

**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 28, 2020**

Mayor Purcell called the meeting to order at 7:09 p.m. and led the Council in the Pledge of Allegiance.

ROLL CALL

City Clerk Pickering called the roll.

Ward I	Koch	Present (electronic attendance)
	Transier	Present (electronic attendance)
Ward II	Milschewski	Present (electronic attendance)
	Plocher	Present (electronic attendance)
Ward III	Funkhouser	Present (electronic attendance)
	Frieders	Present (electronic attendance)
Ward IV	Tarulis	Present (electronic attendance)
	Peterson	Present (electronic attendance)

Staff in attendance at city hall: City Administrator Olson, Chief of Police Jensen, and Attorney Orr.

Staff in attendance electronically: City Clerk Pickering, 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, requirements of the Open Meetings Act have been temporarily suspended by Governor Pritzker via Executive Order 2020-07, which suspends the provisions of the Open Meetings Act, 5 ILCS 120, "Specifically, (1) the requirement in 5 ILCS 120/2.01 that "members of a public body must be physically present" is suspended; and (2) the condition in 5 ILCS 120/7 limiting when remote participation is permitted are suspended".

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/86932462163?pwd=OVNRQWxYZFY0Uld0c1FycjRTYXdFZz09>. The Zoom meeting ID was 869 3246 2163.

QUORUM

A quorum was established.

AMENDMENTS TO THE AGENDA

None.

PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS ON AGENDA ITEMS

Todd Milliron, Kendall County resident, was present in city hall and spoke in favor of allowing local restaurants and bars the ability to sell beer "to go" in growlers.

CONSENT AGENDA (as recommended by Mayor Purcell)

1. Ashley Pointe – Acceptance of Public Improvements – *accept the public improvements (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 a reduction to the performance guarantee to the amount of \$57,960.00 to cover the one-year maintenance period, 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 (CC 2020-23)*

CONSENT AGENDA (cont'd)

2. Fox Hill and Sunflower Estates SSA Landscape Maintenance – Contract Award – *authorize staff to enter into a contract with Cox Landscaping, LLC of Yorkville for the landscape maintenance services for the Fox Hill and Sunflower Estates SSA areas* (CC 2020-24)
3. **Resolution 2020-15** Authorizing the Execution of a Contract for the Countryside Lift Station Basement Painting Services with LeCuyer Painting and Decorating, Inc. in the Amount not to Exceed \$44,900.00 – *authorize the Mayor and City Clerk to execute* (CC 2020-25)
4. **Resolution 2020-16** Authorizing the Execution of a Contract for the Materials Purchase for the Raintree Subdivision Lighting Project with Amperage Electrical Supply, Inc. in the Amount not to Exceed \$80,964.50 – *authorize the Mayor and City Clerk to execute* (CC 2020-26)

Mayor Purcell entertained a motion to approve the consent agenda as presented. So moved by Alderman Milschewski; seconded by Alderman Koch.

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

MINUTES FOR APPROVAL

Mayor Purcell entertained a motion to approve the minutes of the regular City Council meeting of April 14, 2020 as presented. So moved by Alderman Milschewski; seconded by Alderman Tarulis.

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 \$323,085.85 (vendors); \$303,733.20 (payroll period ending 4/17/20); for a total of \$626,819.05. So moved by Alderman Transier; seconded by Alderman Milschewski.

Motion unanimously approved by a viva voce vote.

REPORTS

MAYOR'S REPORT

**Ordinance Granting Emergency Powers to the Mayor
of the United City of Yorkville
(CC 2020-27)**

Mayor Purcell stated that this ordinance was not needed at this time; therefore, he entertained a motion to table an Ordinance Granting Emergency Powers to the Mayor of the United City of Yorkville. So moved by Alderman Milschewski; seconded by Alderman Funkhouser.

Motion unanimously approved by a viva voce vote.

**Appointment of Department Heads
(CC 2020-28)**

Mayor Purcell entertained a motion to approve the Mayor's appointments of the department heads for the next fiscal year as follows:

- City Administrator and Budget Officer – Bart Olson
- Chief of Police – James Jensen
- City Clerk – Lisa Pickering
- City Treasurer and Director of Finance – Rob Fredrickson
- Director of Public Works – Eric Dhuse
- Director of Parks and Recreation – Tim Evans
- Building Inspector/Zoning Officer – Pete Ratos
- City Engineer – Engineering Enterprises, Inc.
- City Attorney – Kathleen Field Orr

So moved by Alderman Milschewski; seconded by Alderman Frieders.

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

**Proclamation for Motorcycle Awareness Month
(CC 2019-29)**

Mayor Purcell proclaimed the month of May 2020 as Motorcycle Awareness Month in the United City of Yorkville (*see attached*).

PUBLIC WORKS COMMITTEE REPORT

**Elizabeth Street Water Main Improvements – Contract Award
(PW 2020-32)**

**Elizabeth Street Water Main Improvements –
Construction Engineering Agreement
(PW 2020-33)**

Mayor Purcell stated that he is not recommending that the City Council approve the Elizabeth Street Water Main Improvements contracts at this time. He said these projects are not critical to city operations this year and it is felt that it is better to preserve city funds in case the funds are needed for more critical items in the future.

Mayor Purcell entertained a motion to table the Elizabeth Street Water Main Improvements – Contract Award (PW 2020-32) and the Elizabeth Street Water Main Improvements – Construction Engineering Agreement (PW 2020-33). So moved by Alderman Plocher; seconded by Alderman Funkhouser.

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

**Capital Improvement Projects Update
(CC 2020-30)**

Public Works Director Dhuse said the capital improvement projects update is an informational item. Information can be found in the meeting packet.

