

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL  
OF THE UNITED CITY OF YORKVILLE, KENDALL COUNTY, ILLINOIS,  
HELD IN THE CITY COUNCIL CHAMBERS,  
800 GAME FARM ROAD ON  
TUESDAY, APRIL 26, 2022**

Mayor Purcell called the meeting to order at 7:02 p.m. and led the Council in the Pledge of Allegiance.

Mayor Purcell stated that he has determined that under the Governor's orders the meeting can be held with electronic attendance for the safety of the council members and the public and to help prevent the spread of the coronavirus.

**ROLL CALL**

City Clerk Behland called the roll.

Ward I	Koch	Present
	Transier	Absent
Ward II	Plocher	Present
	Soling	Present
Ward III	Funkhouser	Present
	Marek	Present
Ward IV	Tarulis	Absent
	Peterson	Present

Staff in attendance at City Hall: City Clerk Behland, City Administrator Olson, Chief of Police Jensen, Public Works Director Dhuse, Community Development Director Barksdale-Noble, Finance Director Fredrickson, Parks and Recreation Director Evans, Assistant City Administrator Willrett, and EEI Engineer Sanderson.

Clerk's Note: Due to COVID-19, in accordance with Public Act 101-0640 and Gubernatorial Disaster Proclamation issued by Governor Pritzker pursuant to the powers vested in the Governor under the Illinois Emergency Management Act, the United City of Yorkville encouraged social distancing by allowing remote attendance to the City Council meeting.

Members of the public were able to attend this meeting in person while practicing social distancing as well as being able to access the meeting remotely via Zoom which allowed for video, audio, and telephonic participation.

A meeting notice was posted on the City's website on the agenda, minutes, and packets webpage with instructions regarding remote meeting access and a link was included for the public to participate in the meeting remotely: <https://us02web.zoom.us/j/83270629713?pwd=WUNxRTJpWG5qMElmZG1Hdz09>. The Zoom meeting ID was 832 7062 9713.

**QUORUM**

A quorum was established.

**AMENDMENTS TO THE AGENDA**

None.

**PRESENTATIONS**

**Yorkville Intermediate School Recognizing  
School Resource Officer Goldsmith**

Heather Miragliotta and Scott Beavers, both teachers with the Yorkville Intermediate School, recognized Officer Goldsmith for his dedication to their after-school program.

**PUBLIC HEARINGS**

None.

**CITIZEN COMMENTS ON AGENDA ITEMS**

**Groot Industries –  
New Citywide Refuse Service Provider**

Even though Groot Industries is not on tonight's agenda, Mayor Purcell explained that he would still allow any residents to address the Council regarding this topic. Mayor Purcell introduced Kiel Pennington with Groot Industries, participating via Zoom to give an update on the rollout. Groot currently has all refuse carts and has multiple crews out delivering cans. Groot has promised everyone within the City should have their carts no later than Saturday. All seniors will be getting a 35-gallon cart during the initial delivery. Once everyone in the City has their cart, Groot will start exchanging carts with the requested

size. Mr. Pennington said it should be a quick turnaround to swap them out. Alderman Peterson asked if people do not have cans by Monday and it's their garbage day, will their bags still be picked up. Mr. Pennington clarified that they would grab everything these first few weeks, even if there were no stickers to help the transition. They will not grab items over 50 lbs. Alderman Funkhouser asked if Groot could push the \$30 bin change fee out another month. Mr. Pennington explained that they have been waiving the \$30 fee on a case-by-case basis.

**CONSENT AGENDA**

1. Minutes of the Regular City Council – March 22, 2022
2. Bill Payments for Approval
  - \$ 664,209.21 (vendors)
  - \$ 327,282.83 (payroll period ending 4/15/2022)
  - \$ 991,492.04 (total)

Mayor Purcell entertained a motion to approve the consent agenda. So moved by Alderman Peterson; seconded by Alderman Soling.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Koch-aye, Plocher-aye, Funkhouser-aye,  
Soling-aye, Marek-aye, Peterson-aye

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**REPORTS**

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**MAYOR'S REPORT**

**Ordinance Approving an Agreement by and Among the  
United City of Yorkville, Yorkville-Bristol Sanitary District  
and Illinois Greenhouse, LLC  
(CC 2022-05)**

City Administrator Olson mentioned that everything is within the packet but the agreement. The agreement should hopefully be ready by the May 10<sup>th</sup> City Council meeting. City Administrator Olson explained that Corneils Road entrance had not been finalized. After discussion, the council agreed to change the contract to the 400' at the entrance has to be done to receive an occupancy permit; then, three years after occupancy, the second part of the road needs to be finished, and a bond has to be put into place to cover the three years. Alderman Plocher asked about the shallow well. Mr. O'Neil mentioned they would have to come back to the City with that request and do the same process over again as they did with the deeper well. Alderman Funkhouser asked if the deeper well would work; why try a smaller well, and Mr. O'Neil said this could be a backup option, and the shallower the well, the less money and carbon footprint.

