

CITY OF GENEVA COUNCIL MEETING
May 20, 2019

CALL TO ORDER

The May 20, 2019 meeting of the Geneva City Council was called to order at 7:00 p.m. in the Council Chambers of City Hall by Mayor Kevin Burns.

Aldermen present: Mike Bruno, Tara Burghart, Michael Clements, Becky Hruby, Gabriel Kaven, Dean Kilburg, Craig Maladra, Jeanne McGowan, Robert Swanson.

Attending by teleconference:

Aldermen absent: Richard Marks

Also attending: City Atty. Ron Sandack, City Administrator Stephanie Dawkins, Assistant City Administrator Benjamin McCready, Development Director David DeGroot, City Clerk Roger Godsken

PLEDGE OF ALLEGIANCE

Led by Reese Gosain.

PUBLIC HEARINGS, SPECIAL ITEMS AND PRESENTATIONS

Oath of Office for 3rd Ward Alderman Dean Kilburg

City Clerk Godsken administered the oath to Alderman Kilburg.

Special Recognition of Geneva High School Junior Reese Gosain

Mayor Burns recognized and presented a certificate of achievement to Geneva High School student Reese Gosain who achieved a perfect score on both the ACT and SAT college exams.

Recognize Outgoing Board and Commission Members

Mayor Burns thanked the outgoing board members who were not able to attend the meeting, and recognized and presented a gift from the City to Elizabeth Clements, who had served as Chair of the Strategic Planning Commission. Ald. Burghart and Ald. Michael Clements added their appreciation to Clements for her contribution to the City.

Recommend Mayor's 2019/20 Board & Commission Appointments and Reappointment

Moved by Ald. Burghart, seconded by Ald. McGowan to approve the Mayor's appointments and reappointments of Board and Commission members for 2019-20. Carried unanimously by voice vote with one absence.

AMENDMENTS TO AGENDA

None

OMNIBUS AGENDA

All Items listed on the Omnibus Agenda 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 or citizen so requests in which event the item will be removed from the Omnibus (Consent) Agenda and considered in its normal sequence on the Agenda.

Moved by Ald. Clements, seconded by Ald. Swanson to approve the Omnibus Agenda as presented.

Roll Call:

AYES: 9 (Ald. Bruno, Burghart, Clements, Hruby, Kaven, Kilburg, Maladra, McGowen, Swanson)

NAYS: 0

ABSENT: 1 (Ald. Marks) MOTION CARRIED

Approve Minutes from the City Council Meetings (Old and New Business) on May 6, 2019.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

APPROVE REPORTS

Tax Reports

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

COUNCIL COMMITTEES

COMMITTEE OF THE WHOLE: Tuesday, May 28, 2019.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

OTHER ITEMS AND CORRESPONDENCE

None

MUNICIPAL BILLS FOR PAYMENT

BILLS PRESENTED FOR PAYMENT 5/20/2019

GENERAL FUND	\$ 233,601.97
CULTURAL ARTS FUND	141.00
SPAC FUND	11,165.22
BEAUTIFICATION FUND	500.00
TOURISM FUND	700.07
RESTRICTED POLICE FINES	2,017.74
TRI-COM FUND	26,009.17
SSA # 1	7,754.43
SSA # 4	1,155.66
SSA # 5	644.78
SSA # 7	225.57
SSA # 9	103.00
SSA # 16	16,757.66
SSA # 18	100.94
SSA # 23	100.94
SSA # 26	276.04
GENERAL CAPITAL PROJECTS	31,696.58
INFRASTRUCTURE CAPITAL PROJ	570.00
TIF # 3	5,210.00
CAPITAL EQUIPMENT	32,615.12
PRAIRIE GREEN	14,413.72
TIF # 2	125.00
ELECTRIC	2,230,596.19
WATER/WASTEWATER	396,491.69
REFUSE	4,287.36

CEMETERY	3,914.16
COMMUTER PARKING	10,557.98
GROUP DENTAL	9,049.80
WORKERS COMPENSATION	500.00
UTILITY REFUNDS	1,613.16
TOTAL FUNDS	<u>\$ 3,042,894.95</u>

Moved by Ald. Bruno, seconded by Ald. Hruby that the bills be approved, and vouchers prepared.

Roll Call:

AYES: 9 (Ald. Bruno, Burghart, Clements, Hruby, Kaven, Kilburg, Maladra, McGowen, Swanson)

NAYS: 0

ABSENT: 1 (Ald. Marks) MOTION CARRIED

COMMITTEE OF THE WHOLE ITEMS OF BUSINESS

Approve Resolution No. 2019-49 to Sell Surplus Publicly-Owned Properties for the Gross Amount of \$646,813 Including Compensation for Temporary Construction Licenses on Parcels A, B, and C to Union Pacific Railroad Company.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Resolution No. 2019-50 Approving the Execution of Temporary Construction Licenses to the Union Pacific Railroad Company.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Resolution No. 2019-51 Authorizing Execution of a Reimbursement Agreement Between the Union Pacific Railroad Company and the City of Geneva in the Amount of \$373,048.86 to Relocate Certain Electric Division Assets Between South Third Street and the Fox River.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Resolution No. 2019-52 Authorizing Execution of a Reimbursement Agreement Between the Union Pacific Railroad Company and the City of Geneva in the Amount of \$119,563.22 to Relocate Segments of a Water Main Behind Brigham Court.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Resolution No. 2019-53 Listing Exempt Development/Projects for the Revised Kane County Stormwater Ordinance.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Certificate of Acceptance for Campbell Row Townhomes at the Southwest Corner of Campbell and 4th Street.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Resolution No. 2019-54 Authorizing Bid Award and Purchase of Materials for 2019/20 Underground Electric Cable Replacement from Wesco in the Amount of \$44,145.35.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

Approve Resolution No. 2019-55 Authorizing the City Administrator to Declare Surplus Vehicles and Equipment as Presented.