**Quarterly Bond and Letter of
Credit Reduction Summary
(CC 2020-31)**

Public Works Director Dhuse said the quarterly bond and letter of credit reduction summary is an informational item. Information can be found in the meeting packet.

ECONOMIC DEVELOPMENT COMMITTEE REPORT

No report.

PUBLIC SAFETY COMMITTEE REPORT

No report.

ADMINISTRATION COMMITTEE REPORT

**Municipal Aggregation Bid Results
(CC 2020-34)**

Alderman Funkhouser made a motion to approve to approve a Master Power Supply Agreement by and between the City of Yorkville and MC Squared Energy Services to Provide Full-Requirements Electricity Supply and Related Services for an Electric Aggregation Program for a term of two years with the “Green Power” option; seconded by Alderman Plocher.

City Administrator Olson explained that the municipal aggregation includes a master power supply agreement for residential aggregation for electric. Additionally, there is a “Green Power” option which means that five percent of the electricity that is supplied would come from renewable sources. In addition, this “Green Power” option will make the City eligible for a grant in the amount of \$72,000. It was questioned if those that participate in the aggregation program would ever pay higher rates than what ComEd offers. Chris Childress from Progressive Energy was in attendance electronically and confirmed that residents would never pay more than the rates that ComEd offers.

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

PARK BOARD

No report.

PLANNING AND ZONING COMMISSION

Kendall Marketplace Residential Update

Community Development Director Barksdale-Noble reported that the city received a letter from Abby Properties regarding the Kendall Marketplace residential development on April 20th, in which the developer withdrew their application related to their PUD amendment request which had to do with design standards and land cash fee reduction. The developer will be moving forward with the request for a final plat for Lot 52 of the Kendall Marketplace development which will be presented to the council at the May 12th meeting. It was mentioned that due to the Governor's executive order prohibiting gatherings of more than ten people, electronic meeting attendance would be offered to elected officials, staff, and the public via Zoom. Additionally, the city would accept written comments up to the date of the meeting.

It was discussed that the concept plan for the residential portion of the Kendall Marketplace development was approved in 2006 under the process that was in place at that time. The final plat that will be presented conforms with the 2006 concept plan which approved single-family homes on the north side of Blackberry Shore Lane with townhomes located in the area between the single-family homes and the commercial portion of the development. Parking was one of the concerns mentioned in relation to the proposed townhomes. It was asked if there would be any parking for the townhome section besides the garage parking. Director Noble explained that each unit would have a two-car garage and each six-unit townhome building would have 4-6 off-street parking spaces available for guest parking. Discussion took place regarding the development standards that were in place in 2006 when the concept plan was approved and that those 2006 development standards will be the standards applied to this project. It was mentioned that while residents might have realized that townhomes would eventually be built there, residents might not have realized that the 2006 development standards would be the standards that would be applied now because those were the standards that the project was approved under in 2006. It was also asked if there were other areas of the city that were approved in this same time frame that have not been developed yet that might also be developed in the future based on the old development standards. Director Noble responded that there might be some areas in the Bristol Bay and Grande Reserve subdivisions that would fall under the old development standards.

The final plat for Kendall Marketplace Lot 52 will be on the May 12th agenda for a vote.

CITY COUNCIL REPORT

No report.

CITY CLERK'S REPORT

No report.

COMMUNITY & LIAISON REPORT

No report.

STAFF REPORT

Downstate Small Business Stabilization Grant Program

City Administrator Olson reported that the city intends to participate in the downstate small business stabilization grant program related to the COVID-19 pandemic. The program will work via state funding that will pass through the city to eligible small businesses who are approved by the state. Currently, the city estimates that approximately thirteen local businesses will submit applications that will be presented to the council at the next meeting.

MAYOR'S REPORT (CONT'D)

**Budget Update
(CC 2020-35)**

Administrator Olson explained that a budget update memo can be found in the meeting packet. He said the Governor's Office of Management and Budget has released their estimates for impacts to state income taxes. Administrator Olson explained that he and Finance Director Fredrickson have used these estimated figures and are currently projecting a loss of approximately 1.3 million dollars from the city's general fund budget for fiscal year 2021. The memo proposes several measures that can be implemented immediately to save money until more information becomes known as to the extent that revenues will be impacted by the COVID-19 pandemic and the Governor's stay at home order. Cost savings measures that are proposed include delaying new hires, implementing a hiring freeze, freezing current salaries, and cutting back or reducing new budget proposals.

COVID-19

Mayor Purcell said that the last he had heard, there were approximately thirty cases of the virus in Yorkville and approximately twenty of those cases are currently in recovery. Mayor Purcell also commented that the city staff has been great to work with during this crisis.

ADDITIONAL BUSINESS

Ashley Road

Alderman Milschewski asked if the elected officials could be emailed with an update on the status of the Ashley Road and Route 126 road improvements.

Small Businesses

Alderman Koch said that he had a resident that had reached out to him regarding small businesses that are closed. It was asked if the city had any information as to the re-opening plan for businesses.

CITIZEN COMMENTS

Todd Milliron, Kendall County resident, resumed commenting in favor of allowing local restaurants and bars the ability to sell beer “to go” in growlers.

EXECUTIVE SESSION

None.

ADJOURNMENT

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

Motion unanimously approved by a viva voce vote.

Meeting adjourned at 8:20 p.m.

Minutes submitted by:



Lisa Pickering,
City Clerk, City of Yorkville, Illinois

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 five years; and


WHEREAS, all motorcyclists should join with 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 33 years of A.B.A.T.E. of Illinois, Inc., and over 293,676 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 2020 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 28th day of April, 2020, A.D.



John Purcell, Mayor

