

**MINUTES FROM THE MEETING OF THE ST. CHARLES CITY COUNCIL
HELD ON MONDAY, AUGUST 5, 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 At 7:12 P.M.**
- 2. Roll Call.**
Present: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
Absent: None
- 3. Invocation – Alderman Rita Payleitner**
- 4. Pledge of Allegiance**
- 5. Motion by Martin, seconded by Krieger to approve the Omnibus Vote as presented.**
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED
- *6. Motion by Martin, seconded by Krieger to accept and place on file minutes of the Mid-Year Council Retreat meeting held on June 15, 2013 and minutes of the regular City Council meeting held on July 15, 2013.**
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *7. Motion by Martin, seconded by Krieger to approve and authorize issuance of vouchers from the Expenditure Approval List for the period of 6/10/13 – 6/23/13 in the amount of \$6,125,581.10, Expenditure Approval List for the period of 6/24/13 – 7/5/13 in the amount of \$5,023,233.31, and Expenditure Approval List for the period of 7/8/13 – 7/21/13 in the amount of \$2,472,614.97.**
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

I. New Business

- A. Motion by Turner, seconded by Martin, to approve a **Resolution 2013-80** Approving a 1-Year Renewal Period (May 1, 2013 – April 30, 2014) of a License Agreement By and Between the City of St. Charles and the Downtown St. Charles Partnership.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

II. Committee Reports

A. Government Operations

- *1. Motion by Martin, seconded by Krieger to accept and place on file the minutes of the July 15, 2013 Government Operations Committee meeting.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *2. Motion by Martin, seconded by Krieger to approve funding requests for St. Charles Mental Health Board for FY13/14.
ROLL CALL VOTE: AYE: Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
ABSTAIN: Stellato
MOTION CARRIED (Omnibus Vote)
3. Motion by Turner, seconded by Bancroft to approve funding allocations schedule of the Visitors Cultural Commission for FY13/14 and the related funding agreements.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED

B. Government Services

- *1. Motion by Martin, seconded by Krieger to approve an **Ordinance 2013-M-41** Renaming a Portion of Charter One Avenue to King Edward Avenue.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *2. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-81** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve Design Engineering Services with Trotter & Associates for the IL Rt. 25 Watermain Replacement.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)

- *3. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-82** Authorizing the Mayor and City Clerk of the City of St. Charles to approve Consulting Services with Capital Infrastructure Group, LLC.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *4. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-83** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve a Budget Addition for Electric Utility Work Related to the McDonalds Rebuild at 1915 West Main Street.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *5. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-84** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve Contractual Services with United Septic, Inc. for Storm Sewer Catch Basin Cleaning Services.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *6. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-85** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve Contractual Services with Visu-Sewer for Stormwater Televising and Cleaning Services.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *7. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-86** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve Asphalt Parking Lot Reconstruction Project for Parking Lot "K" with Plote Construction, Inc.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *8. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-87** Authorizing the Mayor and City Clerk of the City of St. Charles to Approve the Purchase of a Trailer Pump from Xylem/Godwin for the Sanitary Sewer Division.
ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, Martin, Krieger, Bessner, Lewis
NAY: 0 ABSENT: 0
MOTION CARRIED (Omnibus Vote)
- *9. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-88** Authorizing the Director of Finance to Execute Change Order No. 4 for the Biosolids Building Construction Project to Whittaker Construction & Excavating.

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

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

10. Motion by Payleitner, seconded by Stellato to approve an **Ordinance 2013-M-42** Authorizing Amendment of Title 8 “Health and Safety” Chapter 8.24, “Garbage and Refuse”, Section 8.24.020 “Approved Containers”, Section 8.24.030 “Collection Services”, Section 8.24.040 “Charges and Bills” of the St. Charles Municipal Code.

ROLL CALL VOTE: AYE: Stellato, Payleitner, Turner

Bancroft, , Krieger, Bessner, Lewis

NAY: Silkaitis, Lemke, Martin ABSENT: 0

MOTION CARRIED

- *11. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-89** Authorizing the Mayor and City Clerk of the City of St. Charles to Execute Land Lease and Biosolids Application Agreement with Roger Mangers and William Mangers.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner

Bancroft, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *12. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-90** Authorizing the Mayor and City Clerk of the City of St. Charles to approve a Contract with A Lamp Concrete Contractors for Construction of Parking Lot Alternative “A” at 119 North Third Street.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner

Bancroft, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *13. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-91** Requesting the Closure of IL Rt. 31 for the St. Charles East High School Homecoming Parade.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner

Bancroft, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *14. Motion by Martin, seconded by Krieger to approve a **Resolution 2013-92** Requesting the Closure of IL Rt. 31 for the St. Charles North High School Homecoming Parade.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner

Bancroft, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *15. Motion by Martin, seconded by Krieger to approve Street and Parking Lot Closures and use of Amplification Equipment for the 2013 Scarecrow Festival.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner

Bancroft, Martin, Krieger, Bessner, Lewis

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

- *16. Motion by Martin, seconded by Krieger to accept and place on file minutes of the July 22, 2013 Government Services Committee meeting.

