

**AGENDA – NEW BUSINESS  
ST. CHARLES CITY COUNCIL MEETING  
DONALD P. DEWITTE, MAYOR**

**MONDAY, MAY 6, 2013  
IMMEDIATELY FOLLOWING CITY COUNCIL  
OLD BUSINESS MEETING  
CITY COUNCIL CHAMBERS  
2 E. MAIN STREET**

1. **Call to Order.**
2. **Administration of Oath of Office – Honorable Judge T. Clint Hull**

Raymond P. Rogina	Mayor
Warren J. Drewes	Treasurer
Nancy Garrison	Clerk
Ronald Silkaitis	Alderman
Arthur J. Lemke	Alderman
William J. Turner	Alderman
Jo K. Krieger	Alderman
Maureen Lewis	Alderman
3. **Invocation**
4. **Pledge of Allegiance**
5. **Roll Call.**
- \*6. **Omnibus Vote.** Items with an asterisk (\*) are considered to be routine by the City Council 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.

**I. New Business**

- A. Motion to approve a proclamation declaring May 12 – 18, 2013 as National Police Week in the City of St. Charles.
- B. Motion to approve a proclamation declaring May 19 – 25, 2013 as Emergency Medical Services Week in the City of St. Charles.
- C. Motion to approve a proclamation declaring May 4 – 12, 2013 as National Travel & Tourism Week in the City of St. Charles.

- D. Presentation of a recommendation from Mayor Raymond P. Rogina to appoint Mayor Pro Tem and Council Committee Chairmen for Fiscal Year 2013/14.
- E. Presentation of a recommendation from Mayor Raymond P. Rogina to appoint City Liaisons to Community Organizations for Fiscal year 2013/14.
- F. Presentation of a recommendation from Mayor Raymond P. Rogina to nominate John McGuirk as City Attorney for Fiscal Year 2013/14.
- G. Motion to recommend a Resolution of Official Intent Regarding Certain Capital Expenditures to be Reimbursed from Proceeds of an Obligation to be Issued by the City of St. Charles, Kane and DuPage Counties, Illinois.

## **II. Committee Reports**

### **A. Government Operations**

None

### **B. Government Services**

None

### **C. Planning and Development**

None

### **D. Additional Items from Mayor, Councilmen, Staff, or Citizens**

### **E. Adjournment**



City of St. Charles  
I L L I N O I S

# Proclamation

## NATIONAL POLICE WEEK 2013

**WHEREAS,** there are approximately 900,000 law enforcement officers serving in communities across the United States, including the dedicated members of the St. Charles Police Department; and

**WHEREAS,** nearly 60,000 assaults against law enforcement officers are reported each year, resulting in approximately 16,000 injuries; and

**WHEREAS,** since the first recorded death in 1791, almost 20,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, including one member of the St. Charles Police Department; and

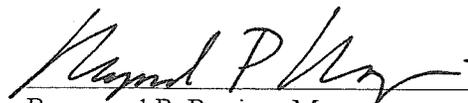
**WHEREAS,** the names of these dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, D.C.; and

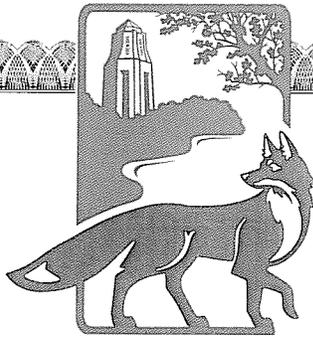
**WHEREAS,** 362 new names of fallen heroes are being added to the National Law Enforcement Officers Memorial in 2012, which included officers killed in 2011 and as well as officers who were killed earlier in history but whose line-of-duty sacrifices only recently came to light;

**WHEREAS,** May 15<sup>th</sup> is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families.

**THEREFORE,** I, Raymond P. Rogina, Mayor of the City of St. Charles, do hereby proclaim the week of **May 12<sup>th</sup> to the 18<sup>th</sup>, 2013** to be **NATIONAL POLICE WEEK** and call upon our citizens in this community to especially honor and show our sincere appreciation for the police officers of the City by deed, remark and attitude. I call upon all of our citizens to make every effort to express their thanks to our men and women who make it possible for us to leave our homes and family in safety each day, and to return to our homes knowing they are protected by police officers who are willing to sacrifice their lives if necessary to guard our loved ones, our property, and our government against all who would violate the law.

