

COMMITTEE OF THE WHOLE MINUTES
September 3, 2019

ELECTED OFFICIALS PRESENT	ELECTED OFFICIALS ABSENT	STAFF PRESENT
Bruno Burghart Clements Hruby Kaven Kilburg Maladra Marks McGowan Swanson Burns (chair)		McCready Sandack Wright Babica Van Gyseghem Tymoszenko Passarelli
Godskesen		

1. CALL TO ORDER

Mayor Burns called the meeting to order at 7:36 PM noting that all aldermen were present.

2. Approve Special Committee of the Whole Minutes from August 12, 2019 and Regular Committee of the Whole Minutes from August 19, 2019

Moved by Ald. Burghart, seconded by Ald. Bruno V/V: 10-0 Motion carried.

3. Items of Business

a. Consider Approval of Special Event Application Including a Request for Use of Public Rights of Way and City Services for Monster Mash 5K and Kids Dash on October 19, 2019.

Moved by Ald. Bruno, seconded by Ald. Burghart V/V: 10-0 Motion carried.

Assistant City Administer McCready gave an overview of the measure. There being no questions or comments, the measure was put to a vote.

b. Consider Approval of Special Event Application Including Request for Use of Public Rights of Way and City Services for Ooh La-La Chocolate 5K Run/Walk and Half Marathon on November 3, 2019.

Moved by Ald. Bruno, seconded by Ald. Clements V/V: 10-0 Motion carried.

Assistant City Administer McCready gave an overview of the measure. There being no questions or comments, the measure was put to a vote.

c. Consider Approval of Draft Resolution Authorizing Execution of a Contract with Jetco, Ltd. For Dodson Street Water Tower Painting at a Not-to-Exceed Cost of \$579,991.00.

Moved by Ald. Marks, seconded by Ald. Clements V/V: 10-0 Motion carried.

Assistant City Administer McCready gave an overview of the measure. Ald. McGowan and Marks asked about the city logo which would be painted on the tower, and about the status of painting the other two water towers. VanGyseghem described the logo as being the same as is on the gateways, and answered that the other two towers had already been painted so this was the last tower needing to be painted in this cycle which is normally 15 years.

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

d. Consider Approval of Draft Ordinance Amending Title 4 (Business & License Regulations), Chapter 13 (Cigarette and Tobacco Dealers), Sections 1-4; and Title 6 (Police Regulations), Chapter 3 (Minors), Section 3 (Tobacco Regulations) of the Geneva City Code.

Moved by Ald. Marks, seconded by Ald. Bruno to approve the ordinance as presented.

Assistant City Administer McCready gave an overview of the measure, noting that since the initial city ordinance was adopted, the state had implemented an ordinance, and that these amendments were to bring the city's ordinance into compliance with the state. Chief Passarelli answered questions about compliance among the city's licensed vendors. Discussion about repeated offenses centered on the possibility that the \$50 fine per occurrence was not sufficient to deter violations.

Ald. Swanson moved, seconded by Ald. Hruby that the ordinance be amended to increase the fines from the current \$50 per offense, to a graduated \$100 for a first offense, \$250 second offense, and \$500 subsequent offenses.

Chief Passarelli answered questions from Ald. McGowan, Clements, Mars, Kaven, Bruno and Hruby regarding how and when compliance checks are conducted, how the fines would escalate, how the police address the use of fake ID's, whether the onus falls on the vendor in such cases, and which fund the fines collected go into. Passarelli added that vendors need to educate their staff in order to avoid issues and to stay in compliance.

There being no further questions or comments, the measure to amend the ordinance to include higher and escalating fines was put to a vote.

d.(1) Motion to amend fines outlined in the draft ordinance to \$100 first offense, \$250 second offense, \$500 subsequent offenses.

Roll Call:

AYES: 10 (Ald. Bruno, Burghart, Clements Hruby, Kaven, Kilburg, Maladra, Marks, McGowan, Swanson)

NAYS: 0

ABSENT: 0 MOTION CARRIED

There being no further discussion, the motion to approve the amended ordinance was put to the vote. V/V: 10-0 Motion carried.

4. NEW BUSINESS / PUBLIC COMMENT

None.

5. ADJOURNMENT

On a motion by Ald. Marks, the meeting was adjourned by unanimous voice vote at 7:57 PM. V/V: 10-0. Motion carried.

- Submitted by City Clerk Godskesen