**Poppy Days Proclamation  
(CC 2022-15)**

Mayor Purcell proclaimed May 9 – 15, 2022, may serve as Poppy Awareness Days in the United City of Yorkville (*see attached*).

**Motorcycle Awareness Month Proclamation  
(CC 2022-16)**

Mayor Purcell proclaimed the month of May 2022 as Motorcycle Awareness Month in the United City of Yorkville (*see attached*).

**Appointments to Boards and Commission  
(PW 2022-17)**

Mayor Purcell entertained a motion to approve the Mayor's appointments of Ryan Forristall to the Library Board to a term ending May 2025; Jackie Milschewski to the Library Board to a term ending May 2025; Keri Pesola to the Library Board to a term ending May 2025; Greg Millen to the Planning and Zoning and Commission to a term ending May 2026; Jeff Olson to the Planning and Zoning Commission to a term ending May 2026; and Richard Vinyard to the Planning and Zoning Commission to a term ending May 2026. So moved by Alderman Funkhouser; seconded by Alderman Marek.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Plocher-aye, Funkhouser-aye, Soling-aye,  
Marek-aye, Peterson-aye Koch-aye

**PUBLIC WORKS COMMITTEE REPORT**

No report.

**ECONOMIC DEVELOPMENT COMMITTEE REPORT**

**Ordinance 2022-14**

**Approving the Second Amendment to the Annexation and Planned Unit Development Agreement for a Portion of the Windmill Farms Development (BW Properties Holdings, LLC/Bricolage Wellness, PLLC) (PZC 2022-03 & EDC 2022-21)**

Alderman Peterson made a motion to approve an Ordinance Approving the Second Amendment to the Annexation and Planned Unit Development Agreement for a Portion of the Windmill Farms Development (BW Properties Holdings, LLC/Bricolage Wellness, PLLC) and authorize the Mayor and City Clerk to execute; seconded by Alderman Koch.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Funkhouser-aye, Soling-aye, Marek-aye,  
Peterson-aye, Koch-aye, Plocher-aye

**PUBLIC SAFETY COMMITTEE REPORT**

No report.

**ADMINISTRATION COMMITTEE REPORT**

No report.

**PARK BOARD**

No report.

**PLANNING AND ZONING COMMISSION**

**Ordinance 2022-15**

**Approving the Rezoning to the B-3 General Business Zoning District of the Property Located at 8721 Route 126 and Repeal of the Ordinance 2008-42 as it Applies to the Property (BW Properties Holdings, LLC/Bricolage Wellness, PLLC) (PZC 2022-02 & EDC 2022-20)**

Alderman Plocher made a motion to approve an Ordinance Approving the Rezoning to the B-3 General Business Zoning District of the Property Located at 8721 Route 126 and Repeal of the Ordinance 2008-42 as it Applies to the Property (BW Properties Holdings, LLC/Bricolage Wellness, PLLC) and authorize the Mayor and City Clerk to execute; seconded by Alderman Marek.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Soling-aye, Marek-aye, Peterson-aye,  
Koch-aye, Plocher-aye, Funkhouser-aye

**Ordinance 2022-16**

**Approving the Final Plat of Resubdivision for Bristol Bay P.U.D. Unit 3 (PZC 2022-06 & EDC 2022-22)**

Alderman Peterson made a motion to approve an Ordinance Approving the Final Plat of Resubdivision for Bristol Bay P.U.D. Unit 3 and authorize the Mayor and City Clerk to execute; seconded by Alderman Funkhouser.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Marek-aye, Peterson-aye, Koch-aye,  
Plocher-aye, Funkhouser-aye, Soling-aye

**Ordinance 2022-17**

**Approving the Final Plat of Subdivision for Bristol Bay P.U.D. Unit 13 (PZC 2022-07 & EDC 2022-23)**

Alderman Marek made a motion to approve an Ordinance Approving the Final Plat of Subdivision for Bristol Bay P.U.D. Unit 13 and authorize the Mayor and City Clerk to execute; seconded by Alderman Koch.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Peterson-aye, Koch-aye, Plocher-aye,  
Funkhouser-aye, Soling-aye, Marek-aye

**CITY COUNCIL REPORT**

No report.

**CITY CLERK'S REPORT**

No report.

**COMMUNITY & LIAISON REPORT**

No report.

**STAFF REPORT**

No report.

