayor. We are seeking a motion to approve a resolution to waive the bid procedure to accept the blanket cable quote from Anixter Incorporated for Okonite cable for fiscal year 2017/2018 for the electric utility. Anixter Incorporated of Matton is the exclusive distributor of Okonite brand specific cable and that is the standard cable we utilize within our underground cable applications for the electric utility. We have had this standard in place for several years and we've utilized the Okonite brand. We have been successful in our quest to get Anixter to hold their pricing for 2017/2018 at the same levels that they quoted for 2016/2017. We have also compared our pricing from Anixter to the pricing provided to other area electric utilities and we have found it to

be extremely competitive and in line with what they charge others who use the Okonite cable. So, with that I'd be happy to answer any questions anyone may have.

**Rogina:** Before we take a motion, are there any questions?

**Gaugel:** Is the escalation for metal pricing fluctuation reflected in this years contract the same as it was in last years contract?

**Minick:** Yes, it's a spot purchase, plus and minus.

**Lemke:** Is there any amount "not to exceed"?

**Minick:** Typically we utilize what we need and because of the metals escalation it is hard to pin point an exact and precise number. I can tell you that it depends on how many projects we have. Typically we use somewhere between five hundred thousand dollars and six hundred twenty thousand dollars a year for this particular cable but, we don't set a specific budgeted amount, per say. If we have projects that are outside the budget, for example, if someone were to come in and need a new service or something along those lines, there are revenues to offset the expenditures for the additional cable.

Motion to approve by Ald. Lemke, seconded by Ald. Silkaitis

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

## II. Committee Reports

### A. Government Operations – Ald. Bancroft

1. Motion to approve an Outdoor Patio Permit for Vintage 53 located at 162 S 1<sup>st</sup> Street, Unit C by Ald. Bancroft, seconded by Ald. Gaugel

**Payleitner:** I appreciate Mr. Graddo jumping through all the hoops we asked you to do and I was able to walk in the taped area. While it is to the letter of the code, it still feels tight to me. Just one question, you have 6 table in one drawing and four tables in another drawing. What do you think it is going to be?

**Mr. Graddo:** I am meeting with my carpenter on Wednesday and we're going to see what the best way to utilize the space would be. It would likely be no fewer than four and no more than six.

**Payleitner:** Ok, got it so somewhere between there. I feel bad that when we had the opportunity to make the sidewalk wider before we set the building footprint, and now there isn't anything we can do about it now. My concern moving forward is there may be other business that will want to do the same; probably not in the building you're in but maybe down the street, building two or three. My next question is, even though there is an expense involved is it correct that we're just approving this for half the year? The permits go until July 23<sup>rd</sup>.

**Rogina:** I'll defer to staff on this.

**Robert Vann:** These permits are half year permits per the TIF requirements. What happens is the owner will come in and request approval. We receive a number of applications to continue with outside dining with alcohol and then we review and see if there are or were any issues and then we reassign if there are no problems.

**Payleitner:** So, they do not come back to us (City Council)?

**Vann:** Correct. In the past practices, like the ones we have in the plaza, same practice.

**Rogina:** If I may piggy back on what Bob just said, you mention the TIF and because of that he is also here so seek changes to his license, that is in the summery, not in the motion, so the motion itself is proper. We should indicate that he is going to change his license from a C to a B to correspond to the TIF.

**Payleitner:** That was what I was speaking to when I talked about the "hoops". I'm just concerned that once we approve this, the five feet you cannot walk two people down the street. It's kind of narrow.

**Rogina:** My comment that I'd like to pass along, for whatever its worth, we have business people in the crowd, we have citizens in the crowd, I was on 1<sup>st</sup> Street at 10am on Saturday. I want to tell you, it wasn't in front of this mans establishment but in front of Brunch Café, there are benches out there and it did my heart good to see a lot of people standing around waiting to get into the place. That told me they're doing a wonderful job. I think when we have that kind of activity there's going to be some possible inconveniences I suppose and that's going to happen. I tried to do a cost benefit on this thing and I think the benefit of business activity on 1<sup>st</sup> Street is greater. I agree with you, if it gets to a point where nobody can walk down there, we have to do something about that. I wholeheartedly agree with you on that point. At this point, compared to what 1<sup>st</sup> Street was just three or four years ago, or six years ago when you and I first started here, I'm just bubbling with joy here.

**Payleitner:** I also don't want to prevent business on the same side of the street from not getting that foot traffic. That people will choose to walk on the other side because it is more open.

**Rogina:** At the Brunch Café, people were just standing around because they're waiting to get in and sitting on the benches. People who are walking down there are going to have to go through all these people.

**Payleitner:** What I'm trying to say is I'd like to approve this through July 23<sup>rd</sup> and see how it goes. I know there is expense involved.

**Rogina:** You can certainly amend the motion, the motion is to approve the outdoor patio as it's described in your packet and we're adding to that that he'd like to change from a C to a B license. So, that is an amendment already on the motion, a friendly amendment that I don't think anyone is objecting to.

**Payleitner:** Before we amend the motion, Mr. Vann you say that you go-ahead and process the second permit based on if there are no issues.

**Vann:** Correct

**Payleitner:** If you brought up issues and we had concerns, could it be revisited without amending our motion?

**Vann:** That is up to the council. There are standards that are put into place for clearance, assuming that he is not going to change that.

