



City of Aurora

Copley Theater, 8 E Galena
Blvd., Aurora, IL
44 East Downer Place
Aurora, IL

City Council Meeting Minutes - Final

Tuesday
May 14, 2019
6:00 PM

NOTE: Change in Location

NOTICE OF CHANGE IN LOCATION FOR THE CITY COUNCIL MEETING TUESDAY, MAY 14, 2019 6:00 P.M.

ROLL CALL

Mayor Irvin called the City Council meeting to order at 6:16 P.M. and the roll was called.

Present: 12 - Alderman Emmanuel Llamas, Alderman Ted Mesiacos, Alderman Bill Donnell, Alderman Carl Franco, Alderman Mike Saville, Alderman Scheketa Hart-Burns, Alderman Patty Smith, Alderman Edward Bugg, Alderman Judd Lofchie, Alderman Sherman Jenkins, Alderman Bob O'Connor and Mayor Richard Irvin

Absent: 1 - Alderman Juany Garza

PLEDGE OF ALLEGIANCE

INVOCATION

MINUTES OF THE MEETING OF TUESDAY, APRIL 23, 2019

[19-0368](#)

Approval of the Tuesday, April 23, 2019 City Council Meeting Minutes.

A motion was made by Alderman Hart-Burns, seconded by Alderman Franco, that minutes be approved and filed. The motion carried by voice vote.

APPOINTMENT OF SERGEANT-AT-ARMS

A motion was made by Alderman Hart-Burns, seconded by Alderman Franco, to appoint Officer Brian as Sergeant-at-Arms for this meeting. The motion carried by voice vote.

PRESENTATIONS

[19-0407](#) Recognition of Asian American Heritage Month

This Recognition was discussed and filed

[19-0408](#) Presentation of Valor Awards to the Class of 2019 Military Enlistees

This Presentation was discussed and filed.

CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Alderman Hart-Burns, seconded by Alderman Jenkins, to approve the Consent Agenda as presented. Alderman Mesiacos abstained from the vote on item 19-0285. The motion carried by the following vote:

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins and Alderman O'Connor

[19-0130](#) A Resolution establishing the maximum number of Class A City of Aurora liquor licenses (unofficially related to application from: Chill'Axe Aurora LLC d/b/a Chill'Axe, 4302 E. New York Street, Aurora).

This Resolution was approved.

Enactment No: R19-125

[19-0170](#) A Resolution Approving a Revision to the Preliminary Plan and Plat for Property located north of Hafenrichter Road, east of Barrington Drive, and west of Whitethorn Drive

This Resolution was approved.

Enactment No: R19-126

[19-0213](#) An Ordinance Granting a Special Use Permit for a Liquor License within 500 feet of residential property on the property located at 1271 N. Lake Street generally located on the east side of Lake Street, north of Indian Trail Road

This Ordinance was adopted.

Enactment No: O19-024

[19-0227](#) An Ordinance Approving a Revision to the New Song Highlands Plan Description on 16.136 Acres for Property located north of Hafenrichter Road, east of Barrington Drive, and west of Whitethorn Drive

This Ordinance was adopted.

Enactment No: O19-025

[19-0239](#)

An Ordinance Establishing a Special Use Planned Development at 1500 Southlawn Place and 1501 Southlawn Place to be incorporated under the existing 2018 Aurora University Plan Description

This Ordinance was adopted.

Enactment No: O19-026

[19-0240](#)

A Resolution Approving a Final Plan and granting a setback variance on Lot 1 of Aurora University 2nd Resubdivision located at 1330 Marseillaise Place for a 1,090 sq. ft. addition to the Parolini Music Center

This Resolution was approved.

Enactment No: R19-127

[19-0269](#)

A Resolution to accept the proposal from Segway, Inc, 14 Technology Drive, Bedford, New Hampshire, for the purchase of two Segway SE-3 Patrollers (Police) for the Aurora Police Department.

This Resolution was approved.

Enactment No: R19-128

[19-0271](#)

A Resolution establishing the maximum number of Class D-3 City of Aurora liquor licenses (*unofficially* related to application from: Fox Valley Music Foundation, dba: The Venue, 21 S. Broadway, Aurora, IL 60506).

This Resolution was approved.

