



AGENDA

CITY OF GENEVA COUNCIL MEETING

January 3, 2011

Immediately following Special Committee of the Whole Meeting at 7:00pm

1. CALL TO ORDER: ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. PUBLIC HEARINGS, SPECIAL ITEMS AND PRESENTATIONS
 - a. Consider Appointment of Tom Dahl to Police Pension Board and Fire Pension Board.
4. AMENDMENTS TO AGENDA
5. OMNIBUS AGENDA (OMNIBUS VOTE)

All Items listed with an asterisk (*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a council member or citizen so requests in which event the item will be removed from the Omnibus (Consent) Agenda and considered in its normal sequence on the Agenda.

- *6. Presentation of the Minutes of the Last Regular Meeting of December 20, 2010 and Special Meeting of December 27, 2010.

*7. REPORTS

- X City Administrator's Office
- X Administrative Services Department
- X Economic Development Department
- X Community Development Department
- X Historic Preservation Commission
- X Plan Commission
- X Building Division

*8. COUNCIL COMMITTEES

Committee of the Whole January 10th, at 7:00 p.m.

9. OTHER ITEMS AND CORRESPONDENCE

10. Municipal bills for payment \$1,840,005.56. (Recommended by City Administrator).

11. COMMITTEE OF THE WHOLE ITEMS OF BUSINESS

- a. Consider Ordinance No. 2010-65 Amending Title 4, Ch. 2 (Liquor Control) Adding One (1) Class B-4 Liquor License to the Geneva City Code (Denisa's Crepes & Fondues at 227 S. Third St.)
- *b. Approve Ordinance No. 2010-63 Amending Title 11(Zoning) In Order to Establish Use Permissibility for Adult Use Businesses in the City of Geneva.
- *c. Approve Ordinance No. 2010-64 Amending Title 4 (Business and License Regulations) in Order to Establish License Regulations for Adult Use Businesses in the City of Geneva.

- *d. Approve Ordinance No. 2010-66 Amending Chapter 13, Title 1 (Freedom of Information Inquiries) of the Geneva City Code.
- *e. Approve Certificate of Acceptance Resolution for Stonewood Glen (Ruffolo & Son, Geneva Construction) for Sanitary Sewer, Water Main, Storm Sewer, Aggregate Base Course.

**12. PRESENTATION OF ORDINANCES, PETITIONS, RESOLUTIONS,
AND BID AWARDS**

13. NEW BUSINESS

14. ADJOURNMENT

GENEVA CITY COUNCIL MEETING
DECEMBER 20, 2010

CALL TO ORDER

The December 20, 2010 meeting of the Geneva City Council was called to order at 7:00 p.m. in the Council Chambers of City Hall by Mayor Kevin Burns. Aldermen present: Chuck Brown, Ralph Dantino, Dorothy Flanagan, Sam Hill, Craig Maladra, Richard Marks, Ray Pawlak, Robert Piper, Ron Singer and Dawn Vogelsberg. Aldermen absent: None. Also attending: City Atty. Charles Radovich, City Administrator Mary McKittrick.

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS, SPECIAL ITEMS AND PRESENTATIONS

Presentation of Mental Health Board Annual Report and 2010/2011 Funding Distributions

Ald. Dantino introduced fellow Mental Health Board members Chairman Victoria Davidson-Bell, Vice-Chair Gregg Torrence, Secretary John Ford, Tim O'Neil, Candice Goldstein, and Lisa Schoedel. Board members then distributed checks totaling \$139,000 to the following organizations:

Suicide Prevention, Fox Valley Special Recreation Assn., Ecker Center, Fox Valley Hospice, TriCity Family Services, Lazarus House, DayOneNetwork, Renz Center, Elderday, AID, CUSD #304, CASA, Easter Seals DFVR, NAMI, and Fox Valley Hospice.

Representatives from each organization accepted the checks, each saying a few words about his or her organization and expressing appreciation. They were given a round of applause. Ald. Pawlak thanked the organizations for the services they provide.

OMNIBUS AGENDA

All items listed on the Omnibus Agenda are considered to be routine by the Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council member or citizen so requests in which event the item will be removed from the Omnibus (Consent) Agenda and considered in its normal sequence on the Agenda. Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve the Omnibus Agenda as presented. Roll call:

AYES: 10 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Pawlak, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

APPROVE MINUTES OF THE LAST REGULAR MEETING HELD
DECEMBER 6, 2010 AND THE SPECIAL MEETING HELD DECEMBER 13,
2010

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

APPROVE REPORTS

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

COUNCIL COMMITTEES

Committee of the Whole December 27 at 7:00 p.m.

MUNICIPAL BILLS FOR PAYMENT

The following bills were presented for payment:

Insurance Claims	\$900.00
General Fund	618,822.73
Electric Fund	414,531.95
Water & Sewer Fund	402,150.57
Tri-Com Fund	28,075.94
Special Service Area #1	956.65
Special Service Areas	2,572.50
Parking Fund	4,077.14
Refuse Fund	18,400.00
Cemetery Fund	420.85
Total Funds	<u>\$1,490,908.33</u>

Moved by Ald. Brown, seconded by Ald. Hill that the bills be approved and vouchers prepared. Roll call:

AYES: 10 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Pawlak, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

COMMITTEE OF THE WHOLE ITEMS OF BUSINESS

Approve Request for Use of City Right-of-Way and Barricades for Geneva Park District "Super Bowl Shuffle 5k Run" Sunday February 6, 2011

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Authorization for Public Hearing on City-Initiated Amendments to the Geneva Zoning Ordinance

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Resolution 2010-115 to Declare Surplus, Advertise and Negotiate Sale of Public Properties Adjacent to and/or Near 700 and 800 Blocks of James Street

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Resolution 2010-116 Authorizing Professional Services Contract with Hampton, Lenzini and Renwick Inc. for Campbell Street Parking Lot Project

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-51 Establishing City of Geneva Economic Development Commission

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Geneva City Council Meeting
December 20, 2010

Approve Resolution 2010-117 Authorizing Budget Amendment in the Amount of \$17,709 to General Fund/Capital Projects to Accommodate the Energy Efficiency and Conservation Block Grant Sub-subcontract Conditions

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Resolution 2010-118 Authorizing Bid Award and Agreement to Youngren's Inc. in an Amount Not to Exceed \$19,715 for Police Department HVAC Project

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Resolution 2010-119 Authorizing Bid Award and Agreement to Greenworks Energy Solutions in an Amount Not to Exceed \$19,029 for Air Conditioning Pre-cooler Project

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Resolution 2010-120 Authorizing Bid Award and Agreement to Greenworks Energy Solutions in an Amount Not to Exceed \$4,000 for Condenser Coil Corrosion Protection Project

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Resolution 2010-121 Authorizing City Administrator to Execute 2011 PACE Subsidy Agreement (Ride in Kane)

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve 2010 Amended Strategic Plan 2017 Document.

Moved by Ald. Singer, seconded by Ald. Vogelsberg to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

NEW BUSINESS

Recognition for Supt. VanGyseghem, Geneva Drinking Water

Mayor Burns announced that the Illinois Environmental Protection Agency has presented Water & Sewer Div. Supt. Bob VanGyseghem with a Class III wastewater treatment works operator qualification for Groups Three and Four wastewater treatment works. The Mayor also announced that Geneva's drinking water has been voted the "best-tasting drinking water in Kane County" for the second year in a row.

Special City Council Meeting December 27

Mayor Burns announced that a special City Council meeting will be held on Dec. 27 following the Committee of the Whole meeting.

Annual Christmas Greeting

Ald. Flanagan expressed her annual wish for a Merry Christmas to all.

Geneva City Council Meeting
December 20, 2010

ADJOURNMENT

There being no further business, moved by Ald. Piper, seconded by Ald. Hill to adjourn the Geneva City Council meeting. Carried by voice vote.

The meeting adjourned at 8:06 p.m.

Lynn P. Landberg, City Clerk

GENEVA CITY COUNCIL MEETING
DECEMBER 27, 2010
(Special Meeting)

CALL TO ORDER

The December 27, 2010 special meeting of the Geneva City Council was called to order at 8:31 p.m. in the Council Chambers of City Hall by Ald. Ralph Dantino. Aldermen present: Chuck Brown, Ralph Dantino, Dorothy Flanagan, Sam Hill, Craig Maladra, Richard Marks, Robert Piper, Ron Singer and Dawn Vogelsberg. Aldermen absent: Ray Pawlak. Also attending: Mayor Kevin Burns, City Administrator Mary McKittrick, Asst. City Administrator/Dir. of Administrative Services Stephanie Dawkins, Public Works Director Dan Dinges, Economic Development Director Ellen Divita, Community Development Director Dick Untch.

PLEDGE OF ALLEGIANCE

AMENDMENTS TO AGENDA

Moved by Ald. Hill, seconded by Ald. Marks to amend item 5 (one-year extension of the management agreement with Baum Property Services, Inc. for administration of the Fisher Farms Special Service Area #16) to read “in an amount not to exceed \$10,999.92”. Roll call:

AYES: 9 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

Moved by Ald. Singer, seconded by Ald. Marks to amend item 14 (Ord. 2010-59) to read “in the amount of \$136,800”. Roll call:

AYES: 9 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

Moved by Ald. Brown, seconded by Ald. Piper to include items 4 through 17 as consent items (Omnibus Agenda) as amended. Roll call:

AYES: 9 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

Geneva City Council Meeting
December 27, 2010
(Special Meeting)

OMNIBUS AGENDA

The following items, having been unanimously approved by the Committee of the Whole immediately preceding this special City Council meeting, have now been placed on the Omnibus Agenda as amended.

Moved by Ald. Hill, seconded by Ald. Singer to approve the Omnibus Agenda as amended. Roll call:

AYES: 9 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

COMMITTEE OF THE WHOLE ITEMS OF BUSINESS

Approve "First Amendment to Agreement for Sale and Purchase of Electric Capacity and Energy" between WM Illinois Renewable Energy, LLC and City of Geneva, for the years 2011 and 2012

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve One-Year Extension of Management Agreement with Baum Property Services, Inc. for Administration of the Fisher Farms Special Service Area (SSA # 16) in an Amount Not to Exceed \$10,999.92

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve One-Year Extension of Landscape Contract with Mutz Landscape, Inc. for Fisher Farms Special Service Area (SSA # 16) in an Amount Not to Exceed \$53,380.00

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Geneva City Council Meeting
December 27, 2010
(Special Meeting)

Approval Ordinance 2010-52 for the General 2010 Tax Levy in the Amount of \$4,634,030.00

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-53 for the Levy and Assessment of 2010 Taxes for Special Service Area #1 in the Amount of \$177,000.00

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-54 for the Levy and Assessment of 2010 Taxes for Special Service Area #4 in the Amount of \$11,950.00 (Randall Square)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-55 for the Levy and Assessment of 2010 Taxes for Special Service Area #5 in the Amount of \$7,750.00 (Williamsburg)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-56 for the Levy and Assessment of 2010 Taxes for Special Service Area #7 in the Amount of \$2,750.00 (Blackberry)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-57 for the Levy and Assessment of 2010 Taxes for Special Service Area #9 in the Amount of \$3,000.00 (Geneva Knolls)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Geneva City Council Meeting
December 27, 2010
(Special Meeting)

Approve Ordinance 2010-58 for the Levy and Assessment of 2010 Taxes for Special Service Area #11 in the Amount of \$53,000.00(Eagle Brook)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-59 for the Levy and Assessment of 2010 Taxes for Special Service Area #16 in the Amount of \$136,800.00 (Fisher Farms)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-60 for the Levy and Assessment of 2010 Taxes for Special Service Area #18 in the Amount of \$1,460.00 (Wildwood)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-61 for the Levy and Assessment of 2010 Taxes for Special Service Area #23 in the Amount of \$1,060.00 (Sunset Meadows)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Approve Ordinance 2010-62 for the Levy and Assessment of 2010 Taxes for Special Service Area #26 in the Amount of \$7,100.00 (Westhaven Residential)

Moved by Ald. Hill, seconded by Ald. Singer to approve motion as presented. Approved by unanimous roll call vote. (Omnibus Agenda). MOTION CARRIED

Waive Fee for Special Council Meeting

Moved by Ald. Brown, seconded by Ald. Maladra that the fee for the special Council meeting be waived. Roll call:

AYES: 9 (Ald. Brown, Dantino, Flanagan, Hill, Maladra, Marks, Piper, Singer, Vogelsberg)

NAYS: 0 MOTION CARRIED

Geneva City Council Meeting
December 27, 2010
(Special Meeting)

NEW BUSINESS

Wishes for a Happy New Year

Ald. Singer wished Council members and Geneva citizens a Happy New Year.

Appreciation for Public Works Deployment over Holiday Weekend

Ald. Marks expressed appreciation to Streets Div. personnel for working over the holiday weekend clearing the city's streets of snow. Ald. Flanagan acknowledged the efforts of Water Div. personnel who worked on Christmas Eve making repairs in her neighborhood. Ald. Dantino asked that Public Works Dir. Dinges convey those sentiments to his staff.

ADJOURNMENT

There being no further business, moved by Ald. Piper, seconded by Ald. Hill to adjourn the Geneva City Council meeting. Carried by voice vote.

The meeting adjourned at 8:37 p.m.

Lynn P. Landberg, City Clerk



**City Administrator's Office
Monthly Activity Report
January 3, 2011**

FY 2011-12 Budget – The preliminary “Budget Standards” and “Budget Schedule” has been sent to Department Heads to begin evaluating operating and capital expenditures for the 2011-12 fiscal year. Meetings with the City Administrator, Finance Manager and Department Heads are scheduled throughout January and February to review operating line items, capital/special needs, and departmental goals and objectives. City Council members are welcome to attend staff meetings as the budget development progresses. Draft budgets (approximately 29 at this time) for the upcoming fiscal year will be presented to the Committee of the Whole for consideration in March 2011 with a request for public hearing and approval in April 2011. State statutes require that the City adopt a budget before the new fiscal year which begins on May 1, 2011. The Budget Schedule is attached.

Election Petitions – The City Administrator's Office organized and coordinated election materials and accepted petitions on December 13, 2010 through December 20, 2010. Three (3) petitions were filed for Ward 1; One (1) petition for Ward 2; Two (2) petitions for Ward 3; One (1) petition for Ward 4; and One (1) petition for Ward 5. The consolidated election will be held on April 5, 2011.

Customer Service Survey Postcards – The CA's Office has received nine (9) customer service postcard responses for the following departments: One (1) Administrative Services Department (Finance), one (1) undesignated department, three (3) Building Office, one (1) Public Works Department, and three (3) Police Department. All comments were complimentary and positive regarding the customer service that the respondents had received with the majority of responses marked “excellent”.

Freedom of Information Act Requests – See attached spreadsheet regarding Freedom of Information Act requests between November 5, 2010 and December 28, 2010.

Security Code Amendment – The CA is working with the City Attorney to draft an amendment to the City Code as a result of a change in state statutes. The amendment caps the security that a municipality may require for infrastructure or related work at 110% of the cost of the project. This is a housekeeping measure to bring the City's Code in accordance with State Statutes.

“City Stuff” Store – Retail sales for City merchandise totaled \$728.00 for the month of November and \$699.00 (as of December 16) for the month of December 2010. There are no 175th Anniversary holiday ornaments remaining for sale (original order was 250).

Staff will order the 2011 ornament with a depiction of City Hall on one side and the year on the other side of the next ornament in the collectable series. The CA will also add a line item in the upcoming fiscal year's budget to better track revenues and expenses.

Green Team – The CA is working with the Green Team (City Employee Committee) to present a status report to the Senior Management Staff and the City Council. The Committee will provide recommendations regarding green initiatives (in accordance with the Strategic Plan for 2017) to be considered in the FY2011-12 budget development process. The presentation to the City Council is planned for January 2011.

Prairie Green Community Gardens – City Staff continues to work with the Geneva Park District and the Kane County Forest Preserve to develop a community garden program for 2011. The City will need to annex the forty acre (40) parcel owned by the Forest Preserve District and extend water service to the site. Based on engineering estimates, staff believes the current budget could accommodate the water line extension. The Park District has drafted rules and regulations based on research conducted by both Park District and City staff. Plots would be rented on a seasonal basis and managed by the Park District. Details are being discussed and will be brought to the Council in the near future.

Metro West Strategic Planning– The CA serves on the Metro West Strategic Planning Committee. The Committee met on December 16, 2010 and will present an update and recommendations to the Metro West membership at its January 2011 meeting. The CA drafted a compensation and performance evaluation system for Metro West to consider using as requested by the Committee. Metro West Executive Director Mary Randle will make a presentation to the City Council in May 2011 to bring the Council up to date on the activities of Metro West. This is a new initiative of Metro West's outreach program.

Metro West Legislative Breakfast – The City Administrator is assisting in the planning and preparations for Metro West's annual Legislative Breakfast to be held January 25, 2011. Registration forms have been sent to the Council and Senior Management staff and are due to Jeanne Fornari by January 14, 2011.

James Street Properties – The legal notice was placed in a local newspaper by the City Administrator and the deadline for proposals has been set for January 28, 2011. Letters have been sent advising adjacent property owners of the status of the properties.