SEAL:

  
Raymond P. Rogina, Mayor



City of St. Charles  
I L L I N O I S

# Proclamation

## EMERGENCY MEDICAL SERVICES WEEK

- WHEREAS,** Emergency Medical Services (EMS) is a vital public service; and
- WHEREAS,** the members of St. Charles Fire Department and Tri-City Ambulance Service are ready to provide lifesaving care to those in need 24-hours a day, seven days a week; and
- WHEREAS,** access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and
- WHEREAS,** the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and
- WHEREAS,** the members of the St. Charles Fire Department and Tri-City Ambulance Service engaged in more than 2,471 hours of specialized training and continuing education in 2012 in order to enhance their lifesaving skills; and
- WHEREAS,** in 2012 the St. Charles Fire Department responded to 2,544 requests for emergency medical services, treated 2,909 patients, and transported 1,982 individuals to the hospital; and
- WHEREAS,** it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

**NOW, THEREFORE,** I, Raymond P. Rogina, Mayor of the City of St. Charles, in recognition of this event do hereby proclaim the week of **May 19-25, 2013** as **EMERGENCY MEDICAL SERVICES WEEK**. With the theme, "EMS: One Mission, One Team", I encourage the community to observe this week with appropriate programs, ceremonies and activities.

SEAL:

  
Raymond P. Rogina, Mayor



City of St. Charles  
I L L I N O I S

# Proclamation

## NATIONAL TRAVEL AND TOURISM WEEK

- WHEREAS,** the Greater St. Charles Convention & Visitors Bureau works with and on behalf of the City of St. Charles, St. Charles-based hotels, visitor-related businesses, merchants, restaurants and attractions to advance the civic, economic and cultural life of the City of St. Charles, and
- WHEREAS,** the Greater St. Charles Convention & Visitors Bureau, its Board of Directors and staff provide citizens and businesses with a strong economic environment that increases employment, retail trade, commerce, overnight and day visitors to the City of St. Charles, and
- WHEREAS,** the Greater St. Charles Convention & Visitors Bureau helps support the growth of existing visitor-related businesses, industries, services and restaurants and encourages new visitor-related firms to locate in the City of St. Charles, and
- WHEREAS,** this year marks the 30<sup>th</sup> anniversary of the founding of the Greater St. Charles Convention & Visitors Bureau, and
- WHEREAS,** this year marks the 30<sup>th</sup> annual celebration of National Travel and Tourism Week and provides a forum for creating awareness of the economic, cultural and social impact of travel and tourism, and
- WHEREAS,** the Board of Directors and staff wish to acknowledge and honor all those who came before us to promote St. Charles as a destination.

Now, **THEREFORE**, I, Raymond P. Rogina, Mayor of the City of St. Charles, do hereby proclaim that the City of St. Charles recognize May 4-12, 2013 as National Travel and Tourism Week and call its significance to the citizens of the City of St. Charles.

SEAL:

  
Raymond P. Rogina, Mayor



ST. CHARLES  
SINCE 1834

### AGENDA ITEM EXECUTIVE SUMMARY

Title: Presentation of a Recommendation from Mayor Raymond P. Rogina to appoint Council Committee Chairmen and Mayor Pro Tem for Fiscal Year 2013/14

Presenter: Mayor Raymond P. Rogina

*Please check appropriate box:*

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input checked="" type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

**Executive Summary:**

Mayor Ray Rogina, pursuant to Section 2.04.110 of the City Code is making the following nominations for Chair and Vice Chair of the City’s standing committees:

Dan Stellato as Chairman of Planning & Development and Ed Bessner as Vice-Chairman

Jim Martin as Chairman of Government Services and Rita Payleitner as Vice-Chairman

Bill Turner as Chairman of Government Operations and Maureen Lewis as Vice-Chairman

Furthermore, Mayor Ray Rogina, pursuant to Section 2.02.050 of the City Code makes the following nomination for Mayor Pro Tem:

Jo Krieger as Mayor Pro Tem

**Attachments:** *(please list)*

**Recommendation / Suggested Action** *(briefly explain):*

Recommendation to approve appointments from Mayor Raymond P. Rogina for Council Committee Chairmen and Mayor Pro Tem for Fiscal Year 2013/14.