Enactment No: R19-129

[19-0275](#)

A Resolution requesting approval to purchase BenTek Master Software as a Service (SaaS) as our Benefits Enrollment and Administration Software, including licenses, payroll integration and services in the amount not to exceed \$75,000.

This Resolution was approved.

Enactment No: R19-130

[19-0283](#)

A Resolution Authorizing Modification One to Community Development Grant Subrecipient Agreement CDBG-2017-02 for The Safety First Program.

This Resolution was approved.

Enactment No: R19-131

[19-0285](#)

A Resolution Authorizing the Mayor to Execute an Intergovernmental

Agreement with the Board of Education of East Aurora School District No. 131, Kane County, Illinois regarding the relocation of the District's Administrative Offices.

This Resolution was approved.

Enactment No: R19-132

[19-0286](#)

An Ordinance Amending Chapter 30 of the City of Aurora Code of Ordinances Entitled "Parks and Recreation".

This Resolution was approved.

Aye: 12 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins, Alderman O'Connor and Mayor Irvin

Enactment No: O19-028

[19-0297](#)

A Resolution authorizing the Director of Purchasing to purchase a new valve maintenance trailer from E.H. Wachs of Lincolnshire, IL.

This Resolution was approved.

Enactment No: R19-133

[19-0299](#)

A Resolution Authorizing Trotsky Investigative Polygraph, Inc. as the Provider for Services of Pre-employment Polygraph Assessments through December 31, 2019.

This Resolution was approved.

Enactment No: R19-134

[19-0301](#)

A Resolution Authorizing Stanard and Associates as the Provider for Services of Pre-Employment Psychological Assessments through December 31, 2019.

This Resolution was approved.

Enactment No: R19-135

[19-0308](#)

A Resolution authorizing a Change Order for Crowe Horwath, LLP, Oak Brook, Illinois for the Public Safety Hexagon CAD/RMS project in the amount of \$334,500.00.

This Resolution was approved.

Enactment No: R19-136

[19-0313](#)

A Resolution Authorization to Accept the bid from Superior Asphalt Materials LLC, North Aurora, IL for the Citywide Asphalt Purchase Program.

This Resolution was approved.

Enactment No: R19-137

[19-0314](#)

A Resolution Authorization the Purchase of Bulk Rock Salt in the Amount of \$82.96 per ton for the 2019-2020 Winter Season from Compass Minerals America Inc. Overland Park, Kansas

This Resolution was approved.

Enactment No: R19-138

[19-0315](#)

A Resolution to Award the contract for the S. Fordham Avenue and Lancaster Avenue Sanitary Sewer Improvements project to Superior Excavating, Co., 424 San Carlos Road, Minooka, IL 60447 in the amount of three hundred thirteen thousand, seven hundred seven dollars and zero cents (\$313,707.00).

This Resolution was approved.

Enactment No: R19-139

[19-0316](#)

A Resolution accepting the improvements and waiving the normally required maintenance security and period for Aurora Corporate Center Public Sidewalk for Lots 2, 3, & 5.

This Resolution was approved.

Enactment No: R19-140

[19-0317](#)

A Resolution Authorizing Exterior Repairs To The Elmslie Building Located At 1 S. Broadway, Aurora, Illinois.

This Resolution was approved.

Enactment No: R19-141

[19-0321](#)

A Resolution of the City of Aurora, through the Aurora Police Department, authorizing the execution of the Illinois Telecommunicator Emergency Response Task Force Intergovernmental Agreement.

This Resolution was approved.

Enactment No: R19-142

[19-0325](#)

An Ordinance amending the annual budget for the fiscal year beginning January 1, 2018 and ending December 31, 2018 (Amendment #2 for the 2018 fiscal year)

This Ordinance was adopted.

Enactment No: O19-027

[19-0326](#)

A Resolution authorizing the Director of Purchasing to enter into

agreements with Alarm Detection Systems, Inc, 1111 Church Road, Aurora, IL 60505 not to exceed \$82,655 for smoke detection and security systems at four City Buildings including the Development Services Center (DSC) located at 77 S. Broadway.

This Resolution was approved.

Enactment No: R19-143

[19-0329](#)

A Resolution Authorizing expenditures in excess of \$25,000 for purchase and installation of helical piers for observation decks for Mastodon Island from Techno Metal Post Illiana LLC, Chicago, IL.

This Resolution was approved.