Moved by Ald. Clements, seconded by Ald. Swanson to approve motion as presented. Approved by unanimous roll call vote with one absence. (Omnibus Agenda). MOTION CARRIED

PRESENTATION OF ORDINANCES, PETITIONS, RESOLUTIONS, AND BID AWARDS

Recommend Resolution No. 2019-56 Amending the Regular Committee of the Whole Schedule.

City Administrator Dawkins gave an overview of the proposed change, which would move the COW meetings to the 1st and 3rd Mondays immediately following the City Council meetings. This would free up the 2nd and 4th Mondays for policy discussions and other meetings as needed, as well as to be mindful of the time dedicated and give more time for policy discussions by City Council. The plan is to try this as a temporary measure which will be evaluated at the strategic planning session in November. The new schedule would begin on June 3rd, 2019.

Moved by Ald. Bruno, seconded by Ald. Maladra to approve the resolution as presented.

Ald. Burghart added her support for the resolution, noting that it will be helpful to allow more time for policy discussions and would be good for members of the public who are interested in such discussions. There being no further comment or questions, the matter was put to a vote.

Roll Call:

AYES: 9 (Ald. Bruno, Burghart, Clements, Hruby, Kaven, Kilburg, Maladra, McGowen, Swanson)

NAYS: 0

ABSENT: 1 (Ald. Marks) MOTION CARRIED

Recommend Ordinance No. 2019-07 Amending the Fabyan Crossing Planned Unit Development (Ordinances 93-45; 2003-20; 2017-10 and Resolution 2018-01) and Granting Final Planned Unit Development Plan Approval for a 4,256 Square Foot Drive-Through Restaurant and Associated Site Improvements on Lot 1.

Moved by Ald. Clements, seconded by Ald. Bruno to approve the resolution as presented.

City Administrator Dawkins gave an overview of the development and amendments, noting that objections had been presented by two parties at the Planning Commission meeting held May 9th, but that the Commission unanimously approved the proposal as presented. The City received formal notice of the objections, which the Council has had the opportunity to review along with the Planning Commission meeting minutes and video. Due to one of the objections, a 2/3 majority vote of 7Aldermen would be required to pass the motion.

There being no questions or comments, the matter was put to a vote.

Roll Call:

AYES: 9 (Ald. Bruno, Burghart, Clements, Hruby, Kaven, Kilburg, Maladra, McGowen, Swanson)

NAYS: 0

ABSENT: 1 (Ald. Marks) MOTION CARRIED

Recommend Ordinance No. 2019-08 Granting a Sign Variation in the Fabyan Crossing Planned Unit Development to Allow a 76 Square Foot Sign on a Secondary Building Façade for Lot 1 (2100 S. Randall Road - At Home).

Moved by Ald. Bruno, seconded by Ald. Hruby to approve the resolution as presented.

City Administrator Dawkins gave an overview of the proposal, which would add an additional sign for greater visibility. Ald. Kilburg and McGowen asked for clarification on the reason for the request, and the reasons for two dissenting votes cast during approval by the Planning Commission, which were answered by Community Development Director DeGroot.

There being no further comment or questions, the matter was put to a vote.

Roll Call:

AYES: 8 (Ald. Mike Bruno, Tara Burghart, Michael Clements, Becky Hruby, Gabriel Kaven, Dean Kilburg, Craig Maladra, Robert Swanson)

NAYS: 1 (Ald. McGowen)

ABSENT: 1 (Ald. Marks) MOTION CARRIED

NEW BUSINESS /PUBLIC COMMENT

Chris Bourdage extended an invitation for the upcoming “Diamonds in the Rough” show at Evenflow Music and Events, 302 West State Street. Friday, 7 June 2019 at 8:00 PM.

CLOSED SESSION ON COLLECTIVE NEGOTIATING MATTERS BETWEEN THE PUBLIC BODY AND ITS EMPLOYEES OR THEIR REPRESENTATIVES

Moved by Ald. Bruno, seconded by Ald. Swanson to adjourn to closed session.

Roll Call:

AYES: 9 (Ald. Bruno, Burghart, Clements, Hruby, Kaven, Kilburg, Maladra, McGowen, Swanson)

NAYS: 0

ABSENT: 1 (Ald. Marks) MOTION CARRIED

(The council adjourned to closed session at 7:35 PM and returned to open session at 8:02 PM)

Moved by Ald. Swanson, seconded by Ald. McGowen to return to open session.

Roll Call:

AYES: 9 (Ald. Bruno, Burghart, Clements, Hruby, Kaven, Kilburg, Maladra, McGowen, Swanson)

NAYS: 0

ABSENT: 1 (Ald. Marks) MOTION CARRIED

ADJOURNMENT

There being no further business, moved by Ald. Swanson to adjourn the Geneva City Council meeting. Carried unanimously by voice vote with one absence.

The meeting adjourned at 8:03 PM.

Roger Godskesen, City Clerk