

**MINUTES
CITY OF DEKALB
REGULAR CITY COUNCIL MEETING
MARCH 25, 2019**

The City Council of DeKalb, Illinois held a Regular City Council meeting on March 25, 2019, in the City Council Chambers of the DeKalb Municipal Building, 200 South Fourth Street, DeKalb, Illinois.

A. CALL TO ORDER AND ROLL CALL

Mayor Smith called the meeting to order at 6:02 p.m.

City Clerk Lynn Fazekas called the roll, and the following members of City Council were present: Alderman David Jacobson, Alderman Bill Finucane, Alderman Joyce Stupegia, Alderman Pat Fagan, Alderman Kate Noreiko, Alderman Mike Verbic, Alderman Tony Faivre, and Mayor Jerry Smith.

Also present were: City Manager Bill Nicklas, Assistant City Manager Ray Munch, and City Attorney Dean Frieders.

B. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES

Alderman Fagan led the Pledge.

C. APPROVAL OF THE AGENDA

Mayor Smith asked if there were additions or deletions to the evening's agenda.

MOTION

Alderman Finucane moved to place Resolution 2019-059 onto the consent agenda from the regular agenda. Alderman Verbic seconded.

VOTE

Motion carried 8-0 on roll call vote. Aye: Jacobson, Finucane, Stupegia, Fagan, Noreiko, Verbic, Faivre, Smith. Nay: none.

Alderman Fagan then requested Resolution 2019-055 from the consent agenda to the Resolutions item on the regular agenda for separate consideration. Council determined a formal motion was not necessary for this action, so there was no second.

MOTION

Alderman Finucane moved to approve the agenda as amended. Alderman Faivre seconded.

VOTE

Motion carried 8-0 on roll call vote. Aye: Stupegia, Fagan, Noreiko, Verbic, Faivre, Jacobson, Finucane, Smith. Nay: none. Mayor Smith declared the agenda approved.

D. PUBLIC PARTICIPATION

Kurt Thurmaier presented a petition to restore prior parking restrictions in his neighborhood on the grounds of freedom of assembly issues. He said only one neighbor didn't sign and one was on vacation and couldn't.

Rick Amato, DeKalb County State's Attorney, thanked the DeKalb Police Department for its support following the death of a prosecutor who worked for the SA. Also, he reported that the bid for the planned Tax Increment Financing (TIF) fund forensic audit was awarded to the firm Ernst & Young for its relevant experience.

E. PRESENTATIONS AND CITIZENS' COMMENTS

1. Community Coordinated Child Care (4-C) FY2019 Human Services Funding Annual Report by Executive Director Susan Petersen.

Susan Petersen gave an overview of the agency's efforts to offset endemic poverty via high quality child care and early education that prepares children for kindergarten. The agency assists some 317 qualified programs to serve more than 3,000 children.

F. APPOINTMENTS

There were none.

G. Consent Agenda

1. Accounts Payable and Payroll through March 25, 2019 in the Amount of \$5,690,784.45.
2. Investment and Bank Balance Summary through January 2019.
3. Year-to-Date Revenues and Expenditures through January 2019.
4. Freedom of Information Act (FOIA) Report – February 2019.

5. Resolution 2019-059 Authorizing an Agreement with the State of Illinois for the Cooperative Purchase of 4,000 Tons of Road Salt for the 2019-2020 Snow Season.

Mayor Smith read each item on the consent agenda.

MOTION

Alderman Finucane moved to approve the consent agenda. Alderman Faivre seconded.

VOTE

Motion carried 8-0 on roll call vote. Aye: Finucane, Stupegia, Fagan, Noreiko, Verbic, Faivre, Jacobson, Smith. Nay: none. Mayor Smith declared the motion passed.

H. PUBLIC HEARINGS

There were none.

I. CONSIDERATIONS

1. Consideration of a Request for Proposals for Transit Consulting Services.

Mayor Smith gained consensus of Council to support the RFP.

J. RESOLUTIONS

1. Resolution 2019-056 Authorizing a Conveyance of Real Property to Larry and Kay Berke.

Mayor Smith read the resolution by title only.

MOTION

Alderman Verbic moved to approve the resolution. Alderman Faivre seconded.

Steve Kapitan said the property transfer sets a bad precedent.

Kay Berke said her name is being slandered, that she and her husband presented a compromise that was accepted and helps protect their property values. She said the property in question has not been maintained and does not about the Egyptian Theatre property.

City Manager Nicklas stated the City advertised the proposed conveyance and heard from no one else but the Berkes.

VOTE

Motion carried 8-0 on roll call vote. Aye: Stuepegia, Fagan, Noreiko, Verbic, Faivre, Jacobson, Finucane, Smith. Nay: none. Mayor Smith declared the resolution passed.

2. Resolution 2019-057 Authorizing a Final Tax Increment Financing Incentive or the Rehabilitation of the Properties Located at 241-249 E. Lincoln Highway (Hometown Sports Bar & Grill).

Mayor Smith read the resolution by title only.

MOTION

Alderman Finucane moved to approve the resolution. Alderman Stuepegia seconded.

City Manager Nicklas said the tax increment financing (TIF) loan is structured to include unknown construction needs in an old building and is transferable.

VOTE

Motion carried 8-0 on roll call vote. Aye: Fagan, Noreiko, Verbic, Faivre, Jacobson, Finucane, Stuepegia, Smith. Nay: none. Mayor Smith declared the resolution passed.

3. Resolution 2019-058 Authorizing an Agreement Extension with Competitive Yard Worx for Cul-de-Sac Maintenance from July 1, 2019 through December 31, 2020.

Mayor Smith read the resolution by title only.