*For office use only:*

*Agenda Item Number:*



**ST. CHARLES**  
SINCE 1834

**AGENDA ITEM EXECUTIVE SUMMARY**

Title: Presentation of a Recommendation from Mayor Raymond P. Rogina to appoint City Liaisons to Community Organizations for Fiscal Year 2013/14

Presenter: Mayor Raymond P. Rogina

*Please check appropriate box:*

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input checked="" type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

**Executive Summary:**

Mayor Ray Rogina is making the following nominations for City liaisons to community organizations:

- Jim Martin to the Downtown St. Charles Partnership
- Maureen Lewis to the 708 Mental Health Board
- Rita Payleitner to the Housing Commission
- Bill Turner to the Tri-Com Board
- Bill Turner to the TriCity Ambulance Board
- Jo Krieger to the St. Charles Historical Society
- Dan Stellato to the St. Charles Convention & Visitors Bureau
- Maureen Lewis to the Norris Cultural Arts Center, Board of Directors

**Attachments:** *(please list)*

**Recommendation / Suggested Action** *(briefly explain):*

Recommendation to approve nominations from Mayor Raymond P. Rogina for City Liaisons to Community Organizations for Fiscal Year 2013/14.

*For office use only:*      *Agenda Item Number:*



ST. CHARLES  
SINCE 1834

## AGENDA ITEM EXECUTIVE SUMMARY

Title:	Presentation of a Recommendation from Mayor Raymond P. Rogina to approve the nomination of John McGuirk as City Attorney for Fiscal Year 2013/14
Presenter:	Mayor Raymond P. Rogina

*Please check appropriate box:*

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input checked="" type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:	N/A	Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

### Executive Summary:

Pursuant to Section 2.10.010 (City attorney - Appointment) Mayor Ray Rogina is nominating Mr. John McGuirk to serve in the office of City Attorney.

Section 2.10.010 states that the city attorney shall be appointed annually by the mayor with the advice and consent of the City Council.

Mr. McGuirk is a partner in the Law Firm of Hoscheit, McGuirk, McCracken & Cuscaden, P.C. located in St. Charles. Furthermore, Mr. McGuirk is a resident of St. Charles and former Alderman that served Ward 3.

### Attachments: *(please list)*

Resume

### Recommendation / Suggested Action *(briefly explain):*

**Recommendation from Mayor Raymond P. Rogina to approve the nomination of John McGuirk as City Attorney for Fiscal Year 2013/14.**

*For office use only:*

*Agenda Item Number:*

# JOHN M. MCGUIRK

WELCOME HOSCHEIT MCGUIRK MCCRACKEN CUSCADEN CONTACT US

## LOCATION

### ATTORNEY PROFILE

*Position:* Shareholder

*Education:*

DePaul University (J.D., cum laude, 1975)

University of Dayton (B.A., 1970)

*Licensed:* Illinois, 1975

*Community Involvement:*

St. Charles City Council

*Affiliations:*

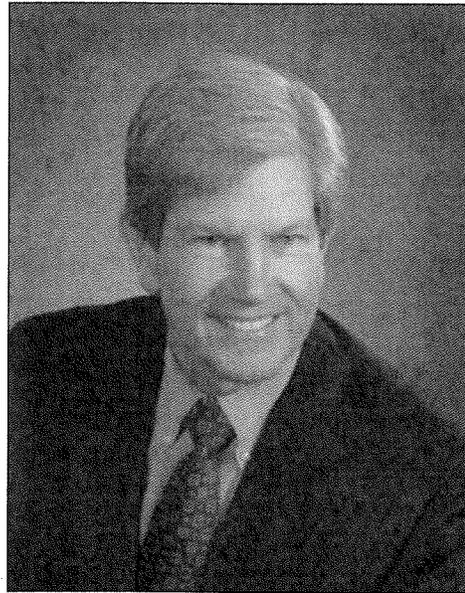
Kane County Bar Association

DuPage County Bar Association

Illinois State Bar Association

American Bar Association

Illinois Trial Lawyers Association



### Contact John McGuirk

**Address:**

1001 East Main Street, Suite G  
Saint Charles, Illinois 60174

**Phone:**

(630) 513-8700

**Fax:**

(630) 513-8799

**Email:**

[jmc@hmcpc.com](mailto:jmc@hmcpc.com)

John McGuirk is a founding shareholder of Hoscheit, McGuirk, McCracken & Cuscaden. John concentrates his practice in Civil Litigation, Personal Injury, Commercial Transactions, Corporations, Real Estate, Estate Planning and Estate Administration.

John earned his Bachelor of Arts Degree from the University of Dayton. He graduated cum laude from DePaul University in earning his Juris Doctorate.

John has served several terms on the St. Charles City Council as Alderman. He has also gained a peer rating of "AV" from Martindale Hubbell, the highest rating possible, by fellow attorneys for skill and experience.