Enactment No: R19-144

[19-0333](#)

A Resolution Authorizing the Purchase of Pollution Liability Insurance for the Period of March 31, 2019 through March 31, 2022.

This Resolution was approved.

Enactment No: R19-145

[19-0335](#)

Approval of a motion authorizing Tax Increment Finance District (TIF) Feasibility Studies - Broadway and Galena/UEP Aurora LLC, Benton River St./80 S. River LLC and Ogden and 75th Street/Town Center Associates LLC, using the services of Kane McKenna.

This Reports/Studies was adopted.

UNFINISHED BUSINESS[19-0138](#)

An Ordinance revising Chapter 2, Article II, Division 5 of the Code of the City of Aurora pertaining to the number, composition, jurisdiction and procedures of the committees of the City Council.

A motion was made by Alderman Franco, seconded by Alderman Hart-Burns, that this agenda item be adopted as amended. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins and Alderman O'Connor

Enactment No: O19-029

A motion was made by Alderman O'Connor, seconded by Alderman Hart-Burns to amend the item to adopt Proposed Amendment O'Connor 1 as drafted. The new section would read:

Under Sec. 2-123. - Standing committees.

(a) The city council is organized into the standing committees set forth in this Section. Each standing committee shall consist of five (5) aldermen and, except in cases of a long-term absence or disability of any member of the council, each alderman shall serve on at least one (1) but not more than three (3) standing committees.

The motion for the amendment carried.

Aye: 7 - Alderman Mesiacos, Alderman Donnell, Alderman Saville, Alderman Hart-Burns, Alderman Bugg, Alderman Lofchie, Alderman O'Connor

Nay: 4 - Alderman Llamas, Alderman Franco, Alderman Smith, Alderman Jenkins

A motion was made by Alderman O'Connor seconded by Alderman Lofchie to amend the item to adopt Proposed Amendment Mesiacos 1. The new section would read:

Sec. 2-123. - Standing committees.

(a) The city council is organized into the standing committees set forth in this Section. Each standing committee shall consist of five (5) aldermen and, except in cases of a long-term absence or disability of any member of the council and to the extent practicable, each alderman shall serve on two (2) standing committees.

The motion for the amendment carried.

Aye: 7 - Alderman Mesiacos, Alderman Donnell, Alderman Saville, Alderman Hart-Burns, Alderman Bugg, Alderman Lofchie, Alderman O'Connor

Nay: 4 - Alderman Llamas, Alderman Franco, Alderman Smith, Alderman Jenkins

A motion was made by Alderman O'Connor seconded by Alderman Lofchie to to amend the item to adopt Proposed Amendment O'Connor 2. The new section would read:

Sec. 2-123. - Standing committees.

(b) The mayor shall appoint the members of the standing committees with the advice and consent of the city council. The mayor shall submit a complete set of committee appointments at the first meeting following the qualification of aldermen after each consolidated general election and at such other times as the mayor deems necessary, and the council shall vote for approval or disapproval of the committee appointments. In making appointments under this section, the mayor shall recommend the appointment of the mayor pro tem to the Rules, Administration, and Procedures Committee. In the event the mayor pro tem declines said appointment, the mayor shall recommend the alderman with the longest continuous service, other than the mayor pro tem, for appointment to said committee. If the council disapproves of the mayor's appointments, those voting to disapprove shall state their reasons, and the mayor shall submit a reconsidered set of appointments at the next regular council meeting. Until the council gives its advice and consent to the mayor's appointments following the qualifications of aldermen, members previously appointed to the standing committees under this section (b), or their successors, shall serve as members of the standing committees.

The motion for the amendment failed.

Aye: 5 - Alderman Mesiacos, Alderman Donnell, Alderman Bugg, Alderman Lofchie, Alderman O'Connor

Nay: 6 - Alderman Llamas, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Jenkins

NEW BUSINESS

A motion was made by Alderman Jenkins, seconded by Alderman Franco to Suspend the Rules to consider New Business on the agenda. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins and Alderman O'Connor

19-0382

A Resolution to approve the purchase of three wheelchair accessible golf carts from Nadler Golf Car Sales, Inc. in the amount \$40,254.60 and direction to staff to solicit informal bids in accordance with City

Procurement procedures for the remaining improvements to increase accessibility at RiverEdge Park for persons with disabilities as approved by the State of Illinois as part of a Department of Commerce and Economic Development grant.