Miscellaneous Policy and Code Development – The CA is working with other staff on the development of miscellaneous policies including, event application and procedure policy, outdoor temporary sales, vehicle policy, social media policy, incentive policy, city facility cleaning contract, parking violation fees, City Code Title 1 update, South East Planning Project, and the Downtown Master Planning Project.

FOIA REPORT
November 10, 2010-December 28, 2010

Darron Hartt		11/10/2010	11/11/2010	1	CR#10-14981	police	rrs	granted	emi	n/a	0.5
Tom Graf		11/12/2010	11/15/2010	1	CR#10-15782	police	rrs	granted/redacted	picked up	n/a	1
Brian Carroll	Sperry Van Ness	11/15/2010	11/15/2010	1	Building permits & other info for 500 S Third	planning	lh	granted/redacted	emailed	n/a	1
Brian Carroll	Sperry Van Ness	11/15/2010	11/16/2010	1	Building permits & plans for 500 S Third	planning	DD	granted	emailed	n/a	0.5
Marilyn Rizzato-Reines		11/13/2010	11/17/2010	3	incident #1015507; CR#10-15506	Police	rrs	granted	picked up	n/a	0.5
Thomas/Jacqueline Sulek		11/17/2010	11/18/2010	1	CR#10-16006	Police	rrs	granted/redacted	picked up	n/a	0.5
Dan Lindahl		11/15/2010	11/18/2010	3	CR#10-15823	Police	rrs	granted/redacted	emailed	n/a	1
Sue Tuggle	Pekin Insurance	11/20/2010	11/22/2010	1	CR#10-15917	Police	rrs	granted	mialed	n/a	0.5
Tim Neubert	St. Charles CUSD 303	11/17/2010	11/22/2010	3	CR#10-15823 partial	police	rrs	granted/redacted	emailed	n/a	1
John Pettit		11/19/2010	11/23/2010	2	CR#10-12932	Police	rrs	granted/redacted	emailed	n/a	1
My Campaign Store		11/29/2010	11/29/2010	0	list of candidates for 2011 elections	CA Office	jmf	denied	emailed	n/a	0.1
Malina Felvinti	Property Shark	11/30/2010	12/3/2010	3	Neighborhood boundaries	PW Eng.	bn	granted in part	emailed	n/a	0.5
Margaret Marren		11/29/2010	12/1/2010	2	CR#10-15799 and 10-16153	Police	rrs	granted	emailed	n/a	0.5
Martha O'Connor		11/29/2010	12/1/2010	2	CR#10-12171 & 10-12275	Police	rrs	granted	emailed	n/a	1
Terry Alsip		11/29/2010	12/2/2010	3	CR#08-12438, 09-07569, 08-05986, 08-05982, 09-02469	Police	rrs	granted	picked up	n/a	1.5
			12/3/2010	0	# of permits for new construction	bldg	lh	granted	e-mailed	n/a	0.5

FOIA REPORT
November 10, 2010-December 28, 2010

Officer Gregg Ricedorf	Geneva Commons	12/1/2010	12/3/2010	2	CR#10-16414	Police	rrs	granted	picked up	n/a	0.5
Tejinder, Ghotra		12/2/2010	12/6/2010	2	CR#10-16714	Police	rrs	granted	picked up	n/a	0.5
Barbara Doepp		12/6/2010	12/6/2010	0	Incident CR#10-8350; no report taken	Police	rrs	granted	emailed	n/a	0.5
Brian Marren		12/6/2010	12/6/2010	0	CR#10-16153	Police	rrs	granted	picked up	n/a	0.5
Allison Bader		12/6/2010	12/7/2010	1	building permit approval for Nov 2010	Bldg	lh	granted	e-mailed	na	0.5
Eric Beck		12/3/2010	10/8/2010	3	CR#10-16645	Police	rrs	granted/redacted	e-mailed	n/a	1
Lisa Ramsey		12/7/2010	12/8/2010	1	CR#10-16935	Police	rrs	granted	picked up	n/a	0.25
Andrew Kasperkiewicz		12/7/2010	12/9/2010	2	CR# 07-05779	Police	rrs	granted	picked up	n/a	0.75
Suresh Rao	IEM Corp	12/9/2010	12/10/2010	1	bldg permits, violations & hazard waste	Bldg/FD	lh/TK	granted/No Records	e-mailed	na/	0.5
Ralph Maughan		12/7/2010	12/10/2010	3	CR#10-16437	Police	rrs	granted/redacted	picked up	n/a	1
Vinay Vijayan		12/10/2010	12/13/2010	1	CR#10-16040	Police	rrs	granted	e-mailed	n/a	0.5
Kelly Anderson	ETS Environmental & Assoc, Inc.	12/15/2010	12/15/2010	0	Any/All Re: PIN#12-05-400-021 SEC Wmsburg/Fisher	FD/Bldg	TK & LH	no records	e-mailed	n/a	0.25
Melissa Cranato		12/14/2010	12/16/2010	2	CR#10-17193	Police	rrs	granted	e-mailed	n/a	0.5
John Robinson	Geneva School District	12/13/2010	12/17/2010	4	Electric & Water utility billing	PW-Electric Division	dk	granted	e-mailed	n/a	0.5
Tara Durnil	My Campaign Store	12/20/2010	12/20/2010	1	list of candidates for 2011 elections	CA Office	mm	granted	e-mailed	n/a	0.25

FOIA REPORT
November 10, 2010-December 28, 2010

[illegible]



City of Geneva
2011-2012 Budget Development Schedule

DATE	ITEM DESCRIPTION	LEGISLATIVE - ADMINISTRATIVE ACTION
November 4, 2010	Strategic Planning Workshop; Prioritization of FY2011-12 Goals and Objectives	City Council, Strategic Plan Advisory Committee Chairman, and Senior Management Staff
December 6, 2010	Approval of Prioritized Goals and Objectives	City Council
Weeks of January 17 & January 24 2011	FY 2011-12 operating budget issues using Budget Standards	City Administrator (CA) & Finance Manager (FM) meet with Dept. Heads to discuss draft operating budgets
Weeks of January 31 & February 7, 2011	FY 11-12 capital and special project budget issues and dept. goals and objectives.	CA & FM meet with Dept. Heads to discuss draft capital and special project budget issues using 2011-12 Budget Standards and review department goals and objectives
Friday, February 11, 2011	Department FY 2011-12 Draft Budgets (Excel Spreadsheets); operating and capital/special projects	To CA & FM for Review
Friday, February 18, 2011	Final Miscellaneous Excel Spreadsheets and PDF	To CA & FM for Review
Friday, February 25, 2011	Final GF, Water/Sewer & Electric Spreadsheets and PDF	To CA & FM for Review
Monday, March 7, 2011	Recommend FY 2011-12 Miscellaneous Budgets	COW Meeting
Monday, March 14, 2011	Recommend FY 2011-12 General Fund, Water/Sewer & Electric Budgets	Special COW Meeting
<i>Monday, March 21, 2011</i>	<i>Optional Meeting if Needed</i>	<i>Special COW</i>
<i>Monday, March 28, 2011</i>	<i>Optional Meeting if Needed</i>	<i>COW Meeting</i>
Monday, April 4, 2011	Recommend FY 2011-12 Budget for Public Hearing	City Council Meeting
<i>Monday, April 11, 2011</i>	<i>Optional Meeting if Needed</i>	<i>COW Meeting</i>
Monday, April 18, 2011	Public Hearing for FY 2011-12 Budget	Public Hearing at 6:55 p.m.
Monday, April 18, 2011	Consider FY 2011-12 Budget Resolution	City Council Meeting at 7:00 p.m.

Note:

- Department/Division budget meetings typically run back to back, M-F, 8:00 a.m. – 5:00 p.m. in two hour increments.
- Department Heads/Supervisors are to access working budget documents from, (both operational and capital) and save to, the following file folder on the network:
[\\ch_server\budget](#).
- Each Department has its own folder for operational budgets (please save over the top of the existing version; do not create a new file name for each revision).
- Capital Budgets will be kept all together in a “Capital” folder on the network.
- Budgets are to be submitted in Excel format.
- Department Goals and Objectives are to be submitted in WORD format and saved to the “Goals and Objectives” folder on the network.
- Department Budgets (operational and capital) are to be in Excel format. Do not convert to PDF.
- Use Arial font, 12 point for WORD documents
- Use Arial font, 12 point or smaller for Excel documents, depending on the size of your spreadsheet. Try to keep the pages minimal.
- Organizational charts are in each department’s online folder. Update if necessary.
- Provide a description of your department’s program, mission and goals; see current budget for reference. Use the current year’s document in your online Department folder and update for FY2011-12.
- Miscellaneous budget responsibilities:
 - City Administrator’s Office: Mental Health, Fire and Police Commission, Ride in Kane, TriCom
 - Economic Development Department: SSA # 1, TIF
 - Community Development: SSA # 16, Prairie Green
 - Fire Department: ESDA
 - Administrative Services Department: Debt Service, Fire Facility, Working Cash, Workers Compensation, IMRF, Dental Group Claims, Fire Pension, Police Pension, SSA #s 4, 5, 7, 9, 11, 18, 22, 23, & 26
 - Public Works: Commuter Parking, Refuse, Cemetery, Tree Nursery, Motor Fuel
- Follow-up meetings will be scheduled with Department Heads to review budget adjustments and department goals as needed.



**Administrative Services Department (ASD)
Monthly Activity Report
January 3, 2011**

Emergency Operations Center (EOC) Training – The Assistant City Administrator, IT Manager, and HR Manager all attended the three-day EOC training at the fire department in early November.

Updated Computers – IT changed software settings on all city computers to reduce profile storage size and to speed login / logout times.

Updated Website – The new “Dancing with Geneva Stars” page has been posted to the City’s website.

Restoration of Fire Department Intranet website – After expending all internal and online resources for rebuild, IT enlisted the help of Kane County IT to restore links to database files. The server has been restored and is functioning again. As far as we are aware, data loss was minimal. An external drive was added as a backup solution specific to this server.

Channel 10 – IT has been testing wireless video broadcast gear on Channel 10 to allow for live remote programming such as sporting events, school district events, etc. While the concept worked in spite of a winter storm coming through, more tweaks are required to video stream to truly be useable as a broadcast quality solution.

Email Blocked – IT had to deal with ISP issues which had blacklisted the City and School Districts of Geneva and Batavia from emailing certain recipients. Issue was traced to a spammer on ISP’s network and has since been resolved.

Employee Recognition and Relations Committee (ERRC) – The ERRC is developing a survey to send to employees for input on the “ABCD” program. The survey will go out with paychecks in early December. Results will be collected and the committee will meet to determine how the information can be used to benefit the program.

Unemployment – The Human Resources Manager appealed the unemployment claim of a former employee after it was discovered the former employee was receiving payments from both unemployment and his IMRF pension. The Illinois Department of Employment Security upheld the decision in favor of the City and the City should be reimbursed for unemployment payments made on the former employee’s behalf.

Training – The HR Manager attended a payroll seminar sponsored by the Illinois Government Finance Officers Association (IGFOA). A representative from the Internal

Revenue Service reviewed the IRS guide for Public Employers and a representative from Sikich, LLP discussed changes for 2010 reporting.

As a member of Society for Human Resource Management (SHRM), the HR Manager was able to take advantage of two free webinars. The first webinar was about the installation, training and operation of a new HR software program. The second program was about using analytics to create a succession planning process. The presenters discussed building a talent pool using defined competencies and skills that are based on business outcomes (Goal #2, Succession Planning).

Furlough Days – The furlough program initiated in FY 2009-2010 is continuing through this fiscal year. To date the City has realized an approximate savings of nearly \$20,000. Eighteen (18) employees have taken a total of sixty-five (66) days. Many of the days (62%) taken have been by electric division employees who are required to take four furlough days this fiscal year. Of the twelve electric division employees required to take furlough days; 7 have taken all four days, 3 have taken three days, 1 has taken two days, and 1 has taken 1 day. Non-mandated furlough days account for a savings of approximately \$9,500.

Student Government – Sixteen high school students participated in a day of shadowing and getting to know the elected and appointed officials during the 10th Annual student government day on November 16, 2010.

New Hires – The City is pleased to welcome Thomas W. Dahl, CPA as the Finance Manager. Tom began his employment on November 29th. Tom brings with him a wealth of municipal experience having most recently served as the Assistant Finance Director in Hanover Park. Melissa Hamilton joined TriCom in December. Melissa worked as a telecommunicator for the Marion County Sheriff's Police Department in Indianapolis, IN for five years. The Building Division welcomed Eric Nelson as building inspector. Eric previously worked for the City as an independent contractor and has extensive building experience including previously owning his own construction company.

Purchases over \$2500 but less than \$5000 – Furniture and a safe were recently purchased for the finance division. As the purchase was less than \$5,000 but greater than \$2,500 three additional quotes were secured. The purchase was made from Source One (formerly Viking Office Supply) in the amount of \$2,611. The other quotes that were received ranged from \$2,652.37 to \$3,685.99.

Workers Compensation – The HR Manager and Assistant City Administrator participated in a conference call regarding the BenchComp analysis for the City's workers' compensation program provided by the City's reinsurer. Overall the City is meeting or exceeding the average benchmarks. The data indicates that the City is saving approximately \$200,000 annually by being self-insured as opposed to fully insured, when compared to similar entities.

Records Disposition – All personnel documents in the Human Resources office have been reviewed for potential records disposition. Thirteen cubic feet of records were identified and will be added to the disposition schedule. Additionally, 118 cubic feet of finance and personnel records stored at the PW facility were identified for disposition.



**City of Geneva
Economic Development Department**

22 S. First Street
Geneva, Illinois 60134
(630) 232-7449 Direct
(630) 232-1494 Fax

November and December 2010 Activities Update *(Through December 28, 2010)*

Planning Activities

Energy Efficiency and Conservation Block Grant

Nine companies attended the pre-bid meeting for the Police Station HVAC project and Paul Evans answered questions and sent out addendum information to those who attended or expressed interest. Publicity was obtained in local press as we tried to get the word out to qualified contractors. Bids for the following projects were opened on November 30, were evaluated for completeness and validity before consideration at a recent Committee of the Whole. Contracts were written for these projects:

- HVAC equipment for the Police Station
- A/C pre-coolers for the Police and Fire Station #1
- Condenser Corrosion protection for the Police Station and Fire Station #1

East State Street Tax Increment Finance District

The Joint Review Board meeting was held Thursday, November 18 with City staff and local taxing body representatives in attendance. The district holds a positive cash balance. One of the two bonds has been paid in full with last payment for the second in October 2016. No projects were completed in the district in the 2009-2010 fiscal year. Both the 2009-2010 and the 2010-11 budgets originally contemplated use of TIF funds to complete engineering work for Route 38 improvements but the project has been delayed. IDOT funding for the project is not known and it doesn't make sense to get too far ahead (which could necessitate additional engineering). We continue to meet with property owners in the district on a weekly schedule to establish relationship, understand their long term plans, and discuss the TIF district in general. For those wishing to sell or develop their property, it could be an advantage.

Kane County Small Cities Grant

The Request for Qualifications for the development of the Geneva Southeast Subarea Plan was released after the Kane County Small Cities grant was awarded. The Plan is intended to guide business development of the undeveloped and/or underutilized lands in the southeast corner of the City's planning jurisdiction (approximately 300 acres). This sub-area plan would be an amendment to the Comprehensive Land Use Plan which recommends the southeast corner of the City's planning jurisdiction to be developed as light industrial with a small area around the perimeter to be commercial use (supporting the already contiguous recreation, lodging, and industrial uses). Six responses have been received. Interviews will be scheduled in January.

Downtown Planning Activities

Downtown Merchants Meeting

The November Merchant Meeting was lightly attended. The majority of retailers in attendance felt the JULIETS Weekend should be continued but to date no one has volunteered to chair the event. Interested parties should contact Paul Evans. Life Windows on State and the Christmas Walk, Customer Friendly Hours, and the results of Black Hat Day were discussed.

Cultural Arts Commission

The Cultural Arts Commission met on December 2, 2010. The Commission primarily focused on scheduling tasks and what questions will be used for the Feasibility Study survey that Public Research Group (PRG) will analyze. Commissioners will email their questions to Chairman Vetang and he will assemble and send to PRG. Chairman Vetang also asked for names of residents for the Delphi Committee. Commissioner Monaco is assembling the Public Art Advisory Committee and asked for contact people as she helps form this group. In other items the Commission discuss Steeple Walk and the upcoming Dancing with the Geneva Stars and Sno Sculpting at the Commons. Lastly, Chairman Vetang updated the Commission about the Downtown Master Plan.

Customer Friendly Hours

Economic Development Staff approached downtown businesses about Customer Friendly Hours program for the holiday season. The program hours for 2010 are:

- November 26 to December 23, 2010
- Monday and Tuesday – Store discretion
- Wednesday thru Friday – Open until 7 pm
- Saturday and Sunday - Open

Despite some opposition to staying open on Wednesdays, 56 businesses are participating in the extended hours program. These businesses have been listed on the Department website and promoted through Sudden Values and print ads.

Live Windows on State

With the help of Geneva High School students Melissa Barber and Megan Rush we were able to coordinate live windows during the Friday Christmas Walk activities. Over 30 students participated at 14 businesses. Great fun was had by all.