**Payleitner:** Right, what if it does prevent pedestrian traffic, what if it does affect other business because everyone is walking on the other side of the street. That is the concern I have. I'm sure it will be a wonderful presentation at Vintage 53. I just don't want to commit us, rather over commit us, on this.

**Mayor Rogina:** Do you want to amend?

**Payleitner:** No, I just want to be sure that if there is an issue that we can bring it up before the renewal of the permit, that's all. That's what I'm asking.

**Mayor Rogina:** The citizens of this community are not afraid to let us know if there is a problem.

**Silkaitis:** Before you renew this, if you could actually inform the council if there were any issues? I don't have any problems with trying this. I do agree with Rita's concerns about the foot traffic. But, if there's no problems, than I'm fine with it. I'd just like to hear something before you make the final approval.

**Vann:** Typically, if we have any issues we'll notify the business owner and let them know. We've had that in the past and it's worked out well.

**Silkaitis:** That's all I'll request and I'm fine with that.

**Lewis:** I'd like to reiterate what both Aldermen Payleitner and Silkaitis said and I appreciate that you've done what we have asked you to do, thank you. I like the idea that maybe we can revisit this the next time around. I think it does state in the ordinance that it is not guaranteed for

anybody that it is an automatic renewal so you see that going into it. I think this is a good compromise and we can see what happens. Thank you.

**Rogina:** Thank you, anyone else? Does everyone understand the motion?

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

**B. Government Services**

- \*1. Motion to approve and place on file the Minutes of the March 27, 2017 Government Services Committee Meeting by Ald. Stellato, seconded by Silkaitis.

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

**C. Planning and Development**

- \*1. Motion to approve Use of Amplification Equipment for the 2017 Festival of the Fox by Ald. Stellato, seconded by Silkaitis.

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

2. Motion to approve a **Resolution 2017-65** Authorizing the Mayor and City Clerk of the City of St. Charles to Execute and Amendment to a Commercial Corridor and Downtown Business Economic Incentive Award between the City of St. Charles and Nick Smith (1650 W. Main Street-Alexander's Café). Motion by Ald. Bessner, seconded by Ald. Bancroft

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

- \*3. Motion to accept and place on file Plan Commission Resolution 9-2017 A Resolution Recommending Approval of a PUD Preliminary Plan for Generation Rescue (Lot 2 – Tyler & 64 Business Park PUD) (Vincent Fiore) by Ald. Stellato, seconded by Silkaitis

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

- \*4. Motion to approve An **Ordinance 2017-Z-12** Granting Approval of a PUD Preliminary Plan for Generation Rescue (Part of Lot 2, Tyler & 64 Business Park PUD) by Ald. Stellato, seconded by Silkaitis

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

- \*5. Motion to accept and place on file Historic Preservation Commission Resolution 3-2017 A Resolution Recommending Approval for Landmark Designation (412 Fulton Avenue – Charles S. McCornack House) by Ald. Stellato, seconded by Silkaitis

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

- \*6. Motion to approve An **Ordinance 2017-Z-13** Designating Certain Property as a Historic Landmark (412 Fulton Avenue – Charles S. McCornack House) by Ald. Stellato, seconded by Silkaitis

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

- \*7. Motion to accept and place on file Historic Preservation Commission Resolution No. 4-2017 A Resolution Recommending Approval of A Façade Improvement Grant Application (228 W. Main St. – Ghoulish Mortals/As Cute As It Gets) by Ald. Stellato, seconded by Silkaitis

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

- \*8. Motion to approve A **Resolution 2017-66** Authorizing the Mayor and City Council to Execute a Façade Improvement Agreement between the City of St. Charles and Dove Thiselton (228 W. Main St. – Ghoulish Mortals & As Cute As It Gets) by Ald. Stellato, seconded by Silkaitis

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

- \*9. Motion to approve a **Resolution 2017-67** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a plat of Easement for Public Utilities between SC Out Parcels One LLC and the City of St. Charles (3710 E. Main St.-Cooper’s Hawk) by Ald. Stellato, seconded by Silkaitis

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

- \*10. Motion to approve a **Resolution 2017-68** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve a Plat of Vacation between SC Out Parcels One LLC and the City of St. Charles (3710 E. Main St./Cooper’s Hawk) by Ald. Stellato, seconded by Silkaitis

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

- \*11. Motion to approve a **Resolution 2017-69** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a Plat of Plat of Easement for Public Utilities between SC Out Parcels One LLC and the City of St. Charles (3830 E. Main St./Quad Retail Building/Starbucks) by Ald. Stellato, seconded by Silkaitis

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

- \*12. Motion to approve and execute an Acceptance Resolution for Public Utilities for SC Out Parcels One LLC at 3710 and 3830 E. Main St. by Ald. Stellato, seconded by Silkaitis



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

- \*13. Motion to accept and place on file minutes of the May 8, 2017 Planning & Development Committee meeting by Ald. Stellato, seconded by Silkaitis

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

**10. Executive Session**

**11. Additional Items from Mayor, Council, Staff, or Citizens**

**12. Adjournment Motion by Mayor Rogina at 7:42 and seconded by Ald. Lewis**

VOICE VOTE

UNANIMOUS

MOTION CARRIED