

**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, JULY 23, 2019**

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

**ROLL CALL**

City Clerk Pickering called the roll.

Ward I	Koch	Present
	Transier	Present
Ward II	Milschewski	Present
	Plocher	Absent
Ward III	Funkhouser	Present
	Frieders	Present
Ward IV	Tarulis	Present
	Peterson	Absent

Staff present: City Administrator Olson, City Clerk Pickering, Chief of Police Hart, Deputy Chief of Police Pfizenmaier, Community Development Director Barksdale-Noble, Finance Director Fredrickson, Parks and Recreation Director Evans, Assistant City Administrator Willrett, Building Code Official Ratos, Facilities Manager Raasch, Attorney Orr, and EEI Engineer Morrison.

**QUORUM**

A quorum was established.

**AMENDMENTS TO THE AGENDA**

None.

**PRESENTATIONS**

Deb Horaz was unable to attend the meeting so this presentation will be rescheduled for a future meeting.

**PUBLIC HEARINGS**

None.

**CITIZEN COMMENTS ON AGENDA ITEMS**

None.

**CONSENT AGENDA**

None.

**MINUTES FOR APPROVAL**

Mayor Purcell entertained a motion to approve the minutes of the regular City Council meetings of June 25, 2019 and July 9, 2019 as presented. So moved by Alderman Milschewski; seconded by Alderman Funkhouser.

Motion unanimously approved by a viva voce vote.

**BILLS FOR PAYMENT**

Mayor Purcell entertained a motion to approve the bill list in the amount of \$16,033.88 (vendors – FY 19); \$1,318,570.93 (vendors – FY 20); \$333,027.12 (payroll period ending 7/12/19); for a total of \$1,667,631.93. So moved by Alderman Milschewski; seconded by Alderman Tarulis.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Funkhouser-aye, Tarulis-aye, Transier-aye,  
Frieders-aye, Koch-aye, Milschewski-aye

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**REPORTS**

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**MAYOR'S REPORT**

**Appointment to Library Board  
(CC 2019-42)**

Mayor Purcell entertained a motion to approve the appointment of Julie Brendich to the Library Board to a term ending May 2021. So moved by Alderman Transier; seconded by Alderman Koch.

Motion unanimously approved by a viva voce vote.

**Appointment to Unified Development Ordinance (UDO) Advisory Committee  
(CC 2019-43)**

Mayor Purcell entertained a motion to approve the appointment of Reagan Goins to the Unified Development Ordinance Advisory Committee. So moved by Alderman Tarulis; seconded by Alderman Funkhouser.

Motion unanimously approved by a viva voce vote.

**Comments from Mayor Purcell**

**General Obligation Bond Rating for City**

Mayor Purcell reported that Fitch Ratings upgraded the city's general obligation bond rating from AA- to an AA rating on July 22<sup>nd</sup>. Upgraded bond ratings allow the city to borrow money at a lower interest rate. Reasons cited by Fitch for the upgraded bond rating are the city's improved financial resilience and the city's solid revenue growth prospects due to continued population growth.

**Sale of 111 W. Madison (Old Jail)**

Mayor Purcell said the council would not be taking action this evening on the sale of the Old Jail. He said that City Administrator Olson has been negotiating with the McKnight group. He hopes the negotiations will be completed and ready to be discussed at the August 6<sup>th</sup> Economic Development Committee meeting.

**River Fest Festival**

Mayor Purcell mentioned that River Fest was held on July 12<sup>th</sup> and 13<sup>th</sup> and had a great turnout. He thanked staff for doing such a great job.

**Appointment of Chief of Police**

Mayor Purcell said that he has selected Yorkville resident Jim Jensen to be appointed to the position of Chief of Police. This appointment will be voted on at the August 13<sup>th</sup> City Council meeting.

**PUBLIC WORKS COMMITTEE REPORT**

**Plow Trucks**

**Purchase Authorization**

**Ordinance 2019-35**

**Ordinance Authorizing a Second Amendment to the  
Annual Budget for the Fiscal Year Commencing on  
May 1, 2019 and Ending on April 30, 2020  
(PW 2019-28)**

Mayor Purcell entertained a motion to approve to approve a sole source purchase authorization for a new plow truck from Peterbilt, for delivery in FY 21 and payment in FY 20 and FY 21 in an amount not to exceed \$225,000 and to approve an Ordinance Authorizing the Second Amendment to the Annual Budget for the Fiscal Year Commencing on May 1, 2019 and Ending on April 30, 2020 and authorize the Mayor and City Clerk to execute. So moved by Alderman Milschewski; seconded by Alderman Koch.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Frieders-aye, Koch-aye, Milschewski-aye,  
Funkhouser-aye, Tarulis-aye, Transier-aye

**Water Department Reports for April, May, and June 2019  
(PW 2019-45)**

Mayor Purcell entertained a motion to approve the Water Department Reports for April, May, and June 2019. So moved by Alderman Milschewski; seconded by Alderman Koch.