A motion was made by Alderman Hart-Burns, seconded by Alderman Jenkins, that this agenda item be approved. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins and Alderman O'Connor

Enactment No: R19-146

19-0402

A motion authorizing the execution of a final settlement agreement with Varsha Thakkar.

A motion was made by Alderman Jenkins, seconded by Alderman Hart-Burns to adopt the motion presented. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins, Alderman O'Connor

19-0404

A motion authorizing the execution of a settlement agreement between the City and CyrusOne, LLC in the matter of CyrusOne, LLC v. the City of Aurora, Illinois and Scientel Solutions, LLC; Case No. 18-cv-272, United States District Court for Northern District of Illinois / Case No. 19-1527, United States Court of Appeals for the Seventh Circuit.

A motion was made by Alderman Jenkins, seconded by Alderman Hart-Burns to adopt the motion presented. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins, Alderman O'Connor

19-0406

Election of the Mayor Pro Tem pursuant to Section 2-39 of the City Code.

Alderman Hart-Burns, nominated Alderman O'Connor as Mayor Pro Tem and Alderman Mesiacos seconded the nomination.

Alderman Donnell made a motion to close the nominations, seconded by Alderman Franco.

A motion was made by Alderman Bugg, seconded by Alderman Hart-Burns to accept the nomination by acclamation. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins, Alderman O'Connor

PUBLIC COMMENT

After Clerk McCambridge read a statement regarding Public Comment the following addressed members of the City Council:

Joan Solms spoke against the Pride Parade.

No further speakers were present.

REQUESTS AND REFERRALS

[19-0392](#)

Requesting approval of a Special Use for a Special Purpose Recreational Institution (5200) use on Lot 7 of the Original Town of Aurora located at 1-11 N. Broadway and 100-104 E. Galena Boulevard (Yetee Station Arcade - 19-0329 / AU22/3-19.038-SU - JM - Ward 2)

This Petition was referred to the Planning Council

[19-0395](#)

Requesting approval of a Final Plat for Lots 1-42 of Laurelton Place Subdivision located north of Hafenrichter Road, east of Barrington Drive, and west of Whitethorn Drive (Pulte Home Company LLC - 19-0395 / WH05/1-19.035-Fsd/Fpn/VAC - JM - Ward 9)

This Petition was referred to the planning Council

[19-0396](#)

Requesting approval of a Final Plan for Lots 1-42 of Laurelton Place Subdivision located north of Hafenrichter Road, east of Barrington Drive, and west of Whitethorn Drive for an One Family Dwelling (1110) Use (Pulte Home Company LLC - 19-0396 / WH05/1-19.035-Fsd/Fpn/VAC - JM - Ward 9)

This Petition was referred to the Planning Council

[19-0398](#)

Requesting the Vacation of a Landscape Easement for the property north of Hafenrichter Road, east of Barrington Drive, and west of Whitethorn Drive (Pulte Home Company LLC - 19-0398 / WH05/1-19.035-Fsd/Fpn/VAC - JM - Ward 9)

This Petition was referred to the Planning Council

[19-0399](#)

Requesting the Vacation of easements for the property north of Hafenrichter Road, east of Barrington Drive, and west of Whitethorn Drive (Pulte Home Company LLC - 19-0399 / WH05/1-19.035-Fsd/Fpn/VAC - JM - Ward 9)

This Petition was referred to the Planning Council

REPORT

[19-0401](#)

Treasure Report - April 2019

A motion was made by Alderman Hart-Burns , seconded by Alderman Jenkins, that this report accepted and filed. The motion carried by voice vote.

BILLS

[19-0409](#)

Bill Summary and Large Bill List

A motion was made by Alderman Hart-Burns, seconded by Alderman Jenkins, to approve and pay the bills as presented. The motion carried.

Aye: 11 - Alderman Llamas, Alderman Mesiacos, Alderman Donnell, Alderman Franco, Alderman Saville, Alderman Hart-Burns, Alderman Smith, Alderman Bugg, Alderman Lofchie, Alderman Jenkins and Alderman O'Connor

CLOSED SESSION

There was no need for a closed session.

ADJOURN

A motion was made by Alderman Hart-Burns , seconded by Alderman Saville, that this agenda item be adjourned. The motion carried by voice vote. The meeting adjourned at 7:37 P.M.

Submitted by:

Wendy McCambridge, City Clerk