If you have any questions or would like to schedule an appointment, please call John McGuirk or his assistant, Lynn.

### PRACTICE AREAS

**Civil Litigation**

**Personal Injury**

**Commercial Transactions**

**Business & Corporate Law**

**Real Estate**

**Estate Planning**

**Estate Administration**

# HMM&C



ST. CHARLES  
SINCE 1834

### AGENDA ITEM EXECUTIVE SUMMARY

Title: Motion to recommend a Resolution of Official Intent Regarding Capital Expenditures to be Reimbursed from Proceeds of an Obligation to be Issued by the City of St. Charles, Kane and DuPage Counties, Illinois

Presenter: Chris Minick, Finance Director

*Please check appropriate box:*

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input checked="" type="checkbox"/>	City Council (5/6/2013)
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

**Executive Summary:**

We are seeking a motion to approve a resolution of official intent to reimburse the City for costs related to the purchase of the VFW property, including demolition and parking lot construction costs, from future bond proceeds. We are also including costs related to other capital projects included in the Fiscal Year 2013-2014 budget, including street and storm drainage improvements, municipal building(s) improvements, electrical improvements, water and sewer improvements, and lift station replacements. This is a housekeeping matter to ensure compliance with IRS debt regulations and that any costs incurred after March 6, 2013 are eligible to be funded from the proceeds of the bond to be issued later this fiscal year.

**Attachments:** *(please list)*

**Resolution**

**Recommendation / Suggested Action** *(briefly explain):*

A motion to Approve: A Resolution of Official Intent Regarding Capital Expenditures to be Reimbursed from Proceeds of an Obligation to be Issued by the City of St. Charles, Kane and DuPage Counties, Illinois.

*For office use only:*

*Agenda Item Number:*

**City of St. Charles, Illinois  
Resolution \_\_\_\_\_**

**Resolution Expressing Official Intent Regarding  
Certain Capital Expenditures to be Reimbursed from  
Proceeds of an Obligation to be Issued by the City of  
St. Charles, Kane and DuPage Counties, Illinois.**

**Presented and Passed by the  
City Council \_\_\_\_\_**

WHEREAS, the City of St Charles, Illinois (the “City”), has developed a list of capital projects (the “*Projects*”) described in Exhibit A hereto; and

WHEREAS, all or a portion of the expenditures relating to the Projects (the “*Expenditures*”) (i) have been paid within the sixty (60) days prior to the passage of this Resolution or (ii) will be paid on or after the passage of this Resolution.

WHEREAS, the City reasonably expects to reimburse itself for the Expenditures with the proceeds of an obligation:

NOW, THEREFORE, It is Hereby Resolved by the City Council of the City of St Charles, Kane and DuPage Counties, Illinois, in the exercise of its home rule powers, as follows:

Section 1. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this Resolution are full, true and correct and do incorporate them in this resolution by this reference.

Section 2. The City reasonably expects to reimburse the Expenditures with proceeds of an obligation.

Section 3. The maximum principal amount of the obligation expected to be issued for the Projects is \$6,500,000.

Section 4. All actions of the officers, agents and employees of the City that are in conformity with the purposes and intent of this Resolution, whether taken before or after the adoption hereof, are hereby ratified, confirmed and adopted.

Section 5. This Resolution is made pursuant to Treasury Regulations Section 1.150-2.

Section 6. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed and this Resolution shall be in full force and effect forthwith upon its adoption.

Section 8. This Resolution shall be filed immediately in the office of the City Clerk.

**PRESENTED** to the City Council of the City of St. Charles, Illinois, this 6th day of May 2013.

**PASSED** by the City Council of the City of St. Charles, Illinois, this 6th day of May 2013.

**APPROVED** by the Mayor of the City of St. Charles, Illinois, this 6th day of May 2013.

\_\_\_\_\_  
Raymond P. Rogina, Mayor

ATTEST:

\_\_\_\_\_  
CITY CLERK

COUNCIL VOTE:

Ayes:

Nays:

Absent:

Abstain:

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

DATE: \_\_\_\_\_

## **EXHIBIT A**

### **DESCRIPTION OF CAPITAL PROJECTS**

Costs related to the acquisition of downtown property owned by the VFW Post #5036, as well as all costs and expenses related to constructing a parking lot on said property, including demolition, site preparation, design, engineering and construction costs.

Costs related to the construction of various street improvements, storm drainage improvements, electric system improvements, municipal building(s) improvements, water and sewer improvements, and lift station replacements, including all costs and expenses related to demolition, site preparation, design, engineering and construction.