This February, Fall in love with downtown Geneva

The City of Geneva Economic Development Department will be hosting the third annual “Fall in Love with downtown Geneva” promotion this February. Residents and visitors are encouraged to get out and shop and dine in downtown Geneva during this historically slow month. Last year over 60 shops and restaurants participated by offering dinner or lunch for two or a \$50 gift certificate. Even more businesses are expected to participate this year. Winners are drawn on a weekly basis so there are multiple chances to win. Registration is as simple as visiting a participating business and completing a registration form. A complete list of participating businesses will be available at www.genevadowntown.org after January 15. Email addresses compiled from the registration forms will be added to the City/Chamber Events database maintained by Sudden Values.

Collaborative Advertising

Marketing activities and advertising created in November and December included:

- The River 95.9 monthly on-air appearance
- American Bus Association Membership Guide Directory (ad purchased as well as listings for City, Downtown Shopping District, Geneva Commons, Oscar Swan, Comfort Inn and Suites, Herrington Inn and Spa)
- Make it a Geneva Getaway radio advertising on the River 95.9
- National Tour Association member magazine November issue
- Neighbors Magazine – Shop Geneva this December
- Chicago Tribune tab section for Christmas Walk – make it an overnight stay

Tourism Activities

Map table directories

New map tables were produced for the 3 downtown maptables and 2 kiosks. Our thanks to Public Works for installing these the week after Thanksgiving.

ILHC Mural

Driessen Construction of St. Charles completed the installation of the mural frame. Shaw Sign Craft installed the mural in December and will be recognized at the first City Council meeting in January 2011.

American Bus Association and National Tour Association

We continue to advertise with these national associations and placed ads in their January publications.

Visits to www.genevadowntown.org

The website redesign went live at the end of February 2010. Visits to the site are up as is the average time spent on the site (albeit slightly):

Statistics for [genevadowntown.org](http://www.genevadowntown.org) from Google Analytics

Site Usage	Nov. 1, 2009 - Dec. 1, 2009	Nov. 1, 2010 - Dec. 1 - 2010	% Change	Total Stats since site relaunch, March 1, 2010
Unique Visitors	3,392	6,173	70.86%	50,945
Total Pages Viewed	16,938	31,339	88.01%	247,037
Average Pages Viewed Per Visit	4.91	5.08	10.04%	5.05
Average Time on Site	3:06	3:43	20.05%	3:23
% of New Visits	82.87%	78.49%	-2.15%	78.24%

Commercial New and Closed Database

Shirlie has compiled this list for the month of November 2010 and through December 22, 2010. Please advise any additions/corrections you may know of. This list is compiled from a variety of sources including the Chamber of Commerce, IDOR, Building Department Certificate of Occupancy Permits, Fire Department Inspection records, and staff observations.

Business Activity November 2010				
Business Name	Address	Activity	Business District	Type
AT&T Cell Phone Store	1749 S Randall #D	Closed	W	Retail
Ecowater Systems	561 Lark	Closed	W	Retail
Dr. Rao and Dr. Gan OB/GYN	316 Anderson	Closed	C	Medical
Huth Aurex Engineering Co	315 S 5th St	Closed	C	Service
Past Connection	219 W State	Closed	CT	Retail
Stone Tower Properties	325 South St	New	C	Office
Core Fusion Studio LLC	129 1/2 W State St	New	C	Service
Spice Curls	11 N 1st #A	New	CT	Service
Monterey Place Pizza	7 W State St	New	CT	Restaurant
Pet Pals Market	500 S 3rd	New	CT	Retail

*W is west of Anderson, C is Central, and E is East of East Side Drive

Business activity remains solid both downtown and on the west side. Baubles is now re-opened in the Geneva Commons. We have been advised a lease is imminent for the former CompUSA and await submission of a building permit. National Tire and Battery has been in talking to the Building Division but no permit has been released. Construction for the new Five Below store north of Dominick's and Plato's Closet continues to make good progress. Tom and Eddie's Burgers is open next to Lou Malnati's at Geneva Commons. Temporary store Halloween City has closed but Toys R Us will consider a longer lease based on final sales.

Downtown has seen the opening of Pet Pals Market, Monterey Place Pizza, Jac and Jill Organics and Denisa's Crepes (both on second floor of the Berry House), and Strut Your Style (a second store for Strut Your Stuff, this one in the former Cashmere/Tenacity space). Via the store windows, the Shodeen Companies have announced a new restaurant at the south end of Dodson 8 building, just north of the train station but a building permit has not yet been applied for. The AT&T store moved to a new storefront in St. Charles.

Requests for Information (RFI)

During the month of November, the Economic Development Department had 20 contacts. The Department received six calls regarding new business opportunities. Two of the contacts were for retail uses and one was for a children's play place where parents and children would be together. Three other contacts for new businesses were for industrial uses.

Staff initiated six contacts during the month of November. Four of the contacts were to restaurants regarding the vacant 302 W. State Street vacancy. Two other contacts were for retention calls to existing businesses.

Requests for Information												
	2008				2009				2010			
Month	Total # RFI	TC	WI	Year To Date	Total # RFI	TC	WI	Year To Date	Total # RFI	TC¹	WI²	Year To Date
January	16	10	6	16	14	11	3	14	21	13	8	21
February	45	30	15	61	19	5	14	33	17	11	6	38
March	25	20	5	86	22	11	11	55	20	15	5	58
April	20	12	8	106	29	14	15	84	16	14	2	74
May	16	10	6	122	15	10	5	99	28	24	5	103
June	16	15	1	138	25	15	10	124	6	7	0	110
July	23	20	3	161	29	11	18	158	21	15	6	131
August	15	14	1	176	24	13	11	177	20	6	14	151
September	21	21	0	197	22	19	3	196	18	12	6	171
October	16	8	8	213	20	11	9	217	29	4	25	200
November	13	12	1	226	7	6	1	224	20	13	7	220
December	10	7	3	236	15	4	9	239	16*	9	5	236

¹They Contacted Us

² We Initiated Contact

*Through December 27, 2010

Meetings with the community and development industry for the month include:

- Development Staff Meeting
- Downtown Merchant Meeting
- Holiday Kick Off Meeting at the Herrington
- Kane County Development Committee Meeting
- Cultural Arts Commission
- Business Improvement and Retention
- Kane County Board Meeting
- Green Team Meeting
- Kane County GIS
- NIU Center for Govt. Studies
- East State Street TIF Joint Review Board
- HVAC Pre-Bid Meeting
- Dunkin Donuts Site Discussion
- 95.9 Geneva Promotion
- City Council Retreat
- Quarterly Hotel Luncheon
- Geneva Bride
- Chamber of Commerce Annual Dinner
- Emergency Operations Training
- Community Leadership Breakfast / District 304
- Kane County meeting on Bus Rapid Transit
- Northern Illinois Food Bank
- US Post Office Walk Through
- SPAC meeting
- Downtown Master Plan Advisory Committee
- Chamber Co-op Advertising Group

EVENT CALENDAR

- **Green Market**, Saturdays, Inglenook Pantry, 11 N. 5th, www.genevagreenmarket.org
- **First Friday**, December 3, 2010 6-9 p.m. Downtown Art Galleries, www.artgalleriesgeneva.com/
- **Snow Sculpting**, January 19-22, 2011
- **Dancing with the Geneva Stars**, February 5, 2011
- **Geneva Park District Super Bown Shuffle 5K Run**, Sunday February 6, 2011.
- **Geneva Bride Wedding Walk**, February 27, 2011

For a full listing of events visit www.genevadowntown.org/calendar/events/



HISTORIC PRESERVATION COMMISSION - MONTHLY REPORT **December 29, 2010**

						WARD	APPROVED	APPROVED W/ CON	DENIED	RETURN/TABLE	WITHDRAWN	ADMIN APPROVAL	NO SHOW	CONCEPT PLAN	APPEALED	LANDMARK NOMINATION	CONCEPT PLAN	NEW CON	DEMOLITION	ADDITION	EXTERIOR REHAB	SIGN / AWNING	WINDOW & DOOR REP	VINYL SIDING	OTHER	FENCE / SITE	FAÇADE GRANT	SIGN GRANT	RESIDENTIAL	COMMERCIAL	
Street	#	Application	Meeting or admin review date	CASE NO	Owner/ Applicant																										Proposed
First	N	312	10/1/10	Admin	2010 - 062	Sunday	1					1									1								1	Demo and rebuild chimney to match original	
State	W	7	10/5/10	Admin	2010 - 063	Aubrey Sign	5					1										1							1	Re-cover existing awnings for new restaurant in this space	
Hamilton		227	10/6/10	Admin	2010 - 064	Delnor	1					1													1				1	Replacement of concrete slab, concrete steps, and tuckpointing.	
Ford		115	10/7/10	Admin	2010 - 065	Horvath	1					1									1								1	Replacement of existing wood siding in kind (25% of wall)	
State	W	121	10/6/10	10/19/10	2010 - 066	Dorn	1	1																							Replacement of awning; installation of sign.
First	N	11	10/11/10	Admin	2010 - 067	Glyzewski	1					1										1								1	Sign panel for existing sign post
Sixth	S	15	10/7/10	10/19/10	2010 - 068	Courtney	1	1													1	1								1	Additional of spiral stair at building rear; sign
Sixth	S	418	10/7/10	10/19/10	2010 - 069	Zellmer	1	1											1	1									1		Demolition of existing garage; new two-story addition with attached garage
Second	N	120	10/28/10	Admin	2010 - 070	Allen	1					1																	1		Replacement of wood shake shingle roof with composite shake shingle
Second	S	318	11/4/10	11/16/10	2010 - 071	Hogan	5	1													1								1		New addition at rear (revision to 2007 proposal)
Fifth	S	228	11/4/10	11/16/10	2010 - 072	Bishop	1		1														1						1		Window replacements
River	N	65	11/11/10	Admin	2010 - 073	Gagnepain	1					1										1								1	Sign for The Dam Bar & Grill
Third	S	227	11/15/10	Admin	2010 - 074	Riippi	5					1											1							1	Sign for "Jack n' Jill Organics" @ Berry House
State	W	617	11/18/10	Admin	2010 - 075	Aurora Sign Co.	1					1										1								1	Sign for Geneva Hardware
State	W	410	11/19/10	Admin	2010 - 076	Neary	1					1										1								1	Windbreak enclosure for (non-contributing) Bien Trucha
Third	S	407	11/22/10	Admin	2010 - 077	Aubrey Sign	5					1										1								1	Sign for 2nd floor for "Grotefeld & Hoffman" @ Dodson Place
River	S	333	11/29/10	Admin	2010 - 078	Marshall	5					1									1									1	Dormer additions for non-contributing property
Sixth	S	15	12/7/10	Admin	2010 - 079	Courtney	1					1										1								1	Revised sign size/location
Third	S	207	12/14/10	Admin	2010 - 080	Banner Up Signs	5					1										1								1	Sign for "Strut" @ non-contributing building

ONGOING PROJECTS

HISTORIC PRESERVATION ORDINANCE/POLICIES

Staff is currently drafting the proposed ordinance revision.

BATAVIA AVENUE HISTORIC DISTRICT

Staff is developing database and forms for research and field survey in January.

RULES & PROCEDURES

New document for adoption by HPC; review in January. (To comply with Open Meetings Act)

Applicant/Location/Ward Number	Case #	Update [✓]	Plans Rec'd	PC Meeting	COW Meeting	City Council Meeting	Request/Review Status
206 Wall Street – Rezoning 5th Ward (Brad Nelsen)	29-Oct-10	✓	10-29	12-9-10	NA	NA	Brad Nelsen requested to rezone a portion of the property located at 206 Wall Street from the R3 Medium to High Density Single-Family Residential District to the R4 High Density Single-Family Residential District. The proposed rezoning would have divided the property into one conforming R3 zoning lot and one conforming R4 zoning lot. The request was withdrawn by the applicant during the December 9, 2010 Plan Commission public hearing.
Text Amendments – Adult Use Businesses	8-Oct-10	✓	10-8-10	11-9-10	12-13-10 12-27-10	1-3-11	Amending Title 4 (Business and License Regulations) and Title 11 (Zoning) in order to establish use permissibility and licensing regulations for adult use businesses. The Plan Commission recommended approval of the proposed Zoning Ordinance text amendments on November 9, 2010. The proposed licensing regulations and zoning amendments were considered by the Committee of the Whole on December 13, 2010 and recommended for approval on December 27, 2010,
Text Amendments – Sign Regulations (City of Geneva)	27-July-10	✓	7-27-10	12-9-10 1-13-11	TBD	TBD	Regarding formatting, procedural, and regulatory changes to the City's Sign Regulations, including the relocation of the Sign Regulations from the Building Code to Chapter 12 of the Zoning Ordinance. The draft regulations were considered by the Plan Commission at the December 9, 2010 public hearing and continued for further consideration at the January 13, 2010 public hearing.
109 Peyton St – Spec. Use & Text Amendments 1st Ward (Linda Lydon)	1-July-10	✓	7-12-10	1-13-10	TBD	TBD	Request for a special use to operate a bed & breakfast at 109 Peyton Street. The applicant is also requesting amendments to the bed and breakfast regulations established in the City's Zoning Ordinance. The requests are scheduled for a Plan Commission public hearing on January 13, 2011.
Zoning Ordinance Text Amendments (City of Geneva)	14-Jun-10	✓	12-14	1-13-10	TBD	TBD	Staff is proposing several Zoning Ordinance Text Amendments, which are mostly part of a "housekeeping" procedure in order to clarify certain provisions, correct contradictory clauses, or correct typographical errors. The proposed text amendments are scheduled for a Plan Commission public hearing on January 13, 2011.
Route 38 Motorsports - Annexation 3rd Ward (adjacent)	08-May-02	✓	5-9-08	TBD	TBD	TBD	Annexation, Zoning to B4 District, Special Uses, and Site Plan Review for the 0.85-acre property at 33W672 East State Street (just east of Marathon Gas Station at the NE corner of Kirk Road and East State Street). Review comments were sent to the applicant on December 10, 2010. Staff is waiting to receive a revised annexation agreement and revised plans prior to scheduling the request for formal consideration.
<i>Note: The "Update" column is checked (✓) for new cases and cases which have been updated since the previous monthly report status.</i>							

SPECIAL PROJECTS**Website Enhancements**

Staff has prepared revisions to the Planning Division website. The revisions increase the amount of information immediately available to the general public, including important codes and documents, maps, applications, review procedures, meeting agendas and meeting minutes. The revisions also include responses to frequently asked questions and updates on special projects. Staff is also working with the Information Technologies department on the layout of the Planning Division website to make it more user-friendly.

GIS Planning Data

Staff is working to organize and scan electronic copies of all Planning Division case files. Staff is also working to create GIS data layers for the various types of zoning approvals (special use, site plan review, annexation agreement, planned unit development, etc). Such layers would enable staff to create maps of zoning approvals, to quickly reference zoning approvals by geographic location, and to potentially access scanned directly from GIS.

If you have any questions regarding the information contained herein, please contact City Planner, David DeGroot at (630) 232-0814 or ddegroot@geneva.il.us.

Dustin Schultze

Building Commissioner, City of Geneva, Illinois 60134 630.262-0285 e-mail dschultze@geneva.il.us

To: Mayor Burns and Members of the City Council

Re: Nov 15th - Dec 15th 2006 - 2010 Building Department's Activity Report

Date: December 28, 2010

Please find attached a number of graphs illustrating for you the activity the department has experienced during the November 15th and December 15th 2006 – 2010 period.

Graph 1: Total Permits, New Home Starts & Teardowns/Infills – December 2010 activity was up from the 4 previous years reported. No new home permits were issued and we continue to see an increase in remodeling projects.

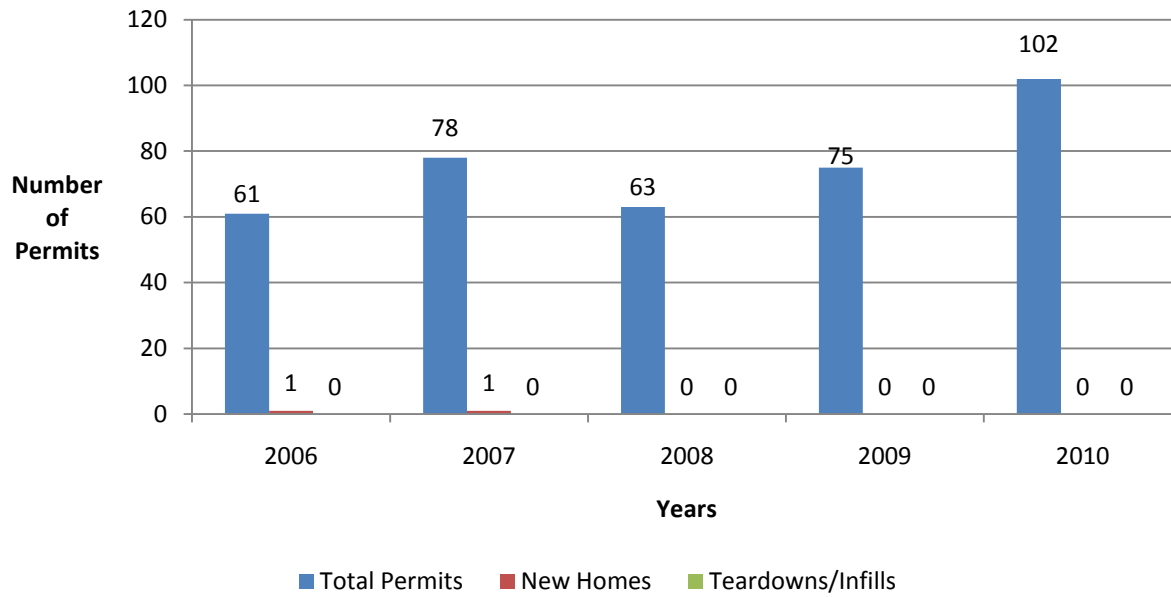
Graph 2: Revenue Collected – December 2010 revenue was up from 3 of the 4 previous years reported. We continue to see an increase in commercial and residential remodels.