Motion unanimously approved by a viva voce vote.

**Cedarhurst Living – Acceptance of Public Improvements  
(PW 2019-48)**

Mayor Purcell entertained a motion to accept the public improvements of water main and sidewalk 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 \$3,778.00, 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. So moved by Alderman Milschewski; seconded by Alderman Tarulis.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Koch-aye, Milschewski-aye, Funkhouser-aye,  
Tarulis-aye, Transier-aye, Frieders-aye

**Re-Piping of Water Main and Demolition of Well #3 Building – Change Order No. 1**  
(PW 2019-49)

Mayor Purcell entertained a motion to approve the Re-Piping of Water Main and Demolition of Well #3 Building – Change Order No. 1 and authorize the Mayor to execute. So moved by Alderman Milschewski; seconded by Alderman Transier.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Koch-aye, Milschewski-aye, Funkhouser-aye,  
Tarulis-aye, Transier-aye, Frieders-aye

**Resolution 2019-20** **Approving an Intergovernmental Agreement Between Kendall County and the United City of Yorkville, Illinois Relating to the Asphalt Surfacing of Mill Road**  
(PW 2019-50)

Mayor Purcell entertained a motion to approve a Resolution Approving an Intergovernmental Agreement between Kendall County and the City Relating to the Asphalt Surfacing of Mill Road and authorize the Mayor and City Clerk to execute. So moved by Alderman Milschewski; seconded by Alderman Funkhouser.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Milschewski-aye, Funkhouser-aye, Tarulis-aye,  
Transier-aye, Frieders-aye, Koch-aye

**ECONOMIC DEVELOPMENT COMMITTEE REPORT**

No report.

**PUBLIC SAFETY COMMITTEE REPORT**

**Ordinance 2019-36** **Amending Title 3, Chapter 13 of the Code of Ordinances (Resale Dealers)**  
(PS 2018-18)

Alderman Tarulis made a motion to approve an Ordinance Amending Title 3, Chapter 13 of the Code of Ordinance (Resale Dealers) and authorize the Mayor and City Clerk to execute; seconded by Alderman Milschewski.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Funkhouser-aye, Tarulis-aye, Transier-aye,  
Frieders-aye, Koch-aye, Milschewski-aye

**Ordinance 2019-37** **Amending the Yorkville City Code Liquor Control (Change of General Manager Fee)**  
(PS 2019-12)

Alderman Tarulis made a motion to approve an Ordinance Amending the Yorkville City Code Liquor Control (Change of General Manager Fee) and authorize the Mayor and City Clerk to execute; seconded by Alderman Koch.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Tarulis-aye, Transier-aye, Frieders-aye,  
Koch-aye, Milschewski-aye, Funkhouser-aye

**ADMINISTRATION COMMITTEE REPORT**

No report.

**PARK BOARD**

No report.

**PLANNING AND ZONING COMMISSION**

**Ordinance 2019-38** **Approving the Rezoning of the R-1 Single-Family Suburban Residence District of the Property Located at the Southwest and Southeast Corners of the Intersection of East Van Emmon Street and Benjamin Street**  
(PZC 2019-15 and EDC 2019-52)

Mayor Purcell entertained a motion to approve an Ordinance Approving the Rezoning of the R-1 Single-Family Suburban Residence District of the Property Located at the Southwest and Southeast Corners of the Intersection of East Van Emmon Street and Benjamin Street. So moved by Alderman Milschewski; seconded by Alderman Funkhouser.

Motion approved by a roll call vote. Ayes-6 Nays-0  
Transier-aye, Frieders-aye, Koch-aye,  
Milschewski-aye, Funkhouser-aye, Tarulis-aye

**Ordinance 2019-39                      Approving the Rezoning of the R-2 Single-Family Traditional Residence District and the Granting of Variances for the Property Located at 701 N. Bridge Street (PZC 2019-17 and EDC 2019-53)**

Mayor Purcell entertained a motion to approve an Ordinance Approving the Rezoning of the R-2 Single-Family Traditional Residence District and the Granting of Variances for the Property Located at 701 N. Bridge Street. So moved by Alderman Transier; seconded by Alderman Koch.