**MAYOR'S REPORT (cont'd)**

**City Buildings Updates**

(CC 2021-04)

City Administrator Olson shared that the contractors are working on wall construction and demolition of the new building. They have demoed the entire ceiling in the council chambers and discussed possibly being able to pivot some of the HVAC pipes to have a higher ceiling than they previously thought. Mr. Olson said they would eventually give some options to the Council to see if they would like to move the pipes or leave it as is. Mr. Olson said the site design and budget discussion will be at the May Public Works meeting regarding the new Public Works building.

**Water Study Update**

(CC 2021-38)

City Administrator Olson reported to the Council that, along with leaders from Oswego and Montgomery, he had toured the water commission in DuPage. The DuPage Water Commission seems willing to work with the City and appears flexible. City staff will start high-level planning regarding the entire process and funding for this project. The DuPage Water Commission mentioned they would start their own planning, and everyone would meet again and compare notes.

**ADDITIONAL BUSINESS**

None.

**CITIZEN COMMENTS**

None.

**EXECUTIVE SESSION**

Mayor Purcell entertained a motion to go into executive session for litigation. So moved by Alderman Peterson; seconded by Alderman Marek.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Koch-aye, Plocher-aye, Funkhouser-aye,  
Soling-aye, Marek-aye, Peterson-aye

The City Council entered executive session at 8:14 p.m.

The City Council returned to regular session at 8:29 p.m.

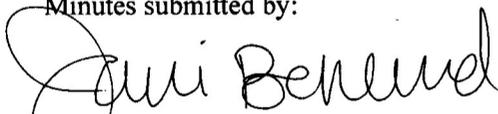
**ADJOURNMENT**

Mayor Purcell entertained a motion to adjourn the City Council meeting. So moved by Alderman Plocher; seconded by Alderman Funkhouser.

Motion unanimously approved by a viva voce vote.

Meeting adjourned at 8:30 p.m.

Minutes submitted by:



Jori Behland,  
City Clerk, City of Yorkville, Illinois

**UNITED CITY OF YORKVILLE**

*Proclamation*

Whereas, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers;

Whereas, millions who have answered the call to arms have died on the field of battle;

Whereas, a nation of peace must be reminded of the price of war and the debt owed to those who have died in war;

Whereas, the red poppy has been designated as a symbol of sacrifice of lives in all wars;

Whereas, the America Legion Post 489 and America Legion Auxiliary Unit 489 have pledged to remind America annually of this debt through the distribution of the memorial flower, so that May 9 - 15, 2022 may serve as "Poppy Awareness Days".

Therefore, I, John Purcell, Mayor of the United City of Yorkville, do hereby proclaim "Poppy Awareness Days" in the United City of Yorkville, and request all citizens to observe these days by wearing a Poppy and making contributions for this worthy cause.

Dated this 26<sup>th</sup> day of April, 2022, A.D.



  
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John Purcell, Mayor

## UNITED CITY OF YORKVILLE

### *Motorcycle Awareness Month Proclamation*

**WHEREAS**, safety is the highest priority for the highways and streets of our City and State; and

**WHEREAS**, the great State of Illinois is proud to be a national leader in motorcycle safety, education and awareness; and

**WHEREAS**, motorcycles are a common and economical means of transportation that reduces fuel consumption and road wear, and contributes in a significant way to the relief of traffic and parking congestion; and

**WHEREAS**, it is especially meaningful that the citizens of our City and State be aware of motorcycles on the roadways and recognize the importance of motorcycle safety; and

**WHEREAS**, the members of A.B.A.T.E. of Illinois, Inc. (A Brotherhood Aimed Toward Education), continually promote motorcycle safety, education and awareness in high school drivers' education programs and to the general public in our City and State, presenting motorcycle awareness programs to over 120,000 participants in Illinois over the past seven years; and

**WHEREAS**, all motorcyclists should join A.B.A.T.E. of Illinois, Inc. in actively promoting the safe operation of motorcycles as well as promoting motorcycle safety, education, awareness and respect of the citizens of our City and State; and

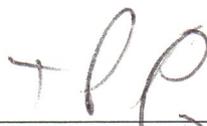
**WHEREAS**, the motorcyclists of Illinois have contributed extensive volunteerism and money to national and community charitable organizations; and

**WHEREAS**, during the month of May, all roadway users should unite in the safe sharing of the roadways within the United City of Yorkville and throughout the State of Illinois.

**NOW, THEREFORE**, I, John Purcell, Mayor of the United City of Yorkville, in the great state of Illinois, in recognition of 35 years of A.B.A.T.E. of Illinois, Inc., and over 352,318 registered motorcyclists statewide, and in recognition of the continued role Illinois serves as a leader in motorcycle safety, education and awareness, do hereby proclaim the Month of May 2022 as Motorcycle Awareness Month in the United City of Yorkville, and urge all motorists to join in an effort to improve safety and awareness on our roadways.

Dated this 26<sup>th</sup> day of April, 2022, A.D.



  
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John Purcell, Mayor