Graph 3: Inspection Activity – December 2010 inspection activity was significantly higher than the 4 previous years reported. This total is due to inspections required for time-lapsed permits.

Graph 4: Code Enforcement Contacts – December 2010 code enforcement activity was up from the 4 previous years reported. These totals do not include face-to-face or telephone/email contacts. These numbers represent only letters sent to property owners.

If you have any questions or concerns, please let me know.

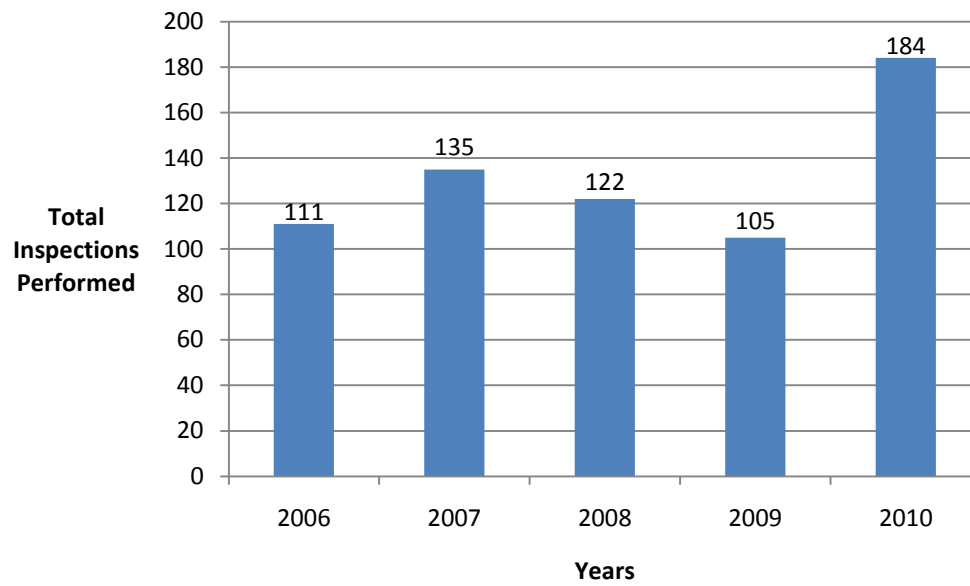
Total Permits, New Homes & Teardowns/Infills December 2006 - 2010



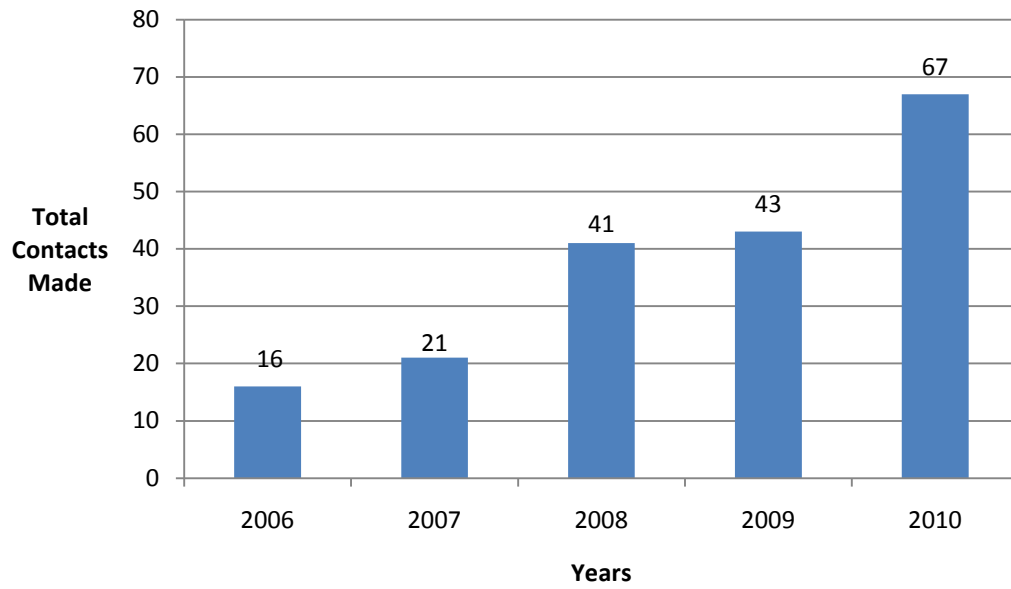
Total Revenue December 2006 - 2010



Inspections Performed December 2006-2010



Code Enforcement Contacts December 2006-2010



BILLS PRESENTED FOR PAYMENT	1/3/2011
DENTAL INSURANCE	-
INSURANCE CLAIMS	-
TIF FUND	-
GENERAL FUND	84,668.03
MFT FUND	-
ELECTRIC FUND	1,578,495.84
WATER & SEWER FUND	35,485.65
TRI-COM FUND	13,057.57
SPECIAL SERVICES AREA # 1	200.39
SPECIAL SERVICES AREAS	14,234.48
IMRF FUND	-
PARKING FUND	34.30
REFUSE FUND	71.56
DEBT FUND	113,434.06
MENTAL HEALTH FUND	303.75
FIRE STATION # 2	-
SPECIAL SERVICES AREA # 12	-
PRAIRIE GREEN FUND	-
CEMETERY FUND	19.93
TOTAL FUNDS	\$ 1,840,005.56

INVOICES DUE ON/BEFORE 01/03/2011

INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

ABILIRRI ABILITY IRRIGATION INC							
4707B	10/06/10	01	4707B	05-05-016-453 MISCELLANEOUS CONTRACTUAL		01/03/11	2,450.00
						INVOICE TOTAL:	2,450.00
4708B	10/06/10	01	4708B	05-05-016-453 MISCELLANEOUS CONTRACTUAL		01/03/11	2,100.00
						INVOICE TOTAL:	2,100.00
						VENDOR TOTAL:	4,550.00
ALLAMERF ISABELL D JONES DBA							
8145	10/29/10	01	8145	10-45-001-250 BLDGS AND GROUNDS		01/03/11	75.00
		02	8145	20-63-001-250 BUILDING AND GROUNDS			75.00
		03	8145	30-73-002-250 BLDGS AND GRNDS			75.00
						INVOICE TOTAL:	225.00
						VENDOR TOTAL:	225.00
ALLWAYS ALLWAYS INC							
139060	12/01/10	01	139060	10-12-002-223 INTERNET LEASED LINE		01/03/11	30.00
						INVOICE TOTAL:	30.00
						VENDOR TOTAL:	30.00
ALPBUIMA ALPHA BUILDING MAINTENANCE							
11163 CG	12/01/10	01	11163 CG	10-26-001-250 BLDG & GROUNDS		01/03/11	537.14
		02	11163 CG	10-31-001-250 M & R BLDGS AND GROUNDS			1,879.57
		03	11163 CG	36-36-002-250 MAINT. & REPAIR/BUILDING			750.87

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INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT
ALPBUIMA ALPHA BUILDING MAINTENANCE							
11163 CG	12/01/10	04	11163 CG	10-14-001-250 BLDGS AND GROUNDS		01/03/11	397.48
		05	11163 CG	30-73-002-250 BLDGS AND GRNDS			134.29
		06	11163 CG	30-83-004-250 BLDGS AND GRNDS			134.29
		07	11163 CG	20-63-001-250 BUILDING AND GROUNDS			408.23
						INVOICE TOTAL:	4,241.87
						VENDOR TOTAL:	4,241.87
ARTLIP ARTLIP AND SONS INC							
0164186	12/16/10	01	0164186	10-31-002-414 POLICE OPERATIONS FUND		01/03/11	857.00
						INVOICE TOTAL:	857.00
0164187	12/16/10	01	0164187	10-31-001-359 HEATING		01/03/11	303.00
						INVOICE TOTAL:	303.00
0164188	12/16/10	01	0164188	10-31-002-399 MISCELLANEOUS		01/03/11	324.72
						INVOICE TOTAL:	324.72
0164211	12/09/10	01	0164211	36-36-002-259 M & R HEATING AND COOLING		01/03/11	484.51
						INVOICE TOTAL:	484.51
						VENDOR TOTAL:	1,969.23
ASPLUNDH ASPLUNDH							
79X00710	11/26/10	01	79X00710	20-63-001-289 TREE REMOVAL & TRIMMING		01/03/11	3,982.80
						INVOICE TOTAL:	3,982.80

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

ASPLUNDH ASPLUNDH							
80X79710	12/10/10	01	80X79710	20-63-001-289		01/03/11	3,982.80
			TREE REMOVAL & TRIMMING				
						INVOICE TOTAL:	3,982.80
80X79810	12/10/10	01	80X79810	20-63-001-289		01/03/11	1,137.52
			TREE REMOVAL & TRIMMING				
						INVOICE TOTAL:	1,137.52
81020510	12/17/10	01	81020510	20-63-001-289		01/03/11	3,982.80
			TREE REMOVAL & TRIMMING				
						INVOICE TOTAL:	3,982.80
						VENDOR TOTAL:	13,085.92
ATT8100 AT&T							
630208102812/120110	12/01/10	01	630208102812/120110	20-65-004-222		01/03/11	43.19
			TELEPHONE				
		02	630208102812/120110	10-45-001-222			14.95
			TELEPHONE				
		03	630208102812/120110	30-73-002-222			43.19
			TELEPHONE				
						INVOICE TOTAL:	101.33
630208150312/120110	12/01/10	01	630208150312/120110	10-45-001-222		01/03/11	13.63
			TELEPHONE				
		02	630208150312/120110	30-73-002-222			6.82
			TELEPHONE				
		03	630208150312/120110	30-83-004-222			6.82
			TELEPHONE				
		04	630208150312/120110	20-65-004-222			13.63
			TELEPHONE				
						INVOICE TOTAL:	40.90
630208160512/120110	12/01/10	01	630208160512/120110	30-73-002-222		01/03/11	38.07
			TELEPHONE				
						INVOICE TOTAL:	38.07

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ATT8100	AT&T						
630208916112/120110	12/01/10	01	630208916112/120110	30-82-003-399 MISCELLANEOUS		01/03/11	109.07
						INVOICE TOTAL:	109.07
630208935312/120110	12/01/10	01	630208935312/120110	10-32-001-222 TELEPHONE		01/03/11	56.53
						INVOICE TOTAL:	56.53
630208955512/120110	12/01/10	01	630208955512/120110	10-32-007-222 TELEPHONE		01/03/11	241.87
						INVOICE TOTAL:	241.87
630232215011/111910	11/19/10	01	630232215011/111910	10-12-002-222 TELEPHONE		01/03/11	35.60
						INVOICE TOTAL:	35.60
630232215012/121910	12/19/10	01	630232215012/121910	10-12-002-222 TELEPHONE		01/03/11	46.15
						INVOICE TOTAL:	46.15
630232250212/121910	12/19/10	01	630232250212/121910	30-83-004-222 TELEPHONE		01/03/11	33.64
						INVOICE TOTAL:	33.64
630232932112/121910	12/19/10	01	630232932112/121910	20-65-004-222 TELEPHONE		01/03/11	47.52
						INVOICE TOTAL:	47.52
630232932411/111910	11/19/10	01	630232932411/111910	10-12-002-222 TELEPHONE		01/03/11	172.64
						INVOICE TOTAL:	172.64
630232932412/121910	12/19/10	01	630232932412/121910	10-12-002-222 TELEPHONE		01/03/11	184.30
						INVOICE TOTAL:	184.30

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ATT8100 AT&T							
630262028612/121310	12/13/10	01	630262028612/121310	10-26-001-222		01/03/11	46.38
				TELEPHONE EXPENSE			
						INVOICE TOTAL:	46.38
630262081312/121310	12/13/10	01	630262081312/121310	20-68-001-360		01/03/11	157.63
				POWER GENERATION EXPENSES			
						INVOICE TOTAL:	157.63
630262086712/121310	12/13/10	01	630262086712/121310	10-12-003-222		01/03/11	38.17
				TELEPHONE			
						INVOICE TOTAL:	38.17
630262137012/121310	12/13/10	01	630262137012/121310	60-17-001-250		01/03/11	34.30
				M & R FACILITY			
						INVOICE TOTAL:	34.30
630262875812/121310	12/13/10	01	630262875812/121310	20-65-004-222		01/03/11	161.66
				TELEPHONE			
						INVOICE TOTAL:	161.66
						VENDOR TOTAL:	1,545.76
AUTOTRUC AUTO TRUCK GROUP							
466242	12/10/10	01	466242	10-16-001-253		01/03/11	60.28
				MAINTENANCE SUPPLIES			
						INVOICE TOTAL:	60.28
467342	12/16/10	01	467342	10-45-002-389		01/03/11	847.75
				SNOW REMOVAL			
						INVOICE TOTAL:	847.75
						VENDOR TOTAL:	908.03
BAUMPROP BAUM PROPERTY SERVICES LTD							
NOVEMBER 2010	12/27/10	01	NOVEMBER 2010	05-05-016-450		01/03/11	916.66
				ADMINISTRATION			
						INVOICE TOTAL:	916.66

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BAUMPROP BAUM PROPERTY SERVICES LTD							
OCTOBER 2010	12/27/10	01	OCTOBER 2010	05-05-016-450 ADMINISTRATION		01/03/11	916.66
						INVOICE TOTAL:	916.66
SEPTEMBER 2010	12/27/10	01	SEPTEMBER 2010	05-05-016-450 ADMINISTRATION		01/03/11	916.66
						INVOICE TOTAL:	916.66
						VENDOR TOTAL:	2,749.98
BORDER BORDER STATES ELECTRIC SUPPLY							
901763484	12/14/10	01	901763484	20-63-020-042 UNDERGROUND CABLE REPLACEM		01/03/11	15,075.00
						INVOICE TOTAL:	15,075.00
901763485	12/14/10	01	901763485	20-63-020-042 UNDERGROUND CABLE REPLACEM		01/03/11	926.00
						INVOICE TOTAL:	926.00
						VENDOR TOTAL:	16,001.00
CALCOLTD CALCO LTD							
AU00140	12/16/10	01	AU00140	30-82-003-311 LAB SERVICES		01/03/11	134.00
						INVOICE TOTAL:	134.00
						VENDOR TOTAL:	134.00
CALLONE CALL ONE							
101061820000/121510	12/15/10	01	101061820000/121510	36-36-002-222 TELEPHONE EXPENSE		01/03/11	5,539.59
						INVOICE TOTAL:	5,539.59
						VENDOR TOTAL:	5,539.59
CARBGEOR GEORGE CARBRAY							

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CARBGEOR GEORGE CARBRAY							
121310	12/13/10	01	121310	10-31-001-206 TRAVEL		01/03/11	9.84
						INVOICE TOTAL:	9.84
						VENDOR TOTAL:	9.84
CARGILL CARGILL INC							
2991862	12/21/10	01	2991862	10-45-002-389 SNOW REMOVAL		01/03/11	27,450.01
						INVOICE TOTAL:	27,450.01
2993921	12/22/10	01	2993921	10-45-002-389 SNOW REMOVAL		01/03/11	2,961.32
						INVOICE TOTAL:	2,961.32
						VENDOR TOTAL:	30,411.33
CATOTRUC CATOM TRUCKING INC							
105206	12/10/10	01	105206	10-45-001-284 SIDEWALK MAINTENANCE		01/03/11	137.50
		02	105206	30-73-002-363 MOTOR FUEL			137.50
						INVOICE TOTAL:	275.00
						VENDOR TOTAL:	275.00
CERTLABO CERTIFIED LABORATORIES							
206917	12/09/10	01	206917	30-82-003-351 CHEMICALS		01/03/11	2,924.51
						INVOICE TOTAL:	2,924.51
						VENDOR TOTAL:	2,924.51
CHEMTSYS CHEMTRAC SYSTEMS INC							
20054	12/08/10	01	20054	30-87-006-351 CHEMICALS		01/03/11	3,145.00
						INVOICE TOTAL:	3,145.00
						VENDOR TOTAL:	3,145.00

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COMED611 COMED							
1024758004/121310	12/13/10	01	1024758004/121310	30-72-001-224 PURCHASED POWER		01/03/11	40.40
						INVOICE TOTAL:	40.40
						VENDOR TOTAL:	40.40
COMREVFU COMMUNICATION REVOLVING FUND							
T1119681	12/13/10	01	T1119681	36-36-002-215 TELETYPE RENTAL EXPENSE		01/03/11	877.39
						INVOICE TOTAL:	877.39
						VENDOR TOTAL:	877.39
CONTSYST CONTAINER SYSTEMS INC							
0034897-IN	12/10/10	01	0034897-IN	20-68-007-500 GENERATION EQUIPMENT		01/03/11	1,304.54
						INVOICE TOTAL:	1,304.54
						VENDOR TOTAL:	1,304.54
COUNTGAS COUNTRY GAS COMPANY							
096384	11/23/10	01	096384	10-45-001-285 STREET MAINTENANCE		01/03/11	43.96
						INVOICE TOTAL:	43.96
113010 MONTHLY FEE	11/30/10	01	113010 MONTHLY FEE	10-45-001-250 BLDGS AND GROUNDS		01/03/11	1.99
		02	113010 MONTHLY FEE	30-73-002-250 BLDGS AND GRNDS			1.98
		03	113010 MONTHLY FEE	20-63-001-250 BUILDING AND GROUNDS			1.98
						INVOICE TOTAL:	5.95
						VENDOR TOTAL:	49.91
CPRPRINT CPR PRINTING INC							