Motion approved by a roll call vote. Ayes-5    Nays-1  
Frieders-aye, Koch-aye, Milschewski-aye,  
Funkhouser-nay, Tarulis-aye, Transier-aye

**Ordinance 2019-40                      Amending Section 10-3-5-B: Location and Section 10-3-5-C: Time of Construction Regarding Accessory Buildings and Structures of the Yorkville Zoning Ordinance and Section 10-3-3-A: Contiguous Parcels to Permit Accessory Buildings and Structures to be Built on Contiguous Lots Under Single Ownership (PZC 2019-18 and EDC 2019-58)**

Mayor Purcell entertained a motion to approve an Ordinance Amending Section 10-3-5-B: Location and Section 10-3-5-C: Time of Construction Regarding Accessory Buildings and Structures of the Yorkville Zoning Ordinance and Section 10-3-3-A: Contiguous Parcels to Permit Accessory Buildings and Structures to be Built on Contiguous Lots Under Single Ownership. So moved by Alderman Koch; seconded by Alderman Transier.

Motion approved by a roll call vote. Ayes-4    Nays-2  
Frieders-aye, Koch-aye, Milschewski-aye,  
Funkhouser-nay, Tarulis-nay, Transier-aye

**CITY COUNCIL REPORT**

No report.

**CITY CLERK'S REPORT**

No report.

**COMMUNITY & LIAISON REPORT**

No report.

**STAFF REPORT**

No report.

**ADDITIONAL BUSINESS**

None.

**CITIZEN COMMENTS**

Todd Milliron, Kendall County resident, spoke regarding Riley County, Kansas which has a countywide police department. He said the Kendall County Courthouse building currently has extra space that is not being used by the county and he suggested the city might want to speak with Kendall County to see if the city's police department could use some of that extra space.

Lisa Wolancevich, Yorkville resident, mentioned that many vehicles and trucks do not follow the posted speed limit on Route 47, especially in the downtown area. She said that during the recent River Fest Festival she witnessed a semi-truck run a red light at a high rate of speed at the intersection of Route 47 and Van Emmon during the festival. There were many pedestrians present in the downtown area at the time due to the festival. She also mentioned that on her way to City Hall this evening, she witnessed a motorcycle almost hit a woman and child who were crossing the street at the crosswalk located at the intersection of Route 47 and Main Street. She asked if extra patrols and more flashing signs could be added to the downtown area to try to get traffic to slow down so that no one gets hurt.

**EXECUTIVE SESSION**

Mayor Purcell entertained a motion to go into executive session for personnel and litigation. So moved by Alderman Milschewski; seconded by Alderman Funkhouser.

Motion approved by a roll call vote. Ayes-6    Nays-0  
Koch-aye, Milschewski-aye, Funkhouser-aye,  
Tarulis-aye, Transier-aye, Frieders-aye

The City Council entered executive session at 7:49 p.m.

The City Council returned to regular session at 8:24 p.m.

**PLANNING AND ZONING COMMISSION (cont'd)**

**Ordinance 2019-40**

**Amending Section 10-3-5-B: Location and Section 10-3-5-C: Time of Construction Regarding Accessory Buildings and Structures of the Yorkville Zoning Ordinance and Section 10-3-3-A: Contiguous Parcels to Permit Accessory Buildings and Structures to be Built on Contiguous Lots Under Single Ownership (PZC 2019-18 and EDC 2019-58)**

Mayor Purcell said that a re-vote was needed on Planning and Zoning Commission Agenda Item #3 – PZC 2019-18 and EDC 2019-58. He stated that the vote earlier in the meeting consisted of four ayes and 2 nays and it was thought to be approved with four affirmative votes. City Administrator Olson said that five affirmative votes are needed for this item to pass.

Mayor Purcell entertained a motion to approve an Ordinance Amending Section 10-3-5-B: Location and Section 10-3-5-C: Time of Construction Regarding Accessory Buildings and Structures of the Yorkville Zoning Ordinance and Section 10-3-3-A: Contiguous Parcels to Permit Accessory Buildings and Structures to be Built on Contiguous Lots Under Single Ownership. So moved by Alderman Koch; seconded by Alderman Transier.

Motion approved by a roll call vote. Ayes-5 Nays-1  
Frieders-aye, Koch-aye, Milschewski-aye,  
Funkhouser-nay, Tarulis-aye, Transier-aye

**ADJOURNMENT**

Mayor Purcell adjourned the meeting at 8:27 p.m.

Minutes submitted by:

*Lisa Pickering*

Lisa Pickering,  
City Clerk, City of Yorkville, Illinois

REGULAR CITY COUNCIL MEETING

July 23, 2019

PLEASE PRINT

NAME:

SUBDIVISION OR BUSINESS:

JIM JENSEN

Blackberry Crk North

Thomas Thelander

My Father

Irene Kaufman

Save the Jail

Margaret Hill

Ralph Hill

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