

**MINUTES FROM THE MEETING OF THE ST. CHARLES CITY COUNCIL
OLD BUSINESS
HELD ON MONDAY, MAY 6, 2013 – 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 Donald DeWitte At 7:01 P.M.**
2. **Roll Call.**
Present: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
Absent: None
3. **Invocation Alder. Payleitner.**
4. **Pledge of Allegiance.**
5. **Presentation:** Recognition of Certification of the St. Charles Emergency Management Agency presented by Don Bryant, Director, Kane County Office of Emergency Management, Acting Fire Chief Schelstreet, and Paul Bumba, Emergency Preparedness Coordinator
6. **Motion by Martin, seconded by Krieger to approve the Omnibus Vote as presented.**
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- *7. **Motion by Martin, seconded by Krieger to accept and place on file minutes of the Public Hearing held on April 15, 2013, and minutes of the regular City Council meeting held on April 15, 2013.**
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
8. **Motion by Martin, seconded by Krieger to approve and authorize issuance of vouchers from the Expenditure Approval List for the period of 3/25/13 – 4/5/13 in the amount of \$2,428,970.13 and the Expenditure Approval List for the period of 4/8/13 – 4/19/13 in the amount of \$5,092,216.13.**
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

I. New Business

- A. Motion by Stellato, seconded by Monken to approve a proclamation celebrating the 25-Year Anniversary for CASA Kane County in the City of St. Charles.
VOICE VOTE UNANIMOUS MOTION CARRIED
- B. Motion by Stellato, seconded by Monken to approve a **Resolution 2013-42** Authorizing the execution of an agreement between the City of St. Charles and Metropolitan Alliance of Police St. Charles Chapter 28.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- C. Motion by Stellato, seconded by Turner to approve a **Resolution 2013-43** Authorizing the Mayor and City Clerk to Execute a Contract Amendment with Advanced Disposal and Budget Amendment for 2013 flood debris collection.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- D. Motion by Carrignan, seconded by Stellato approve a **Resolution 2013-44** granting a seventh extension to begin construction following recording of the PUD Final Plat for the First Street Redevelopment PUD Phase III.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- E. Motion by Carrignan, seconded by Turner approve an **Ordinance 2013-M-26** Authorizing the execution of a Ninth Amendment to a Purchase Agreement by and between the City of St. Charles and SMN Development, L.L.C.
ROLL CALL VOTE: AYE: Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
ABSTAIN: Stellato
MOTION CARRIED
- F. Motion by Carrignan, seconded by Stellato approve a Class E1 liquor license for St. Charles VFW, 119 N 3rd Street, St. Charles for an event being held on May 12, 2013.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Krieger, Bessner, Lewis
NAY: Martin ABSENT: 0
MOTION CARRIED

- G. Motion by Carrignan, seconded by Monken to approve a Class E1 liquor license for St. Charles VFW, 119 N 3rd Street, St. Charles for an event being held on May 26, 2013.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Krieger, Bessner, Lewis
NAY: Martin ABSENT: 0
MOTION CARRIED
- H. Motion by Carrignan, seconded by Turner approve an **Ordinance 2013-M-27** Amending Title 5 “Business License and Regulations,” Chapter 5.08 “Alcohol Beverages,” Section 5.08.110 “Number of Licenses” of the St. Charles Municipal Code
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Bessner, Lewis
NAY: Martin, Krieger ABSENT: 0
MOTION CARRIED
- I. Motion by Carrignan, seconded by Rogina to approve a Class B2 liquor license for Limani Port of Greece to be located at 3755 E Main Street (formerly Odyssey II, Inc.).
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Bessner, Lewis
NAY: Martin, Krieger ABSENT: 0
MOTION CARRIED
- J. Motion by Martin, seconded by Krieger to to approve a **Resolution 2013-45** authorizing and directing the Mayor and City Clerk to execute Extension of Employment Agreement with Mr. Brian Townsend.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: ABSENT: 0
MOTION CARRIED