ROLL CALL VOTE: AYE: Stellato, Silkaitis, Payleitner, Lemke, Turner
Bancroft, 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 minutes of the July 8, 2013 Planning & Development Committee meeting.

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

NAY: 0 ABSENT: 0

MOTION CARRIED (Omnibus Vote)

2. Motion by Bessner, seconded by Lewis to incorporate the Plan Commission and Planning and Development Committee revisions into the 2013 Comprehensive Plan Draft and direct staff to finalize the document for adoption by the City Council.

ROLL CALL VOTE: AYE: Payleitner, Turner

Bancroft, Krieger, Bessner, Lewis

ABSTAIN: Stellato

NAY: Silkaitis, Lemke, Martin ABSENT: 0

MOTION CARRIED

D. Executive Session

Motion by Martin, seconded by Bessner to enter into Executive Session to discuss Personnel, Collective Bargaining, and Review of Executive Sessions at 7:23.

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

NAY: 0 ABSENT: 0

MOTION CARRIED

Motion by Martin, seconded by Stellato to return from Executive Session at 7:59.

VOICE VOTE

UNANIMOUS

MOTION CARRIED

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

1. **Edward McNalley, 724 Horne Street, St. Charles,**

I am a school board member, recently elected. I wanted to clarify a situation. Recently, a situation regarding funding for a stoplight at Red Gate Road has, as stated in the news outlet, as driven a wedge between the St. Charles City Council and the D303 School Board. It appears this is due to a misunderstanding. I would like to clear that misunderstanding at least as it relates to my vote on this matter as a member of the D303 school board. At the business services meetings, several queries were made one week prior to the meeting in which we voted on this. Queries were asked regarding a lack of a study conducted by the City regarding the necessity of a stoplight commencing with construction of the bridge. No explanation was forthcoming by anyone, including Dr.

Scholmann, who was the party who has appealed to the City for the traffic light. Apparently indicating that the school district would be 50% of the cost of \$250,000. Only a brief reference was made at the general meeting the next week a matter of minutes before the vote was to take place to a study indicating that there was no need for a light. Mr. Gaffney, also a board member, referenced a study funded by residents of the subdivision. Because no further information was provided at that time and no study was available, I voted as I originally had intended, absent compelling with reason to the contrary. After the vote Dr. Scholmann asked what he could do to convince me of the necessity to pay for the light. I repeated my previous concerns and asked some additional questions. He indicated that there was a study and it did not indicate a current need for a traffic light. Upon receiving this study, it was apparent this was not a study commissioned by the City as I was led to believe, but one commissioned by citizens referenced by Mr. Gaffney. Regardless of its source, the information was not provided at the business services meeting the week prior to the vote. Certainly it would have been relevant to have access to the study and the ability to review it the week prior to the vote. I also asked Dr. Scholmann if he was acting on behalf of the school board when he was negotiating this request. He replied he had done so on his own volition without prior board approval. This of course is also a material fact to consider when voting on this issue. What has been presented by local media as a handshake agreement between the school board and City officials, appears instead to have been a tentative agreement without prior consent and someone from the City. This is not necessarily the fault of the local media, as I am sure they have received the same information I had. Given that we were discussing a quarter of a million dollar expenditure, prior approval from the board should have been sought. I am sure you would feel the same in overseeing City budgets. Thank you for your time.

2. Motion by Payleitner, seconded by Silkaitis to approve the release of minutes of Executive Sessions and authorize the destruction of the same Executive Session recordings after 18-month retention period for the following dates:

City Council:

September 6, 2011 (partial, Sec 3 only),
August 15, 2011,
January 17, 2012,
May 7, 2012 (partial, Sec 2 and Sec 3 pgs 5-7),
July 2, 2012 (partial, pgs 1-4),
July 16, 2012,
October 1, 2012 (partial pgs 14&15),
October 15, 2012 (partial, pgs 8-10),
December 17, 2012,
January 7, 2013.

Planning & Development Committee: September 10, 2012 (partial, pgs 1-4).

Government Services Committee: July 23, 2012 (partial, pgs 2-6).

Government Operations Committee: March 18, 2013.

F. Adjournment

Motion By Turner, seconded by Bessner, to adjourn meeting

VOICE VOTE UNANIMOUS MOTION CARRIED

Meeting adjourned at 8:00 P.M.

Nancy Garrison, City Clerk

CERTIFIED TO BE A TRUE COPY OF ORIGINAL

Nancy Garrison, City Clerk