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CPRPRINT CPR PRINTING INC							
37970	12/10/10	01	37970	10-11-002-209 PRINTING		01/03/11	430.69
						INVOICE TOTAL:	430.69
						VENDOR TOTAL:	430.69
CRITREAC CRITICAL REACH							
11-192	12/10/10	01	11-192	10-31-002-299 MISCELLANEOUS CONTRACTUAL		01/03/11	395.00
						INVOICE TOTAL:	395.00
						VENDOR TOTAL:	395.00
DINGESDA DANIEL DINGES							
121510	12/15/10	01	121510	10-14-001-211 TRAINING		01/03/11	105.00
						INVOICE TOTAL:	105.00
						VENDOR TOTAL:	105.00
ELGISHEE ELGIN SHEET METAL COMPANY							
2980	12/10/10	01	2980	10-45-001-250		01/03/11	30.00
				BLDGS AND GROUNDS			
		02	2980	30-73-002-500			30.00
				PUBLIC WORKS FACILITY			
		03	2980	20-63-001-250			30.00
				BUILDING AND GROUNDS			
						INVOICE TOTAL:	90.00
						VENDOR TOTAL:	90.00
EMBCOSSE EMBASSY COFFEE SERVICE							
95053	12/14/10	01	95053	10-31-002-451 OTHER GENERAL EXPENSE		01/03/11	32.10
						INVOICE TOTAL:	32.10
						VENDOR TOTAL:	32.10

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FEECEOIL FEECE OIL CO							
973071	12/20/10	01	973071	30-73-002-273 PUMPS		01/03/11	58.80
						INVOICE TOTAL:	58.80
						VENDOR TOTAL:	58.80
FIRGROSU FIREGROUND SUPPLY INC							
7340	12/09/10	01	7340	10-32-001-301 CLOTHING ALLOWANCE		01/03/11	53.15
						INVOICE TOTAL:	53.15
						VENDOR TOTAL:	53.15
FLINK FLINK COMPANY							
37686	12/16/10	01	37686	10-45-001-211 TRAINING		01/03/11	127.83
						INVOICE TOTAL:	127.83
						VENDOR TOTAL:	127.83
FLOWTECH FLOW TECHNICS INC							
1529	12/15/10	01	1529	30-73-005-534 WELL #3		01/03/11	15,553.25
						INVOICE TOTAL:	15,553.25
						VENDOR TOTAL:	15,553.25
FOXVALTO FOX VALLEY TOWELS							
1210035	12/16/10	01	1210035	30-87-006-399 MISCELLANEOUS		01/03/11	132.87
		02	1210035	30-73-002-365 SAFETY EQUIPMENT			88.58
						INVOICE TOTAL:	221.45
						VENDOR TOTAL:	221.45

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GASAWAY GASAWAY DISTRIBUTORS INC							
1030480	12/14/10	01	1030480	10-45-002-389 SNOW REMOVAL		01/03/11	2,745.54
						INVOICE TOTAL:	2,745.54
						VENDOR TOTAL:	2,745.54
GENACAFO GENEVA ACADEMIC FOUNDATION							
122010	12/20/10	01	122010	10-00-056-200 DEPOSIT - CULTURAL ARTS CO		01/03/11	75.00
						INVOICE TOTAL:	75.00
						VENDOR TOTAL:	75.00
GENEHARD GENEVA HARDWARE							
01709244	12/03/10	01	01709244	30-82-003-250 BLDGS AND GRNDS		01/03/11	44.36
						INVOICE TOTAL:	44.36
01711745	12/09/10	01	01711745	30-82-003-250 BLDGS AND GRNDS		01/03/11	33.66
						INVOICE TOTAL:	33.66
01711831	12/09/10	01	01711831	10-45-001-250 BLDGS AND GROUNDS		01/03/11	39.97
						INVOICE TOTAL:	39.97
01712079	12/10/10	01	01712079	10-45-001-399 MISCELLANEOUS		01/03/11	8.99
						INVOICE TOTAL:	8.99
01712128	12/10/10	01	01712128	10-45-001-364 TOOLS		01/03/11	14.39
						INVOICE TOTAL:	14.39
01712190	12/10/10	01	01712190	10-45-001-399 MISCELLANEOUS		01/03/11	17.08
						INVOICE TOTAL:	17.08

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GENEHARD GENEVA HARDWARE							
01712213	12/10/10	01	01712213	10-45-001-284 SIDEWALK MAINTENANCE		01/03/11	17.76
						INVOICE TOTAL:	17.76
01713250	12/13/10	01	01713250	53-19-001-451 MATERIALS		01/03/11	76.46
						INVOICE TOTAL:	76.46
01713298	12/13/10	01	01713298	30-87-006-399 MISCELLANEOUS		01/03/11	21.09
						INVOICE TOTAL:	21.09
01713334	12/13/10	01	01713334	10-45-002-389 SNOW REMOVAL		01/03/11	26.03
						INVOICE TOTAL:	26.03
01713636	12/14/10	01	01713636	30-82-003-250 BLDGS AND GRNDS		01/03/11	104.08
						INVOICE TOTAL:	104.08
01713681	12/14/10	01	01713681	53-19-001-451 MATERIALS		01/03/11	31.35
						INVOICE TOTAL:	31.35
01713694	12/14/10	01	01713694	30-82-003-250 BLDGS AND GRNDS		01/03/11	12.59
						INVOICE TOTAL:	12.59
01713698	12/14/10	01	01713698	10-45-001-399 MISCELLANEOUS		01/03/11	14.38
						INVOICE TOTAL:	14.38
01713702	12/14/10	01	01713702	30-82-003-250 BLDGS AND GRNDS		01/03/11	2.68
						INVOICE TOTAL:	2.68

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GENEHARD GENEVA HARDWARE							
01713788	12/14/10	01	01713788	30-87-006-250 BLDGS AND GRNDS		01/03/11	27.37
						INVOICE TOTAL:	27.37
01713817	12/14/10	01	01713817	20-63-001-399 MISCELLANEOUS		01/03/11	5.38
						INVOICE TOTAL:	5.38
01713999	12/15/10	01	01713999	10-45-001-364 TOOLS		01/03/11	6.29
						INVOICE TOTAL:	6.29
01714026	12/15/10	01	01714026	30-73-002-361 METERS		01/03/11	5.47
						INVOICE TOTAL:	5.47
01714054	12/15/10	01	01714054	30-72-001-273 PUMPS		01/03/11	51.38
						INVOICE TOTAL:	51.38
01714109	12/15/10	01	01714109	10-45-001-250 BLDGS AND GROUNDS		01/03/11	8.09
						INVOICE TOTAL:	8.09
01714326	12/16/10	01	01714326	30-72-001-273 PUMPS		01/03/11	1.44
						INVOICE TOTAL:	1.44
01714330	12/16/10	01	01714330	20-63-001-399 MISCELLANEOUS		01/03/11	3.79
						INVOICE TOTAL:	3.79
01714361	12/16/10	01	01714361	10-45-002-389 SNOW REMOVAL		01/03/11	9.70
						INVOICE TOTAL:	9.70

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GENEHARD GENEVA HARDWARE							
01714379	12/16/10	01	01714379	53-19-001-451 MATERIALS		01/03/11	20.58
						INVOICE TOTAL:	20.58
01714498	12/16/10	01	01714498	30-73-002-250 BLDGS AND GRNDS		01/03/11	7.64
						INVOICE TOTAL:	7.64
01714509	12/16/10	01	01714509	10-45-002-389 SNOW REMOVAL		01/03/11	5.21
						INVOICE TOTAL:	5.21
01714789	12/17/10	01	01714789	30-73-002-250 BLDGS AND GRNDS		01/03/11	5.03
						INVOICE TOTAL:	5.03
01715815	12/20/10	01	01715815	10-45-001-250 BLDGS AND GROUNDS		01/03/11	5.93
						INVOICE TOTAL:	5.93
01715895	12/20/10	01	01715895	30-72-001-273 PUMPS		01/03/11	1.35
						INVOICE TOTAL:	1.35
01715901	12/20/10	01	01715901	10-45-001-388 SIGNS & POSTS		01/03/11	6.55
						INVOICE TOTAL:	6.55
01715993	12/20/10	01	01715993	10-45-001-250 BLDGS AND GROUNDS		01/03/11	20.66
						INVOICE TOTAL:	20.66
01716246	12/21/10	01	01716246	30-72-001-273 PUMPS		01/03/11	6.25
						INVOICE TOTAL:	6.25
						VENDOR TOTAL:	662.98

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GLASSDR ALFRED W SOCHACKI							
110145	12/13/10	01	110145	10-16-001-253		01/03/11	218.46
			MAINTENANCE SUPPLIES				
						INVOICE TOTAL:	218.46
						VENDOR TOTAL:	218.46
GLOEMEPR GLOBAL EMERGENCY PRODUCTS INC							
AG22790	12/10/10	01	AG22790	10-32-005-253		01/03/11	131.14
			M & R VEHICLES				
						INVOICE TOTAL:	131.14
						VENDOR TOTAL:	131.14
GLOBALEQ GLOBAL EQUIPMENT CO							
103832400	12/07/10	01	103832400	10-32-005-265		01/03/11	97.26
			M & R SAFETY EQUIPMENT				
						INVOICE TOTAL:	97.26
						VENDOR TOTAL:	97.26
GOODTMPL GOOD TEMPLAR PARK							
122010	12/20/10	01	122010	10-00-056-200		01/03/11	25.00
			DEPOSIT - CULTURAL ARTS CO				
						INVOICE TOTAL:	25.00
						VENDOR TOTAL:	25.00
GORFLESC GORDON FLESC CO INC							
0WH195	11/29/10	01	0WH195	10-10-001-214		01/03/11	18.09
			CITY CODE UPDATES				
		02	0WH195	10-11-002-214			33.16
			COPIER SUPPLIES				
		03	0WH195	10-12-001-214			42.20
			COPIER SUPPLIES				

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VENDOR #	DATE	#	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

GORFLESC GORDON FLESCH CO INC							
0WH195	11/29/10	04	0WH195	10-12-003-214		01/03/11	42.20
				COPIER SUPPLIES			
		05	0WH195	10-12-004-213			7.54
				COPIER EXPENSE			
		06	0WH195	10-26-002-214			96.47
				COPIER SUPPLIES			
		07	0WH195	10-25-001-214			54.26
				COPIER SUPPLIES			
		08	0WH195	10-25-001-454			7.54
				TOURISM/VISITOR MARKETING			
		09	0WH195	10-31-002-214			100.18
				COPIER SUPPLIES			
		10	0WH195	10-26-001-213			47.18
				COPIER EXPENSE			
		11	0WH195	10-31-002-214			72.33
				COPIER SUPPLIES			
		12	0WH195	20-63-001-299			22.96
				MISCELLANEOUS CONTRACTUAL			
		13	0WH195	30-73-002-213			11.48
				COPIER RENTAL			
		14	0WH195	30-83-004-213			11.48
				COPIER EXPENSE			
		15	0WH195	10-32-001-213			46.12
				COPIER EXPENSE			
						INVOICE TOTAL:	613.19
						VENDOR TOTAL:	613.19
HACHCOMP HACH COMPANY							
7019257	12/06/10	01	7019257	30-87-006-351		01/03/11	400.95
				CHEMICALS			
						INVOICE TOTAL:	400.95
						VENDOR TOTAL:	400.95
HDELECCO HD ELECTRIC COMPANY							

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HDELECCO HD ELECTRIC COMPANY							
0103208	12/10/10	01	0103208	20-63-001-374		01/03/11	107.79
			LINE SUPPLIES				
						INVOICE TOTAL:	107.79
						VENDOR TOTAL:	107.79
HILINE HI-LINE UTILITY SUPPLY CO							
1/543770	12/09/10	01	1/543770	30-73-002-365		01/03/11	653.32
			SAFETY EQUIPMENT				
						INVOICE TOTAL:	653.32
1/547480	12/10/10	01	1/547480	20-63-001-374		01/03/11	350.24
			LINE SUPPLIES				
						INVOICE TOTAL:	350.24
						VENDOR TOTAL:	1,003.56
HOMEDEPO HOME DEPOT CREDIT SERVICES							
2011115-1	12/14/10	01	2011115-1	20-63-001-250		01/03/11	7.40
				BUILDING AND GROUNDS			
		02	2011115-1	10-31-001-250			28.75
				M & R BLDGS AND GROUNDS			
						INVOICE TOTAL:	36.15
						VENDOR TOTAL:	36.15
ILDPTREV ILLINOIS DEPARTMENT OF REVENUE							
WT # 58	12/28/10	01	WT # 58	20-62-002-225		01/03/11	72,558.03
				STATE UTILITY TAX			
						INVOICE TOTAL:	72,558.03
						VENDOR TOTAL:	72,558.03
ILLISTAT ILLINOIS STATE POLICE							
3419/113010	11/30/10	01	3419/113010	10-31-002-451		01/03/11	34.25
				OTHER GENERAL EXPENSE			
						INVOICE TOTAL:	34.25
						VENDOR TOTAL:	34.25

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ITOA2 ILLINOIS TACTICAL OFFICERS							
BOB KENDERS 2011	12/08/10	01	BOB KENDERS 2011	10-31-001-207		01/03/11	40.00
			DUES AND SUBSCRIPTIONS				
						INVOICE TOTAL:	40.00
DANIEL YATES 2011	12/08/10	01	DANIEL YATES 2011	10-31-001-207		01/03/11	40.00
			DUES AND SUBSCRIPTIONS				
						INVOICE TOTAL:	40.00
						VENDOR TOTAL:	80.00
INDULADD INDUSTRIAL LADDER & SUPPLY CO							
932816	12/01/10	01	932816	30-73-002-270		01/03/11	164.98
			WATER LEAKS				
						INVOICE TOTAL:	164.98
						VENDOR TOTAL:	164.98
INFINSOU INFINISOURCE INC							
CI00250466	12/10/10	01	CI00250466	10-11-002-196		01/03/11	12.80
			GROUP INSURANCE				
		02	CI00250466	10-12-001-196			12.80
			GROUP INSURANCE				
		03	CI00250466	10-12-003-196			6.40
			GROUP INSURANCE				
		04	CI00250466	10-12-004-196			12.80
			GROUP INSURANCE				
		05	CI00250466	10-14-001-196			6.40
			GROUP INSURANCE				
		06	CI00250466	10-25-001-196			12.80
			GROUP INSURANCE				
		07	CI00250466	10-26-001-196			12.80
			GROUP INSURANCE				
		08	CI00250466	10-31-001-196			51.20
			GROUP INSURANCE				

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INFINSOU INFINISOURCE INC							
CI00250466	12/10/10	09	CI00250466	10-31-002-196		01/03/11	19.20
			GROUP INSURANCE				
		10	CI00250466	10-31-003-196			6.40
			GROUP INSURANCE				
		11	CI00250466	10-32-001-196			12.80
			GROUP INSURANCE				
		12	CI00250466	10-32-002-196			32.00
			GROUP INSURANCE				
		13	CI00250466	10-45-001-196			19.20
			GROUP INSURANCE				
		14	CI00250466	20-63-001-196			6.40
			GROUP INSURANCE				
		15	CI00250466	20-65-004-196			25.60
			GROUP INSURANCE				
		16	CI00250466	30-73-002-196			19.20
			GROUP INSURANCE				
		17	CI00250466	36-36-001-196			6.40
			ADMINISTRATION GROUP INSUR				
		18	CI00250466	36-36-002-196			51.20
			OPERATIONS GROUP INSURANCE				
						INVOICE TOTAL:	326.40
						VENDOR TOTAL:	326.40
INITIMPR INITIAL IMPRESSIONS							
J38722	09/21/10	01	J38722	10-26-001-301		01/03/11	59.45
			CLOTHING ALLOWANCE				
						INVOICE TOTAL:	59.45
J39391	12/15/10	01	J39391	10-31-001-301		01/03/11	291.55
			CLOTHING ALLOWANCE				
						INVOICE TOTAL:	291.55
J39416	12/16/10	01	J39416	10-31-001-301		01/03/11	12.00
			CLOTHING ALLOWANCE				
						INVOICE TOTAL:	12.00
						VENDOR TOTAL:	363.00