II. Old Business Committee Reports

A. Government Operations

- *1. Motion by Martin, seconded by Krieger to accept and place on file minutes of the Government Operations Committee meeting held on April 15, 2013.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *2. Motion by Martin, seconded by Krieger to approve bid (unit costs) from Meyer Material for all types of ready mix for FY13/14.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

- *3. Motion by Martin, seconded by Krieger to waive bid procedure for Items 4, 5, 6, 7, 8, and 9.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *4. Motion by Martin, seconded by Krieger to accept low quotes for asphalt from Allied Asphalt for four (4) mixes, Superior Asphalt for two (2) mixes, and Builders for one (1) mix for FY13/14.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *5. Motion by Martin, seconded by Krieger to accept Federal Pacific’s pricing for purchase of switchgear for FY13/14.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *6. Motion by Martin, seconded by Krieger to accept the low quotation from HD Supply for types of aluminum and copper cable ordered on an as needed basis throughout FY13/14.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *7. Motion by Martin, seconded by Krieger to execute an agreement with Fountain Technologies, Ltd. for maintenance of 1st Street water features.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *8. Motion by Martin, seconded by Krieger to approve ordering gasoline and diesel fuel per order on an as needed basis for FY13/14.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *9. Motion by Martin, seconded by Krieger to allow spot buying of transformers on an as needed basis for FY13/14.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *10. Motion to purchase a new tow-behind Vermeer Stump Grinder and approve an **Ordinance 2013-M-28** Authorizing the Sale of Items of Personal Property Owned by the City of St. Charles.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *11. Motion by Martin, seconded by Krieger to purchase a new 2013 Ford F-250 Pickup Truck with plow and an **Ordinance 2013-M-29** Authorizing the Sale of Items of Personal Property Owned by the City of St. Charles.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *12. Motion by Martin, seconded by Krieger to approve an **Ordinance 2013-M-30** Authorizing the Sale of Items of Personal Property Owned by the City of St. Charles (various items).

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

B. Government Services

- *1. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-46** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Plote Construction for the Annual 2013 Street Rehabilitation Program.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *2. Motion by Martin, seconded by Krieger to approve an IDOT Resolution for Improvement by Municipality under the Illinois Highway Code for 2013 Street Rehabilitation Program.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *3. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-47** Authorizing the Mayor and City Clerk of the City of St. Charles to Execute a Certain Agreement Parking Easement with BMO Harris Bank, N.A.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *4. Motion by Martin, seconded by Krieger to approve fiscal commitment to the Ride in Kane Program for fiscal year 2013/14.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *5. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-48** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Novinium for Cable Injection Services.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *6. Motion by Martin, seconded by Krieger to waive the bid procedure and approve a **Resolution 2013-49** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Archon Construction for Directional Boring Services.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *7. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-50** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to PieperLine Line Construction for Overhead Reconstruction Projects.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *8. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-51** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Pedersen Company for Replacement of Retaining Walls along IL Rt. 64 between 7th Street and 10th Street.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *9. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-52** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Skyline Tree Service for Ash Tree Removal Services.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *10. Motion by Martin, seconded by Krieger to waive the bid procedure and approve a **Resolution 2013-53** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Skyline Tree Services for Tree Trimming and Stump Removal Services.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