MOTION

Alderman Verbic moved to approve the resolution. Alderman Faivre seconded.

City Manager Nicklas requested postponement on this action.

MOTION

Fagan moved to postpone action on the resolution until the next Council meeting. Alderman Verbic seconded.

VOTE

Motion to postpone carried 8-0 on roll call vote. Aye: Noreiko, Verbic, Faivre, Jacobson, Finucane, Stupegia, Fagan, Smith. Nay: none. Mayor Smith declared the motion passed.

4. Resolution 2019-055 Approving the Regulation of Traffic for the Purpose of Holding the Annual DeKalb Corn Festival on Illinois Route 38 between First Street and Fourth Street Beginning on Thursday, August 22, 2019 at 4:00 p.m., through Sunday, August 25, 2019 at 10:00 p.m.

Mayor Smith read the resolution by title only.

MOTION

Alderman Stupegia moved to pass the resolution. Alderman Finucane seconded.

VOTE

Motion carried 7-0-1 on roll call vote. Aye: Jacobson, Finucane, Stupegia, Noreiko, Verbic, Faivre, Smith. Nay: none. Absent: Fagan (recusal). Mayor Smith declared the resolution passed.

5. Resolution 2019-060 Authorizing the Staffing of One Administrative Associate Position, One Full-Time Management Analyst Position, and One Part-Time Management Intern Position.

Mayor Smith read the resolution by title only.

MOTION

Alderman Noreiko moved to pass the resolution. Alderman Stupegia seconded.

City Manager Nicklas reported that the staffing fills vacant positions and does not add to budget expenses.

VOTE

Motion carried 8-0 on roll call vote. Aye: Finucane, Stupegia, Noreiko, Verbic, Faivre, Jacobson, Smith. Nay: none. Mayor Smith declared the motion passed.

6. Resolution 2019-061 Authorizing an Agreement Between the City of DeKalb and the DeKalb International Association of Firefighters, Local 1236 AFL-CIO.

Mayor Smith read the resolution by title only.

MOTION

Alderman Faivre moved to approve the resolution. Alderman Stuepegia seconded.

Steve Kapitan asked for reason for the change and whether it would increase overtime.

Chair recognized City Manager Nicklas, who explained that changes to the inspection program sparked the need for changes to the collective bargaining agreement.

VOTE

Motion carried 8-0 on roll call vote. Aye: Stuepegia, Fagan, Noreiko, Verbic, Faivre, Jacobson, Finucane, Smith. Nay: none. Mayor Smith declared the resolution passed.

K. ORDINANCES – SECOND READING

There were none.

L. ORDINANCES – FIRST READING

1. Ordinance 2019-031 Amending Chapter 5 “Fire Department”, Chapter 16 “Fire and Life Safety”, Chapter 27 “Gas Station Licenses”, and Chapter 55 “Hotels and Motels”.

Mayor Smith read the ordinance by title only.

MOTION

Alderman Verbic moved to pass first reading. Alderman Faivre seconded.

City Manager Nicklas explained that pre-planning documents support the goal of safety first. Fire/Life Safety inspections will shift to every other year except in cases involving risks that warrant yearly inspections (e.g., systems involving frying stations, and rooming houses).

VOTE

Motion carried 8-0 on roll call vote. Aye: Fagan, Noreiko, Verbic, Faivre, Jacobson, Finucane, Stuepegia, Smith. Nay: none. Mayor Smith declared the motion passed.

MOTION

Alderman Fagan moved to waive second reading and approve the ordinance. Alderman Noreiko seconded.

VOTE

Motion carried 8-0 on roll call vote. Aye: Noreiko, Verbic, Faivre, Jacobson, Finucane, Stupegia, Fagan, Smith. Nay: none. Mayor Smith declared the motion passed.

M. REPORTS AND COMMUNICATIONS

1. Council Member Reports

Alderman Jacobson reported that a promised budget update is due, and he asked for support of other Council members to ensure this happens soon.

Alderman Fagan announced the impending closure of the bridge on South First Street (south of Fairview and a truck route) as of April 1. Advanced notice signs are up. He also announced Fourth and Sixth Ward meetings at the police station, also April 1.

Alderman Faivre announced a new resident born in Ward 6 – his grandchild.

2. City Clerk Report

Clerk Fazekas shared election information and announced the setting of regular office hours and an upcoming report on changes to the clerk's position.

3. City Manager Report

No report.

N. EXECUTIVE SESSION PURSUANT TO 5 ILCS (120/2)

1. Approval to Hold an Executive Session to Discuss the Purchase or Lease of Real Property as Provided for in 5 ILCS (120/2)(c)(5).
2. Approval to Hold an Executive Session to Discuss Pending or Imminent Litigation as Provided for in 5 ILCS (120/2)(c)(11).
3. Approval to Hold an Executive Session to Discuss Personnel as Provided for in 5 ILCS (120/2)(c)(1).

Mayor Smith read each exemption expected to be used during the executive session.

MOTION

Alderman Stupegia moved to approve recess for executive session. Alderman Fagan seconded.

VOTE

Motion carried 8-0 on roll call vote. Aye: Faivre, Jacobson, Finucane, Stupegia, Fagan, Noreiko, Verbic, Smith. Nay: none. Mayor Smith declared the regular meeting recessed for executive session.

O. ADJOURNMENT

Regular meeting was re-opened at 8:08 p.m.

MOTION

Alderman Jacobson moved to adjourn the regular meeting. Alderman Faivre seconded.

VOTE

Motion carried on majority voice vote. Mayor Smith declared the regular meeting adjourned at 8:08 p.m.

LYNN A. FAZEKAS, City Clerk

Approved by City Council: April 8, 2019.