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JONESJIM JIM JONES							
121310	12/13/10	01	121310	36-36-002-211 SCHOOL/TRAINING		01/03/11	26.55
						INVOICE TOTAL:	26.55
						VENDOR TOTAL:	26.55
KALEUNIF KALE UNIFORMS INC							
509830	12/10/10	01	509830	10-31-001-301 CLOTHING ALLOWANCE		01/03/11	68.77
						INVOICE TOTAL:	68.77
511329	12/15/10	01	511329	10-31-001-301 CLOTHING ALLOWANCE		01/03/11	23.63
						INVOICE TOTAL:	23.63
						VENDOR TOTAL:	92.40
KACORECO KANE COUNTY RECORDER							
171004	11/03/10	01	171004	53-19-001-201 LEGAL		01/03/11	39.00
						INVOICE TOTAL:	39.00
175999	12/10/10	01	175999	53-19-001-201 LEGAL		01/03/11	33.00
						INVOICE TOTAL:	33.00
KC-INV-15511	11/18/10	01	KC-INV-15511	10-14-001-399 MISCELLANEOUS		01/03/11	5.00
		02	KC-INV-15511	20-63-001-201 LEGAL			1.00
						INVOICE TOTAL:	6.00
						VENDOR TOTAL:	78.00
KACTYWAT KANE COUNTY WATER ASSOCIATION							

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KACTYWAT KANE COUNTY WATER ASSOCIATION							
121510	12/15/10	01	121510	30-87-006-206 TRAVEL		01/03/11	75.00
						INVOICE TOTAL:	75.00
						VENDOR TOTAL:	75.00
KOHLEDEPT KOHL'S DEPARTMENT STORES INC							
274277	12/08/10	01	274277	36-36-002-301 CLOTHING ALLOWANCE		01/03/11	90.49
						INVOICE TOTAL:	90.49
274278	12/08/10	01	274278	36-36-002-301 CLOTHING ALLOWANCE		01/03/11	34.82
						INVOICE TOTAL:	34.82
						VENDOR TOTAL:	125.31
KRAMERTR KRAMER TREE SPECIALISTS INC							
239592	12/09/10	01	239592	10-45-003-230 TREE PURCHASE		01/03/11	806.00
						INVOICE TOTAL:	806.00
						VENDOR TOTAL:	806.00
LABSFTY LAB SAFETY SUPPLY							
1016493690	12/02/10	01	1016493690	10-45-001-365 SAFETY EQUIPMENT		01/03/11	83.42
						INVOICE TOTAL:	83.42
						VENDOR TOTAL:	83.42
LAFAGGIL LAFARGE AGGREGATES ILLINOIS							
18793174	12/06/10	01	18793174	30-73-002-270 WATER LEAKS		01/03/11	759.13

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LAFAGGIL LAFARGE AGGREGATES ILLINOIS							
18793174	12/06/10	02	18793174	10-18-001-269		01/03/11	132.90
				DRAINAGE SYSTEM			
		03	18793174	10-45-001-285			132.90
				STREET MAINTENANCE			
		04	18793174	20-63-001-290			132.91
				LANDSCAPING SOIL/GRAVEL			
						INVOICE TOTAL:	1,157.84
						VENDOR TOTAL:	1,157.84
LITTLEOW THE LITTLE OWL							
365837/120610	12/06/10	01	365837/120610	10-45-002-389		01/03/11	89.75
				SNOW REMOVAL			
						INVOICE TOTAL:	89.75
367069/121210	12/12/10	01	367069/121210	10-45-002-389		01/03/11	50.05
				SNOW REMOVAL			
						INVOICE TOTAL:	50.05
367076/121210	12/12/10	01	367076/121210	10-45-002-389		01/03/11	70.35
				SNOW REMOVAL			
						INVOICE TOTAL:	70.35
						VENDOR TOTAL:	210.15
LOUSJEEP LOU'S SALES & SERVICE							
48455	12/14/10	01	48455	10-45-002-389		01/03/11	385.17
				SNOW REMOVAL			
						INVOICE TOTAL:	385.17
						VENDOR TOTAL:	385.17
MAILCO MAILCO INC							
594	12/13/10	01	594	30-72-001-298		01/03/11	594.40
				MAILCO			

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MAILCO	MAILCO INC						
594	12/13/10	02	594	30-83-004-298		01/03/11	308.20
				MAILCO			
		03	594	20-64-003-200			1,254.83
				MAILCO			
		04	594	43-43-001-299			44.03
				CONTRACT BILLING SERVICES			
					INVOICE TOTAL:		2,201.46
595	12/20/10	01	595	30-72-001-298		01/03/11	371.65
				MAILCO			
		02	595	30-83-004-298			192.71
				MAILCO			
		03	595	20-64-003-200			784.60
				MAILCO			
		04	595	43-43-001-299			27.53
				CONTRACT BILLING SERVICES			
					INVOICE TOTAL:		1,376.49
					VENDOR TOTAL:		3,577.95
MEADELEC MEADE ELECTRIC COMPANY INC							
648745	12/13/10	01	648745	10-45-004-7-00		01/03/11	1,168.26
				CAPITAL IMPROVEMENT PROGRA			
					INVOICE TOTAL:		1,168.26
					VENDOR TOTAL:		1,168.26
MENARDS MENARDS-BATAVIA							
93708	12/16/10	01	93708	10-45-002-389		01/03/11	26.46
				SNOW REMOVAL			
					INVOICE TOTAL:		26.46
93797	12/16/10	01	93797	10-45-002-389		01/03/11	10.92
				SNOW REMOVAL			
					INVOICE TOTAL:		10.92

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MENARDS MENARDS-BATAVIA							
93967	12/17/10	01	93967	30-87-006-250 BLDGS AND GRNDS		01/03/11	172.92
						INVOICE TOTAL:	172.92
						VENDOR TOTAL:	210.30
MICHUNIF MICHAELS UNIFORM COMPANY							
59412	12/14/10	01	59412	10-45-001-284 SIDEWALK MAINTENANCE		01/03/11	74.46
						INVOICE TOTAL:	74.46
						VENDOR TOTAL:	74.46
MIDAMCNW MID AMERICAN WATER INC							
63991A	12/10/10	01	63991A	30-73-002-270 WATER LEAKS		01/03/11	187.28
						INVOICE TOTAL:	187.28
						VENDOR TOTAL:	187.28
MUNIEMER MUNICIPAL EMERGENCY SERVICES							
00206184_SNV	12/13/10	01	00206184_SNV	10-32-005-253 M & R VEHICLES		01/03/11	213.11
						INVOICE TOTAL:	213.11
						VENDOR TOTAL:	213.11
MUTZLAND MUTZ LANDSCAPE INC							
20817	10/30/10	01	20817	05-05-016-452 M & R BUILDING AND GROUNDS		01/03/11	462.00
		02	20817	05-05-016-453 MISCELLANEOUS CONTRACTUAL			6,472.50
						INVOICE TOTAL:	6,934.50
						VENDOR TOTAL:	6,934.50

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NELSONER ERIC NELSON							
A01217	12/17/10	01	A01217	10-26-001-232		01/03/11	1,800.00
			DEVELOPMENT CONTRACT LABOR				
						INVOICE TOTAL:	1,800.00
						VENDOR TOTAL:	1,800.00
NEWWOSYS NEW WORLD SYSTEMS							
006964	01/15/11	01	006964	10-31-002-299		01/03/11	7,805.00
			MISCELLANEOUS CONTRACTUAL				
						INVOICE TOTAL:	7,805.00
						VENDOR TOTAL:	7,805.00
NEXCOMMU NEXTEL COMMUNICATIONS							
239422516-101/121210	12/12/10	01	239422516-101/121210	59-13-001-250		01/03/11	7.69
			SUPPLIES				
		02	239422516-101/121210	10-14-001-222			147.57
			TELEPHONE				
		03	239422516-101/121210	10-45-001-222			193.76
			TELEPHONE				
		04	239422516-101/121210	30-73-002-222			67.42
			TELEPHONE				
		05	239422516-101/121210	30-83-004-222			121.30
			TELEPHONE				
		06	239422516-101/121210	20-65-004-222			257.98
			TELEPHONE				
		07	239422516-101/121210	10-26-001-222			83.37
			TELEPHONE EXPENSE				
		08	239422516-101/121210	36-36-001-222			77.56
			TELEPHONE				
						INVOICE TOTAL:	956.65
892801519-106/121210	12/12/10	01	892801519-106/121210	10-32-007-222		01/03/11	36.92
			TELEPHONE				
						INVOICE TOTAL:	36.92
						VENDOR TOTAL:	993.57

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NICOR632 NICOR GAS							
2286121000/121710	12/17/10	01	2286121000/121710	10-45-001-250		01/03/11	642.49
				BLDGS AND GROUNDS			
		02	2286121000/121710	30-72-001-259			642.48
				HEATING			
		03	2286121000/121710	20-63-001-359			642.48
				HEATING			
						INVOICE TOTAL:	1,927.45
						VENDOR TOTAL:	1,927.45
NIGAS632 NICOR GAS							
81-52-82-8017/121610	12/16/10	01	81-52-82-8017/121610	36-36-002-359		01/03/11	104.34
				NATURAL GAS FUEL			
						INVOICE TOTAL:	104.34
						VENDOR TOTAL:	104.34
NORHCSMI NORTHWAY HEATING,COOLING &							
2133	12/10/10	01	2133	30-82-003-359		01/03/11	125.00
				HEATING			
						INVOICE TOTAL:	125.00
2140	12/17/10	01	2140	30-82-003-359		01/03/11	157.00
				HEATING			
						INVOICE TOTAL:	157.00
						VENDOR TOTAL:	282.00
OFFDEPOT OFFICE DEPOT							
544142683001	12/09/10	01	544142683001	10-31-002-352		01/03/11	155.14
				OFFICE SUPPLIES			
						INVOICE TOTAL:	155.14
544155381001	12/09/10	01	544155381001	10-31-002-352		01/03/11	17.48
				OFFICE SUPPLIES			
						INVOICE TOTAL:	17.48

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OFFDEPOT OFFICE DEPOT							
544205147001	12/10/10	01	544205147001	10-31-002-451 OTHER GENERAL EXPENSE		01/03/11	44.93
						INVOICE TOTAL:	44.93
544205313001	12/09/10	01	544205313001	10-31-002-352 OFFICE SUPPLIES		01/03/11	23.39
						INVOICE TOTAL:	23.39
544205314001	12/09/10	01	544205314001	10-31-002-352 OFFICE SUPPLIES		01/03/11	100.11
						INVOICE TOTAL:	100.11
						VENDOR TOTAL:	341.05
PFPETTIB P F PETTIBONE & CO							
21787	12/15/10	01	21787	10-31-001-209 PRINTING		01/03/11	768.45
						INVOICE TOTAL:	768.45
						VENDOR TOTAL:	768.45
PAREPETR PARENT PETROLEUM							
583567	12/09/10	01	583567	10-45-001-250 BLDGS AND GROUNDS		01/03/11	38.85
		02	583567	30-73-002-363 MOTOR FUEL			38.84
		03	583567	20-63-001-250 BUILDING AND GROUNDS			38.84
						INVOICE TOTAL:	116.53
						VENDOR TOTAL:	116.53
PITNEYBO PITNEY BOWES							
0321422-DC10/121310	12/13/10	01	0321422-DC10/121310	10-12-004-215 POSTAGE MACHINE		01/03/11	528.00
						INVOICE TOTAL:	528.00

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PITNEYBO PITNEY BOWES							
1979871-NV10/121310	12/13/10	01	1979871-NV10/121310	10-31-002-208 POSTAGE		01/03/11	165.00
						INVOICE TOTAL:	165.00
						VENDOR TOTAL:	693.00
POWELINE POWER LINE SUPPLY							
5534865	12/14/10	01	5534865	20-63-017-568 SWITCHES		01/03/11	2,458.13
						INVOICE TOTAL:	2,458.13
						VENDOR TOTAL:	2,458.13
PURCHPOW PURCHASE POWER							
21609445867/120510	12/05/10	01	21609445867/120510	10-12-001-208 POSTAGE		01/03/11	16.80
		02	21609445867/120510	10-12-003-208 POSTAGE			142.84
		03	21609445867/120510	10-10-001-208 POSTAGE			201.65
		04	21609445867/120510	10-26-001-208 POSTAGE			285.67
		05	21609445867/120510	10-26-002-208 POSTAGE			109.23
		06	21609445867/120510	10-25-001-208 POSTAGE			75.62
		07	21609445867/120510	10-10-002-452 STRATEGIC PLAN SUPPORT			8.40
						INVOICE TOTAL:	840.21
						VENDOR TOTAL:	840.21
QUALITYF QUALITY FASTNERS INC							
15125	12/10/10	01	15125	10-45-002-389 SNOW REMOVAL		01/03/11	363.55
						INVOICE TOTAL:	363.55

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QUALITYF QUALITY FASTNERS INC							
15126	12/13/10	01	15126	10-45-002-389 SNOW REMOVAL		01/03/11	213.25
						INVOICE TOTAL:	213.25
15127	12/13/10	01	15127	10-45-002-389 SNOW REMOVAL		01/03/11	97.50
						INVOICE TOTAL:	97.50
						VENDOR TOTAL:	674.30
RADCCOMM RADCO COMMUNICATIONS INC							
76026	12/14/10	01	76026	36-36-002-502 CAD SOFTWARE PURCHASE		01/03/11	293.40
						INVOICE TOTAL:	293.40
76028	12/14/10	01	76028	10-31-001-353 AUTOS		01/03/11	656.05
						INVOICE TOTAL:	656.05
76038	12/17/10	01	76038	10-31-001-358 RADIOS		01/03/11	69.53
						INVOICE TOTAL:	69.53
						VENDOR TOTAL:	1,018.98
RAYOHEIN RAY OHERRON CO INC							
0031338-IN	12/17/10	01	0031338-IN	10-31-001-301 CLOTHING ALLOWANCE		01/03/11	20.95
						INVOICE TOTAL:	20.95
						VENDOR TOTAL:	20.95
RESCO RESCO							
460894-00	12/13/10	01	460894-00	20-63-001-364 TOOLS		01/03/11	4.45
						INVOICE TOTAL:	4.45

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

RESCO	RESCO						
461393-00	12/15/10	01	461393-00	20-63-001-374		01/03/11	345.00
			LINE SUPPLIES				
						INVOICE TOTAL:	345.00
						VENDOR TOTAL:	349.45
ROSPRESSO ROSE PEST SOLUTIONS							
1088717	12/14/10	01	1088717	10-26-001-250		01/03/11	49.00
			BLDG & GROUNDS				
						INVOICE TOTAL:	49.00
1092999	12/14/10	01	1092999	10-26-001-250		01/03/11	45.00
			BLDG & GROUNDS				
						INVOICE TOTAL:	45.00
						VENDOR TOTAL:	94.00
SCHASPSE SCHROEDER ASPHALT SERVICES INC							
FINAL	11/30/10	01	FINAL	10-45-004-7-00		01/03/11	6,456.78
				CAPITAL IMPROVEMENT PROGRA			
						INVOICE TOTAL:	6,456.78
						VENDOR TOTAL:	6,456.78
SHERWINI SHERWIN INDUSTRIES INC							
SS040223	12/14/10	01	SS040223	10-45-001-285		01/03/11	191.60
			STREET MAINTENANCE				
						INVOICE TOTAL:	191.60
						VENDOR TOTAL:	191.60
SKYLINE SKYLINE TREE SERVICE &							
0545	12/20/10	01	0545	10-45-001-284		01/03/11	1,875.00
			SIDEWALK MAINTENANCE				
						INVOICE TOTAL:	1,875.00
						VENDOR TOTAL:	1,875.00

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

SPEERFIN SPEER FINANCIAL, INC							
D11/10-27	12/17/10	01	D11/10-27	09-09-401-000		01/03/11	921.56
			BOND & INTEREST EXPENSE				
						INVOICE TOTAL:	921.56
						VENDOR TOTAL:	921.56
STCHATOY ST CHARLES TOYOTA							
205387	12/14/10	01	205387	30-73-002-253		01/03/11	121.90
			M & R AUTOS AND TRUCKS				
						INVOICE TOTAL:	121.90
						VENDOR TOTAL:	121.90
STAINSCO STANDARD INSURANCE COMPANY							
JANUARY 2010	12/27/10	01	JANUARY 2010	10-11-002-196		01/03/11	33.48
			GROUP INSURANCE				
		02	JANUARY 2010	10-12-001-196			25.92
			GROUP INSURANCE				
		03	JANUARY 2010	10-12-002-196			26.64
			GROUP INSURANCE				
		04	JANUARY 2010	10-12-003-196			14.22
			GROUP INSURANCE				
		05	JANUARY 2010	10-12-004-196			24.48
			GROUP INSURANCE				
		06	JANUARY 2010	10-14-001-196			52.74
			GROUP INSURANCE				
		07	JANUARY 2010	10-16-001-196			40.32
			GROUP INSURANCE				
		08	JANUARY 2010	10-25-001-196			30.24
			GROUP INSURANCE				
		09	JANUARY 2010	10-26-001-196			34.56
			GROUP INSURANCE				
		10	JANUARY 2010	10-26-002-196			52.92
			GROUP INSURANCE				