11. Motion by Turner, seconded by Monken to approve a **Resolution 2013-54** Approving a Certificate of Appropriateness (2 E. Main Street – Municipal Center).
ROLL CALL VOTE: AYE: Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
ABSTAIN: Stellato
MOTION CARRIED
12. Motion to approve a **Resolution 2013-55** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Prairie Forge Group for the Municipal Building Exterior Improvements Project.
ROLL CALL VOTE: AYE: Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
ABSTAIN: Stellato
MOTION CARRIED
- *13. Motion by Martin, seconded by Krieger to waive bid procedure and approve a **Resolution 2013-56** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to Service Mechanical for HVAC Preventative Maintenance Inspection Services.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *14. Motion to approve a **Resolution 2013-57** Authorizing the Mayor and City Clerk of the City of St. Charles to Award Contractual Services to DeMar Tree Service and Skyline Tree Service for Electric Line Tree Trimming Services.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *15. Motion by Martin, seconded by Krieger to approve street closures for St. Charles Knights of Columbus Fall Classic 5K Run on October 5, 2013.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
16. Motion to approve street closure for the Heritage Center Pig Roast on June 29, 2013.
ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Turner
Rogina, Krieger, Bessner, Lewis
NAY: Martin ABSENT: 0
ABSTAIN: Payleitner
MOTION CARRIED
17. Motion to approve a Class E2 Liquor License and use of amplification equipment for the Heritage Center Pig Roast on June 29, 2013.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Turner
Rogina, Krieger, Bessner, Lewis

NAY: Martin ABSENT: 0

ABSTAIN: Payleitner

MOTION CARRIED

- *18. Motion by Martin, seconded by Krieger to approve street closures for Annual Farmers Market June through October.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *19. Motion by Martin, seconded by Krieger to approve an **Ordinance 2013-M-34** Amending Title 13 “Public Utilities,” Chapter 13.08 “Electricity,” Section 13.08.298 “Power Cost Adjustment” of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

20. Motion to approve an **Ordinance 2013-M-31** Amending Title 13 “Public Utilities,” Chapter 13.08 “Electricity,” (Rates) of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Bessner, Lewis

NAY: Martin, Krieger ABSENT: 0

MOTION CARRIED

21. Motion to approve an **Ordinance 2013-M-32** Amending Title 13 “Public Utilities,” Chapter 13.16 “Water,” Section 13.16.190 “Net Charges for Property with Building Connected to System” of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Bessner, Lewis

NAY: Martin, Krieger ABSENT: 0

MOTION CARRIED

22. Motion to approve an **Ordinance 2013-M-33** Amending Title 13 “Public Utilities,” Chapter 13.12 “Sewers,” Section 13.12.830 “Charges for Residential Users,” Section 13.12.840 “User Charges for Metered Water Consumption and Nonresidential Use” and Section 13.12.810 “Surcharge to Industrial Users for Discharge of Compatible Pollutants” of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Bessner, Lewis

NAY: Martin, Krieger ABSENT: 0

MOTION CARRIED

- *23. Motion by Martin, seconded by Krieger to accept and place on file minutes of the March 25, 2013 Government Services Committee meeting.

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

C. Planning and Development

- *1. Motion by Martin, seconded by Krieger to accept and place on file Plan Commission Resolution No. 7-2013 A Resolution Recommending Approval of Special Uses (Planned Unit Development, Restaurant, and Drive-Through Facility), PUD Preliminary Plan, and Final Plat of Subdivision at 1915 W. Main Street (McDonald's).

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *2. Motion by Martin, seconded by Krieger to approve an **Ordinance 2013-Z-13** granting approval of Special Uses (Planned Unit Development, Restaurant, and Drive-Through Facility), PUD Preliminary Plan, and Final Plat of Subdivision (McDonald's – 1915 W. Main Street).

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

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

- Mayor DeWitte presented Alderman Carrignan and Alderman Monken with gifts for their service on the St. Charles City Council.
- Alderman Monken stated it has been an honor and a pleasure to serve the community.
- Alderman Carrignan expressed thanks to many who he has worked with and who have supported him over his years on the City Council.
- Mayor DeWitte expressed thanks to many who he has worked with over the last 20 years. Mayor DeWitte also thanked the City of St. Charles residents for the privilege of serving as mayor for the last eight years.

E. Adjournment

Motion By Carrignan, seconded by Monken, to adjourn meeting

ROLL CALL VOTE: AYE: Stellato, Monken, Carrignan, Payleitner, Turner
Rogina, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

Meeting adjourned at 7:31 P.M.

Nancy Garrison, City Clerk

CERTIFIED TO BE A TRUE COPY OF ORIGINAL

Nancy Garrison, City Clerk