

**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, SEPTEMBER 26, 2017**

Mayor Golinski called the meeting to order at 7:00 p.m. and led the Council in the Pledge of Allegiance.

City Clerk Warren called the roll.

Ward I	Koch	Present
	Colosimo	Present
Ward II	Milschewski	Present
	Plocher	Present
Ward III	Frieders	Present
	Funkhouser	Present
Ward IV	Tarulis	Present
	Hernandez	Present

Also present: City Clerk Warren, City Attorney Orr, City Administrator Olson, Police Chief Hart, Deputy Chief of Police Klingel, Public Works Director Dhuse, Finance Director Fredrickson, EEI Engineer Sanderson, Community Development Director Barksdale-Noble, Building Code Official Ratos, Director of Parks and Recreation Evans, Assistant City Administrator Willrett

QUORUM

A quorum was established.

CITIZEN COMMENTS ON AGENDA ITEMS

Andy Graham, Countryside, thanked the Council for clarifying the language of the non-highway vehicle ordinance. He believes this shows that the City hears the voice of the disabled residents. He wanted to personally thank City Attorney Orr, City Administrator Olson, and his attorney.

AMENDMENTS TO THE AGENDA

Alderman Colosimo requested that Item # 4 on the consent agenda, Kennedy Road Shared Use Path (PW 2017-60), be moved to the regular agenda under Public Works.

Amendment approved unanimously by a viva voce vote.

PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CONSENT AGENDA

1. **Ordinance 2017-48** Amending the Yorkville City Code as it Relates to the Use of Other Power-Driven Mobility Devices – *authorize the Mayor and City Clerk to execute* (PS 2017-15)
2. Water Department Reports for April, May and June 2017 (PW 2017-58)
3. Autumn Creek Unit 2C Acceptance – *accept the public improvements of water main, sanitary sewer, storm sewer, paving, sidewalk, street lighting and parkway trees as described in the Bill of Sale for ownership and maintenance by the City and authorize the release of the existing security upon receipt of a maintenance guarantee in the amount of \$240,015.05, subject to verification that the developer has no outstanding debt owed to the City for this project and subject to receipt of a signed Bill of Sale* (PW 2017-59)
4. Road to Better Roads Program 2018 – *approval of the 2018 Road to Better Roads plan (FY 19) as described in the memo from Engineer Sanderson dated September 14, 2017* (PW 2017-61)
5. **Ordinance 2017-49** Amending the Traffic Schedule and Index – *authorize the Mayor and City Clerk to execute* (PW 2017-62)
6. Monthly Treasurer's Report for July and August 2017 (ADM 2017-62)
7. **Ordinance 2017-50** Authorizing the Fifth Amendment to the Annual Budget for the Fiscal Year Commencing on May 1, 2017 and Ending on April 30, 2018 – *authorize the Mayor and City Clerk to execute* (ADM 2017-67)

Mayor Golinski made a motion to approve the consent agenda as amended; seconded by Alderman Funkhouser.

Consent Agenda approved unanimously by a viva voce vote.

MINUTES FOR APPROVAL

None.

BILLS FOR PAYMENT

Mayor Golinski stated that the bills were \$1,346,124.75.

REPORTS

MAYOR'S REPORT

Well No. 9 Re-Installation Authorization

(CC 2017-51)

Mayor Golinski entertained a motion to authorize Layne Christensen to repair and reinstall all components of Well No. 9 using all new pipe for a cost not to exceed \$174,076. So moved by Alderman Colosimo, seconded by Alderman Frieders.

Motion approved by a roll call vote. Ayes-8 Nays-0
Plocher-aye, Frieders-aye, Tarulis-aye, Colosimo-aye,
Funkhouser-aye, Milschewski-aye, Hernandez-aye, Koch-aye

PUBLIC WORKS COMMITTEE REPORT

Ordinance Amending the Water Use and Service Regulations – First Reading

(PW 2017-63)