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

STAINSCO STANDARD INSURANCE COMPANY							
JANUARY 2010	12/27/10	11	JANUARY 2010	10-31-001-196		01/03/11	508.68
				GROUP INSURANCE			
		12	JANUARY 2010	10-31-002-196			82.44
				GROUP INSURANCE			
		13	JANUARY 2010	10-31-003-196			17.64
				GROUP INSURANCE			
		14	JANUARY 2010	10-32-001-196			70.38
				GROUP INSURANCE			
		15	JANUARY 2010	10-32-002-196			252.90
				GROUP INSURANCE			
		16	JANUARY 2010	10-45-001-196			166.14
				GROUP INSURANCE			
		17	JANUARY 2010	20-63-001-196			217.80
				GROUP INSURANCE			
		18	JANUARY 2010	20-65-004-196			99.72
				GROUP INSURANCE			
		19	JANUARY 2010	30-73-002-196			89.82
				GROUP INSURANCE			
		20	JANUARY 2010	30-82-003-196			62.64
				GROUP INSURANCE			
		21	JANUARY 2010	30-87-006-196			40.32
				GROUP INSURANCE			
		22	JANUARY 2010	36-36-001-196			32.04
				ADMINISTRATION GROUP INSUR			
		23	JANUARY 2010	36-36-002-196			173.52
				OPERATIONS GROUP INSURANCE			
		24	JANUARY 2010	59-13-001-196			12.24
				GROUP INSURANCE			
						INVOICE TOTAL:	2,161.80
						VENDOR TOTAL:	2,161.80
STEINER STEINER ELECTRIC COMPANY							
S003470145.001	12/08/10	01	S003470145.001	20-68-001-360		01/03/11	28.08
				POWER GENERATION EXPENSES			
						INVOICE TOTAL:	28.08

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STEINER STEINER ELECTRIC COMPANY							
S003475700.001	12/14/10	01	S003475700.001	10-31-001-250 M & R BLDGS AND GROUNDS		01/03/11	52.44
						INVOICE TOTAL:	52.44
						VENDOR TOTAL:	80.52
THSHEWIL THE SHERWIN WILLIAMS CO							
4427-9	12/17/10	01	4427-9	20-68-001-360 POWER GENERATION EXPENSES		01/03/11	44.29
						INVOICE TOTAL:	44.29
						VENDOR TOTAL:	44.29
THOMPSON THOMPSON AUTO SUPPLY INC							
1-188991	12/20/10	01	1-188991	10-32-005-253 M & R VEHICLES		01/03/11	13.14
						INVOICE TOTAL:	13.14
2-143698	11/23/10	01	2-143698	10-32-005-253 M & R VEHICLES		01/03/11	57.12
						INVOICE TOTAL:	57.12
2-144558	12/02/10	01	2-144558	10-32-005-253 M & R VEHICLES		01/03/11	14.61
						INVOICE TOTAL:	14.61
2-146184	12/15/10	01	2-146184	10-32-005-253 M & R VEHICLES		01/03/11	22.14
						INVOICE TOTAL:	22.14
						VENDOR TOTAL:	107.01
TIBBELAI ELAINE TIBBOTT							
187238	12/14/10	01	187238	10-31-002-301 CLOTHING ALLOWANCE		01/03/11	25.00
						INVOICE TOTAL:	25.00
						VENDOR TOTAL:	25.00

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

TOWCOUGA TOWN & COUNTRY GARDENS - EL							
148616/1	08/28/10	01	148616/1	10-31-002-451		01/03/11	69.99
			OTHER GENERAL EXPENSE				
						INVOICE TOTAL:	69.99
148617/1	08/28/10	01	148617/1	10-31-002-451		01/03/11	69.99
			OTHER GENERAL EXPENSE				
						INVOICE TOTAL:	69.99
149472/1	09/09/10	01	149472/1	10-31-002-451		01/03/11	62.00
			OTHER GENERAL EXPENSE				
						INVOICE TOTAL:	62.00
157396/1	12/08/10	01	157396/1	10-26-001-299		01/03/11	59.00
			MISC. CONTRACTUAL				
						INVOICE TOTAL:	59.00
						VENDOR TOTAL:	260.98
TRICTYSH TRI CITY SHEET METAL INC							
2929	12/09/10	01	2929	30-87-006-250		01/03/11	23.70
			BLDGS AND GRNDS				
						INVOICE TOTAL:	23.70
						VENDOR TOTAL:	23.70
TRYAD TRYAD SPECIALITIES INC							
51684	12/09/10	01	51684	36-36-002-301		01/03/11	22.10
			CLOTHING ALLOWANCE				
						INVOICE TOTAL:	22.10
						VENDOR TOTAL:	22.10
TWIOAKLA TWIN OAKS LANDSCAPING							
S0510037-0001	12/04/10	01	S0510037-0001	36-36-002-250		01/03/11	300.00
			MAINT. & REPAIR/BUILDING				
						INVOICE TOTAL:	300.00

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

USBANK70 US BANK							
WT # 59	12/28/10	01	WT # 59	09-09-401-000		01/03/11	112,512.50
				BOND & INTEREST EXPENSE			
						INVOICE TOTAL:	112,512.50
WT # 60	12/28/10	01	WT # 60	20-66-005-401		01/03/11	3,341.25
				INTEREST EXPENSE			
		02	WT # 60	10-45-004-714			4,083.76
				FIBER OPTICS SYSTEM			
						INVOICE TOTAL:	7,425.01
						VENDOR TOTAL:	119,937.51
USABLUEB USA BLUEBOOK							
294271	12/14/10	01	294271	30-87-006-351		01/03/11	35.25
				CHEMICALS			
						INVOICE TOTAL:	35.25
						VENDOR TOTAL:	35.25
VANDEVEI BOB VAN DEVEIRE							
BOOT REIMB 2010	12/27/10	01	BOOT REIMB 2010	10-45-001-365		01/03/11	125.00
				SAFETY EQUIPMENT			
						INVOICE TOTAL:	125.00
						VENDOR TOTAL:	125.00
VARNER D DAVID S VARNER							
121310	12/13/10	01	121310	10-31-001-206		01/03/11	10.01
				TRAVEL			
						INVOICE TOTAL:	10.01
						VENDOR TOTAL:	10.01
VERMEER VERMEER - ILLINOIS							
P32415	12/13/10	01	P32415	10-45-001-254		01/03/11	22.46
				M & R MOBILE EQUIPMENT			
						INVOICE TOTAL:	22.46

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT
VERMEER VERMEER - ILLINOIS							
P32416	12/13/10	01	P32416	10-45-001-254		01/03/11	340.64
			M & R MOBILE EQUIPMENT				
						INVOICE TOTAL:	340.64
						VENDOR TOTAL:	363.10
WSDARLEY W S DARLEY & CO							
887450	12/03/10	01	887450	10-32-001-301		01/03/11	176.95
			CLOTHING ALLOWANCE				
						INVOICE TOTAL:	176.95
						VENDOR TOTAL:	176.95
WAREDIRE WAREHOUSE DIRECT OFFICE							
964746-0	12/10/10	01	964746-0	10-26-001-352		01/03/11	23.38
			OFFICE SUPPLIES				
						INVOICE TOTAL:	23.38
969603-0	12/15/10	01	969603-0	10-14-001-252		01/03/11	7.22
			M & R OFFICE EQUIPMENT				
		02	969603-0	10-45-001-250			7.22
			BLDGS AND GROUNDS				
		03	969603-0	30-83-004-352			14.44
			OFFICE SUPPLIES				
		04	969603-0	20-65-004-352			14.44
			OFFICE SUPPLIES				
		05	969603-0	30-87-006-399			141.26
			MISCELLANEOUS				
						INVOICE TOTAL:	184.58
969603-1	12/17/10	01	969603-1	10-45-001-250		01/03/11	2.42
			BLDGS AND GROUNDS				
						INVOICE TOTAL:	2.42
976101-0	12/21/10	01	976101-0	10-25-001-352		01/03/11	11.53
			OFFICE SUPPLIES				
						INVOICE TOTAL:	11.53
						VENDOR TOTAL:	221.91

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WASCOTRK WASCO TRUCK REPAIR							
115860	12/14/10	01	115860	20-63-001-253 M & R AUTOS AND TRUCKS		01/03/11	20.00
						INVOICE TOTAL:	20.00
						VENDOR TOTAL:	20.00
WATERPRO WATER PRODUCTS - AURORA							
0224327	12/13/10	01	0224327	30-73-002-270 WATER LEAKS		01/03/11	197.71
						INVOICE TOTAL:	197.71
						VENDOR TOTAL:	197.71
WEILLEGA CELESTE K WELANDT							
12-26-10	12/26/10	01	12-26-10	10-26-001-299 MISC. CONTRACTUAL		01/03/11	19.00
						INVOICE TOTAL:	19.00
120710	12/07/10	01	120710	10-26-001-299 MISC. CONTRACTUAL		01/03/11	133.00
						INVOICE TOTAL:	133.00
121410	12/14/10	01	121410	42-42-001-451 OTHER GENERAL EXPENSE		01/03/11	303.75
						INVOICE TOTAL:	303.75
122610	12/26/10	01	122610	10-26-001-299 MISC. CONTRACTUAL		01/03/11	133.00
						INVOICE TOTAL:	133.00
						VENDOR TOTAL:	588.75
WESCRECE WESCO RECEIVABLES CORP							
479790	12/06/10	01	479790	20-63-017-572 STREET LIGHTS		01/03/11	1,115.00
						INVOICE TOTAL:	1,115.00

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INVOICE # VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	DUE DATE	ITEM AMT

WESCRECE WESCO RECEIVABLES CORP							
481029	12/09/10	01	481029	20-63-001-374		01/03/11	589.94
			LINE SUPPLIES				
						INVOICE TOTAL:	589.94
481726	12/13/10	01	481726	20-63-001-374		01/03/11	85.00
			LINE SUPPLIES				
						INVOICE TOTAL:	85.00
482072	12/14/10	01	482072	20-63-001-250		01/03/11	36.75
			BUILDING AND GROUNDS				
		02	482072	10-45-001-250			36.75
			BLDGS AND GROUNDS				
		03	482072	30-73-002-250			36.75
			BLDGS AND GRNDS				
						INVOICE TOTAL:	110.25
482073	12/14/10	01	482073	20-63-001-250		01/03/11	15.76
			BUILDING AND GROUNDS				
		02	482073	10-45-001-250			15.75
			BLDGS AND GROUNDS				
		03	482073	30-73-002-250			15.75
			BLDGS AND GRNDS				
						INVOICE TOTAL:	47.26
482074	12/14/10	01	482074	20-63-001-250		01/03/11	12.05
			BUILDING AND GROUNDS				
		02	482074	10-45-001-250			12.05
			BLDGS AND GROUNDS				
		03	482074	30-73-002-250			12.04
			BLDGS AND GRNDS				
						INVOICE TOTAL:	36.14
482536	12/16/10	01	482536	20-63-017-572		01/03/11	574.00
			STREET LIGHTS				
						INVOICE TOTAL:	574.00
						VENDOR TOTAL:	2,557.59

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WESSIDEX WEST SIDE EXCHANGE							
N53035	12/13/10	01	N53035	10-45-001-254		01/03/11	6.66
				M & R MOBILE EQUIPMENT			
		02	N53035	30-73-002-253			6.66
				M & R AUTOS AND TRUCKS			
		03	N53035	20-63-001-253			6.65
				M & R AUTOS AND TRUCKS			
						INVOICE TOTAL:	19.97
V71355	11/12/10	01	V71355	10-45-001-254		01/03/11	132.24
				M & R MOBILE EQUIPMENT			
						INVOICE TOTAL:	132.24
V71381	12/07/10	01	V71381	10-45-002-389		01/03/11	3,070.76
				SNOW REMOVAL			
		02	V71381	10-45-001-285			3,070.76
				STREET MAINTENANCE			
		03	V71381	30-73-002-363			3,070.76
				MOTOR FUEL			
		04	V71381	30-83-004-363			3,070.76
				MOTOR FUEL			
						INVOICE TOTAL:	12,283.04
						VENDOR TOTAL:	12,435.25
WHOLESALE WHOLESALE DIRECT INC							
000182480	12/13/10	01	000182480	10-45-002-389		01/03/11	443.97
				SNOW REMOVAL			
						INVOICE TOTAL:	443.97
						VENDOR TOTAL:	443.97
WILGERJ JEFF WILGER							
CDL RENEWAL 2010	12/17/10	01	CDL RENEWAL 2010	20-63-001-399		01/03/11	60.00
				MISCELLANEOUS			
						INVOICE TOTAL:	60.00
						VENDOR TOTAL:	60.00

DATE: 12/28/10
TIME: 16:08:42
ID: AP441000.WOW

C i t y o f G e n e v a
DETAIL BOARD REPORT

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WMHORN	WM HORN	STRUCTURAL STEEL CO					
94064E	12/10/10	01	94064E	30-73-002-451		01/03/11	75.50
			OTHER GENERAL EXPENSE				
INVOICE TOTAL:							75.50
VENDOR TOTAL:							75.50
TOTAL ALL INVOICES:							1,840,005.56

ORDINANCE NO. 2010-65

**AN ORDINANCE AMENDING TITLE 4
(BUSINESS AND LICENSE REGULATION),
CHAPTER 2 (LIQUOR CONTROL),
SECTION 4-2-7 {LICENSE FEES AND NUMBER}
OF THE GENEVA CITY CODE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GENEVA,
KANE COUNTY, ILLINOIS, AS FOLLOWS:**

SECTION 1. That Section 4-2-7 {License Fees and Number} of Chapter 2 (Liquor Control) of Title 4 (Business and License Regulation) of the Geneva City Code, be and the same is hereby amended by adding one license to said Section:

<u>Class</u>	<u>First Year</u>	<u>Fee Thereafter</u>	<u>No. of Licenses Authorized</u>
B-4	\$1,100	\$550.00	-2-

SECTION 2. That Chapter 4 of said Code, as heretofore and hereinabove amended, shall otherwise remain in full force and effect.

SECTION 3. That this ordinance shall become effective from and after its adoption as provided by law. Publication of this ordinance is hereby approved to be in pamphlet form.

PASSED by the City Council of the City of Geneva, Illinois this 3rd day of January, 2011.

Ayes: Nays: Absent: Abstaining: Holding Office: 10

APPROVED by me as Mayor of the City of Geneva, Illinois, this 3rd day of January, 2011.

Mayor

ATTEST:

City Clerk



Agenda Item:	<i>Ordinances 2011-63 & 2011-64 - Approval of City-Initiated Amendments to Title 4 (Business and License Regulations) and Title 11 (Zoning) to establish use permissibility and licensing regulations for adult use businesses.</i>		
Presenter & Title:	Dick Untch, Director of Community Development David DeGroot, City Planner		
Date:	January 3, 2011		
Please Check Appropriate Box:			
<input type="checkbox"/>	Committee of the Whole Meeting	<input type="checkbox"/>	Special Committee of the Whole Meeting
<input checked="" type="checkbox"/>	City Council Meeting	<input type="checkbox"/>	Special City Council Meeting
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	Other -
Estimated Cost: \$0		Budgeted?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Executive Summary:			
<p>The City of Geneva currently has no code requirements that regulate the establishment and operation of adult use businesses. In the event that one would be proposed, the City would be without the legal ability to control it differently than any other business use. In order to prevent such a situation from occurring, it is in the best interest of the City to establish appropriate regulatory provisions for adult use businesses. Over the past year and a half, Planning Division staff has worked closely with City Attorney Charles Radovich to research and develop draft regulations for your consideration. The proposed regulations would require amendments to Title 11 (Zoning) to establish use permissibility for adult use businesses and amendments to Title 4 (Business and License Regulations) to establish specific licensing regulations for adult use businesses.</p>			
Attachments: <i>(please list)</i>			
Ordinance 2011-63- Amendments to Title 11 (Zoning)			
Ordinance 2011-64- Amendments to Title 4 (Business & Licensing Regulations)			
Recommendation / Suggested Action: <i>(briefly explain)</i>			
<p>At its November 11, 2010 public hearing the Plan Commission recommended approval of the proposed amendments to the Geneva Zoning Ordinance (Title 11), as presented in the attached ordinance. At its December 27, 2010 meeting the Committee of the Whole recommended approval of the proposed amendments to the Geneva Zoning Ordinance (Title 11) and amendments to the City's Business and License Regulations (Title 4), as presented in the attached ordinances. Department staff also recommends approval of the proposed amendments, as presented in the attached ordinances.</p>			

ORDINANCE 2011-63

AN ORDINANCE AMENDING TITLE 11 (ZONING ORDINANCE) OF THE GENEVA CITY CODE, SECTION 11-7B-2 (PERMITTED USES IN THE I1 LIGHT INDUSTRIAL DISTRICT), SECTION 11-7C-2 (PERMITTED USES IN THE I2 GENERAL INDUSTRIAL DISTRICT), SECTION 11-11A-6 (PARKING SPACES AND DESIGN REQUIREMENTS), AND SECTION 11-2-2 (DEFINITIONS OF WORDS AND TERMS), ALL RELATED TO ALLOWING “ADULT USE BUSINESSES” AS A PERMITTED USE IN THE I1 LIGHT INDUSTRIAL DISTRICT AND I2 GENERAL INDUSTRIAL DISTRICT

WHEREAS, an application was duly filed on the 26th day of October 2010 with the Plan Commission of the City of Geneva requesting amendments to Title 11 of the Geneva City Code (hereinafter referred to as the Zoning Ordinance), Section 11-7B-2 (Permitted Uses in the I1 Light Industrial District), Section 11-7C-2 (Permitted Uses in the I2 General Industrial District), Section 11-11A-6 (Parking Spaces and Design Requirements), and Section 11-2-2 (Definitions of Words and Terms), all related to allowing “adult use businesses” as a permitted use in the I1 Light Industrial District and I2 General Industrial District; and

WHEREAS, the proposed amendments to the Zoning Ordinance are as follows:

1. To amend Section 11-7B-2 (Permitted Uses in the I1 Light Industrial District), by adding “Adult Use Businesses, subject to the licensing requirements set forth in Title 4 Chapter 7 Sections 11-7-08, 11-7-09, 11-7-11 and 11-7-24” to the list of permitted uses.
2. To amend Section 11-7C-2 (Permitted Uses in the I2 General Industrial District), by adding “Adult Use Businesses, subject to the licensing requirements set forth in Title 4 Chapter 7, Sections 11-7-08, 11-7-09, 11-7-11 and 11-7-24” to the list of permitted uses.
3. To amend Section 11-11A-6 (Parking Spaces and Design Requirements) by adding “Escort agency” and “Semi-nude model studio” to the list of uses under Parking Class 8 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements.
4. To amend Section 11-11A-6 (Parking Spaces and Design Requirements) by adding “Adult bookstore”, “Adult Arcade”, “Adult novelty store”, and “Adult video store” to the list of uses under Parking Class 9 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements.
5. To amend Section 11-11A-6 (Parking Spaces and Design Requirements) by adding “Adult cabaret” to the list of uses under Parking Class 11 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements.
6. To amend Section 11-11A-6 (Parking Spaces and Design Requirements) by adding “Adult Motion Picture Theater” and “Adult Theater” to the list of uses under Parking Class 24 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements.