Alderman Frieders stated that this is a first reading for the ordinance amending the water use and service regulations. Alderman Colosimo has an issue with the impact it may have on multifamily dwellings. City Administrator Olson asked what part of the ordinance he is referring to and Alderman Colosimo read that part. City Attorney Orr stated this has always been an issue and the residents will face this problem if the owner of the rental property is delinquent. City Attorney Orr and Alderman Colosimo debated the issues involving rental properties. City Administrator Olson asked City Attorney Orr if there was some way to modify the ordinance to keep the water supplied to a rental property even if one of the tenants is delinquent. City Attorney Orr stated policy could be revised, but there needs to be a way to make the owner of the property accountable for money due to the City. Building Code Official Ratos discussed the metering of the multifamily dwellings in Yorkville and stated that there are very few properties with only one meter for multiple residents. A resident from the audience spoke about this issue. Alderman Koch asked for clarification on the billing and final responsibility for water bills for multifamily dwellings. City Administrator Olson explained the billing and delinquent notification processes. Alderman Koch asked if there was a way for the owner of a residential property to be notified in the event that a tenant goes delinquent. City Administrator Olson stated that can be done if set up that way originally by the owner. The members of the City Council discussed the ordinance and the accountability of the water billing process. Alderman Plocher asked for details on water meters and shut off. Building Code Official Ratos explained.

Alderman Frieders made a motion to bring this back to committee; seconded by Alderman Koch.

Motion approved by a roll call vote. Ayes-8 Nays-0
Frieders-aye Tarulis-aye, Colosimo-aye, Funkhouser-aye,
Milschewski-aye, Hernandez-aye, Koch-aye, Plocher-aye

Kennedy Road Shared Use Path (ITEP)

(PW2017-60)

Alderman Frieders made a motion to approve authorizations number 1 & 2 on the Kennedy Road shared use path (ITEP) and authorize the City administrator to execute. So moved by Alderman Funkhouser; seconded by Alderman Hernandez.

Motion approved by a roll call vote. Ayes-6 nays-2
Colosimo-nay, Funkhouser-aye, Milschewski-aye, Hernandez-aye,
Koch-aye, Plocher-aye, Frieders-aye, Tarulis-nay

ECONOMIC DEVELOPMENT COMMITTEE REPORT

No report.

PUBLIC SAFETY COMMITTEE REPORT

No report.

ADMINISTRATION COMMITTEE REPORT

Resolution 2017-31 Approving the Seventh Amended Intergovernmental Cooperation Agreement for Participation in the Aurora Area Convention & Visitors Bureau
(ADM 2017-69)

Alderman Milschewski entertained a motion to approve a resolution approving the seventh amended intergovernmental cooperation agreement for participation in the Aurora Area Convention & Visitors Bureau and authorize the Mayor and City Clerk to execute; seconded by Alderman Frieders.

Alderman Colosimo and Alderman Frieders discussed the timeframe for this agreement. Alderman Funkhouser stated that the AACVB has been under review and committee the past couple years and it is the committee's recommendation to continue with AACVB. Alderman Milschewski and City Administrator Olson discussed the monetary participation level of the City of Aurora and that of the City of Yorkville. City Administrator Olson discussed the details of the AACVB.

Motion approved by a roll call vote. Ayes-8 Nays-0
Tarulis-aye, Colosimo-aye, Funkhouser-aye, Milschewski-aye,
Hernandez-aye, Koch-aye, Plocher-aye, Frieders-aye

PARK BOARD

No report.

PLANNING AND ZONING COMMISSION

No report.

CITY COUNCIL REPORT

No report.

CITY CLERK'S REPORT

No report.

COMMUNITY & LIAISON REPORT

No report.

STAFF REPORT

No report.

ADDITIONAL BUSINESS

American Planning Association Illinois Chapter

Mayor Golinski noted that the City was invited by the American Planning Association Illinois chapter to receive an award for the City's comprehensive plan. The City was awarded the Daniel Burnham Award from the APA Illinois chapter for an exceptional comprehensive plan. Mayor Golinski thanked Community Development Director Barksdale-Noble and her team for all the work on the comprehensive plan. Mayor Golinski stated this puts the City in a spot to be nominated for the national Burnham Award.

EXECUTIVE SESSION

Mayor Golinski made a motion to go into Executive Session for the purpose of

1. Litigation

seconded by Alderman Colosimo.

Motion approved by a roll call vote. Ayes-6 Nays-2
Tarulis-aye, Milschewski-aye, Colosimo-aye, Plocher-nay,
Hernandez-aye, Koch-aye, Funkhouser-aye, Frieders-nay

The City Council entered Executive Session at 7:35 p.m.

The City Council returned to regular session at 8:09 p.m.

CITIZEN COMMENTS

None.

ADJOURNMENT

Mayor Golinski stated meeting adjourned.

Meeting adjourned at 8:10 p.m.

Minutes submitted by:



Beth Warren,
City Clerk, City of Yorkville, Illinois