7. To amend Section 11-2-2 (Definitions of Words and Terms) by adding the following terms and definitions:

ADULT ARCADE: means any place to which the public is permitted or invited, wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are regularly maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or characterized by their emphasis upon matters exhibiting “specified sexual activities” or “specified anatomical areas.”

ADULT BOOKSTORE, ADULT NOVELTY, STORE OR ADULT VIDEO STORE: means a commercial establishment which has a significant or substantial portion of its stock-in-trade, or derives a significant or substantial portion of its revenues or devotes a significant or substantial portion of its interior business or advertising, or maintains a substantial section of its sales or display space for the sale or rental, for any form of consideration, of any one or more of the following:

- (1) books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, slides, or other visual representations, which are characterized by their emphasis upon the exhibition or display of “specified sexual activities” or “specified anatomical areas;”
- (2) instruments, devices, or paraphernalia which are designed for use or marketed primarily for stimulation of human genital organs or for sadomasochistic use or abuse of the user or others.

ADULT CABARET: means a nightclub, bar, restaurant, or similar commercial establishment which regularly features:

- (1) persons who appear nude or semi-nude; or
- (2) live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities;” or
- (3) films, motion pictures, video cassettes, slides, compact discs or other photographic reproductions which are characterized by the exhibition or display

of “specified sexual activities” or “specified anatomical areas.”

**ADULT MOTION
PICTURE THEATER:**

means a commercial establishment where, for any form of consideration, films, motion pictures, video cassettes, slides, or similar photographic reproductions are regularly shown which are characterized by the depiction or description of “specified sexual activities” or “specified anatomical areas.”

ADULT THEATER:

means a theater, concert hall, auditorium, or similar commercial establishment which regularly features persons who appear nude or semi-nude, or live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities.”

**ADULT USE:
BUSINESSES:**

means an adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motion picture theater, adult theater, escort agency or semi-nude model studio.

ESCORT AGENCY:

means a person or business association that for a fee, tip, or other consideration, furnishes, offers to furnish, or advertises to furnish, escorts as one of its primary business purposes.

**SEMI-NUDE MODEL
STUDIO:**

means a commercial establishment which regularly features a person (or persons) who appears semi-nude and is provided to be observed, sketched, drawn, painted, sculptured, or photographed by other persons who pay money or any form of consideration, but shall not include a proprietary school licensed by the State of Illinois or a college, junior college or university supported entirely or in part by public taxation; a private college or university which maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation.

**SPECIFIED
ANATOMICAL AREAS:**

means:

- (1) the human male genitals in a discernibly turgid state, even if completely and opaquely covered; or
- (2) less than completely and opaquely covered human genitals, pubic region, buttocks, or a female breast

below a point immediately above the top of the areola.

**SPECIFIED SEXUAL
ACTIVITIES:**

means any of the following:

- (1) the fondling of another person's genitals, pubic region, anus, or female breasts;
- (2) sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, masturbation, or sodomy; or
- (3) excretory functions as part of, or in connection with, any of the activities set forth in (1) through (2) above.

WHEREAS, a Notice of Public Hearing on the application was duly published on October 27, 2010, in the Daily Herald, a newspaper of general circulation in the City of Geneva, in the manner and form as provided for zoning text amendment requests under Title 11 of the Geneva City Code, as amended, and a public hearing was held by the Plan Commission on November 11, 2010 at the City Hall Council Chambers at 109 James Street, and at the meeting the Plan Commission recommended approval of the Zoning Ordinance Text Amendments to the City Council; and

WHEREAS, the Committee of the Whole of the City Council conducted a review of the Plan Commission recommendation on December 13, 2010 and December 27, 2010 and concurs with the recommendation of the Plan Commission; and

WHEREAS, the City Council concurs with the recommendations of the Committee of the Whole and Plan Commission and finds that it is in the best interest of the City to amend the Zoning Ordinance as proposed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GENEVA, KANE COUNTY, ILLINOIS THAT THE FOLLOWING SECTIONS OF THE GENEVA CITY CODE BE AMENDED AS FOLLOWS:

SECTION 1: Title 11 of the Geneva City Code (Zoning Ordinance), Section 11-7B-2 (Permitted Uses in the I1 Light Industrial District), Section 11-7C-2 (Permitted Uses in the I2 General Industrial District), Section 11-11A-6 (Parking Spaces and Design Requirements), and Section 11-2-2 (Definitions of Words and Terms), is hereby amended as follows:

1. Section 11-7B-2 (Permitted Uses in the I1 Light Industrial District), is amended by adding "Adult Use Businesses, subject to the licensing requirements set forth in Title 4 Chapter 7, Sections 11-7-08, 11-7-09, 11-7-11 and 11-7-24" to the list of permitted uses, inserted in alphabetical order.

2. Section 11-7C-2 (Permitted Uses in the I2 General Industrial District) is amended by adding “Adult Use Businesses, subject to the licensing requirements set forth in Title 4 Chapter 7, Sections 11-7-08, 11-7-09, 11-7-11 and 11-7-24” to the list of permitted uses, inserted in alphabetical order.
3. Section 11-11A-6 (Parking Spaces and Design Requirements) is amended by adding “Escort agency” and “Semi-nude model studio” to the list of uses under Parking Class 8 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements, inserted in alphabetical order.
4. Section 11-11A-6 (Parking Spaces and Design Requirements) is amended by adding “Adult bookstore”, “Adult Arcade”, “Adult novelty store”, and “Adult video store” to the list of uses under Parking Class 9 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements, inserted in alphabetical order.
5. Section 11-11A-6 (Parking Spaces and Design Requirements) is amended by adding “Adult cabaret” to the list of uses under Parking Class 11 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements, inserted in alphabetical order.
6. Section 11-11A-6 (Parking Spaces and Design Requirements) is amended by adding “Adult Motion Picture Theater” and “Adult Theater” to the list of uses under Parking Class 24 in Table 1 – Off Street Parking Classes & Off Street Parking Requirements, inserted in alphabetical order.
7. Section 11-2-2 (Definitions of Words and Terms) is amended by adding the following terms and definitions, inserted in alphabetical order:

ADULT ARCADE: means any place to which the public is permitted or invited, wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are regularly maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or characterized by their emphasis upon matters exhibiting “specified sexual activities” or “specified anatomical areas.”

ADULT BOOKSTORE,
ADULT NOVELTY,
STORE OR ADULT
VIDEO STORE: means a commercial establishment which has a significant or substantial portion of its stock-in-trade, or derives a significant or substantial portion of its revenues or devotes a significant or substantial portion of its interior business or advertising, or maintains a substantial section of its sales or display space for the sale or rental, for any form of consideration, of any one or more of the following:

- (1) books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, slides, or other visual representations, which are characterized by their emphasis upon the exhibition or display of “specified sexual activities” or “specified anatomical areas;”
- (2) instruments, devices, or paraphernalia which are designed for use or marketed primarily for stimulation of human genital organs or for sadomasochistic use or abuse of the user or others.

ADULT CABARET: means a nightclub, bar, restaurant, or similar commercial establishment which regularly features:

- (1) persons who appear nude or semi-nude; or
- (2) live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities;” or
- (3) films, motion pictures, video cassettes, slides, compact discs or other photographic reproductions which are characterized by the exhibition or display of “specified sexual activities” or “specified anatomical areas.”

ADULT MOTION PICTURE THEATER: means a commercial establishment where, for any form of consideration, films, motion pictures, video cassettes, slides, or similar photographic reproductions are regularly shown which are characterized by the depiction or description of “specified sexual activities” or “specified anatomical areas.”

ADULT THEATER: means a theater, concert hall, auditorium, or similar commercial establishment which regularly features persons who appear nude or semi-nude, or live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities.”

ADULT USE BUSINESSES: means an adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motion picture theater, adult theater, escort agency or semi-nude model studio.

ESCORT AGENCY:	means a person or business association that for a fee, tip, or other consideration, furnishes, offers to furnish, or advertises to furnish, escorts as one of its primary business purposes.
SEMI-NUDE MODEL STUDIO:	means a commercial establishment which regularly features a person (or persons) who appears semi-nude and is provided to be observed, sketched, drawn, painted, sculptured, or photographed by other persons who pay money or any form of consideration, but shall not include a proprietary school licensed by the State of Illinois or a college, junior college or university supported entirely or in part by public taxation; a private college or university which maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation.
SPECIFIED ANATOMICAL AREAS:	means: <ul style="list-style-type: none"> (1) the human male genitals in a discernibly turgid state, even if completely and opaquely covered; or (2) less than completely and opaquely covered human genitals, pubic region, buttocks, or a female breast below a point immediately above the top of the areola.
SPECIFIED SEXUAL ACTIVITIES:	means any of the following: <ul style="list-style-type: none"> (1) the fondling of another person's genitals, pubic region, anus, or female breasts; (2) sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, masturbation, or sodomy; or (3) excretory functions as part of, or in connection with, any of the activities set forth in (1) through (2) above.

SECTION 2: That Title 11 of the Geneva City Code, as heretofore and hereinabove amended, shall otherwise remain in full force and effect.

SECTION 3: This ordinance shall become effective from and after its passage as in accordance with law. Consent is hereby given for publication of this ordinance in pamphlet form.

PASSED by the City Council of the City of Geneva, Kane County, Illinois, this ____ day of _____ 2011.

AYES:____NAYS:____ABSENT:____ABSTAINING:____HOLDING OFFICE:____

APPROVED by me as Mayor of the City of Geneva, Kane County, Illinois, this ____ day of _____ 2011.

Mayor

ATTEST:

City Clerk

CITY OF GENEVA, ILLINOIS

ORDINANCE NO. 2011-64

**AN ORDINANCE ADDING CHAPTER 17 TO TITLE
OF THE CITY CODE OF THE CITY OF GENEVA:**

ADULT USE BUSINESS REGULATION

WHEREAS, adult use businesses require special supervision from the City of Geneva in order to protect and preserve the health, safety, morals, and welfare of the patrons of such businesses as well as the citizens of the City of Geneva; and

WHEREAS, the Geneva City Council finds that adult use businesses are frequently used for unlawful sexual activities, including prostitution, and for sexual liaisons of a casual nature; and

WHEREAS, the concern over sexually transmitted diseases is a legitimate health concern of the City of Geneva which demands reasonable regulation of adult use businesses in order to protect the health and well-being of the citizens; and

WHEREAS, licensing is a legitimate and reasonable means of accountability to ensure that operators of adult use businesses comply with reasonable regulations and to ensure that operators do not knowingly allow their establishments to be used as places of illegal sexual activity or solicitation; and

WHEREAS, there is convincing documented evidence that adult use businesses, because of their very nature, have a deleterious effect on both the existing businesses around them and the surrounding residential areas adjacent to them, causing increased crime and the downgrading of property values; and

WHEREAS, it is recognized that adult use businesses, due to their nature, have serious objectionable operational characteristics, particularly when they are located in close proximity to each other, thereby contributing to urban blight and downgrading the quality of life in the adjacent area; and

WHEREAS, the Geneva City Council desires to minimize and control these adverse effects and thereby protect the health, safety, and welfare of the citizenry; protect the citizens from increased crime; preserve the quality of life; preserve the property values and character of surrounding neighborhoods, and deter the spread of urban blight; and

WHEREAS, the Geneva City Council has determined that locational criteria alone do not adequately protect the health, safety, and general welfare of the people of the City of Geneva; and

WHEREAS, it is not the intent of this Ordinance to suppress any speech activities protected by the First Amendment, but rather to enact a content-neutral ordinance which addresses the secondary effects of adult use businesses; and

WHEREAS, it is not the intent of the Geneva City Council to condone or legitimize the distribution of obscene material, and the Geneva City Council recognizes that state and federal law prohibits the distribution of obscene materials, and expects and encourages state and local law enforcement officials to enforce state obscenity statutes against any such illegal activities in the City of Geneva.

NOW THEREFORE, be it hereby ordained by the Mayor and City Council of the City of Geneva, Kane County, Illinois, as follows:

SECTION 1: That the City Code of Geneva, Illinois is hereby amended by adding a new Chapter 17, “Adult Uses Business Regulation,” to Title 4, “Business and License Regulations.”

TITLE 4

BUSINESS AND LICENSE REGULATIONS

CHAPTER 17

ADULT USE BUSINESS REGULATION

SECTION:

- 4-17-1: Purpose and Findings
- 4-17-2: Definitions
- 4-17-3: Classification
- 4-17-4: License Required
- 4-17-5: Issuance of License
- 4-17-6: Fees
- 4-17-7: Inspection
- 4-17-8: Expiration of License
- 4-17-9: Suspension
- 4-17-10: Revocation
- 4-17-11: Hearing; License Denial, Suspension, Revocation; Appeal
- 4-17-12: Transfer of License

- 4-17-13: Location of Adult Use Businesses
- 4-17-14: Regulations Pertaining to Exhibition of Sexually Explicit Films, Videos, or Live Entertainment in Viewing Rooms
- 4-17-15: Additional Regulations Concerning Public Nudity
- 4-17-16: Prohibition Against Children in an Adult Use Business
- 4-17-17: Prohibition Against Consumption of Alcohol
- 4-17-18: Hours of Operation
- 4-17-19: Exemptions
- 4-17-20: Injunction
- 4-17-21: Severability

4-17-1 **PURPOSE AND FINDINGS**

- (A) *Purpose:* It is the purpose of this Ordinance to regulate adult use businesses in order to promote the health, safety, morals, and general welfare of the citizens of the City of Geneva, and to establish reasonable and uniform regulations to prevent the deleterious location and concentration of adult use businesses within the City of Geneva. The provisions of this Ordinance have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative materials, including sexually oriented materials. Similarly, it is neither the intent nor effect of this Ordinance to restrict or deny access by adults to sexually oriented materials protected by the First Amendment, or to deny access by the distributors and exhibitors of adult use entertainment to their intended market. Neither is it the intent nor effect of this Ordinance to condone or legitimize the distribution of obscene material.
- (B) *Findings:* There is no question that local governments have a substantial interest in preventing crime, maintaining property values and protecting retail trade, commercial districts, neighborhoods and quality of life for its constituents. Based on evidence concerning the adverse secondary effects of adult uses on the community presented in hearings and in reports made available to the Geneva City Council, and on findings incorporated in the cases of *City of Renton v. Playtime Theatres, Inc.*, 475 U.S. 41 (1986), *Young v. American Mini Theatres*, 427 U.S. 50 (1976), *FW/PBS, Inc. v. City of Dallas*, 493 U.S. 215 (1990); *Barnes v. Glen Theatre, Inc.*, 501 U.S. 560 (1991), *City of Erie v. Pap's A.M.*, 120 S. Ct. 1382 (2000), *R.V.S., LLC v. City of Rockford*, 2003 WL 21354607 (U.S. District N.D. Illinois, 2003), *XLP Corp., et al. v. Lake County* (2nd Dist Case No. 2-04-0255), *County of Cook v. Renaissance Arcade and Bookstore, et al.*, 122 Ill.2d.123 (1988), *North Avenue Novelties, Inc. v. City of Chicago*, 88 F.3d 441 (7th Circuit, 1996), *SOB, Inc. v. County of Benton*, 317 F. 3d, 856 (8th Circuit, 2003), *Illinois One News, Inc. v. City of Marshall*, No. 06-1828

(7th Circuit, Feb. 13, 2007) and on studies in other communities including, but not limited to: Newport News, Virginia (“Adult Use Study”, Newport News Department of Planning and Development, March 1996); New York, New York (“Adult Entertainment Study”, Department of City Planning, 2nd Printing, November 1994); Rochester, New York (“Sexually-Oriented Business Study”, July 2000); Denver, Colorado (“A Report on the Secondary Impacts of Adult Use Businesses in the City of Denver”, for the Denver City Council, January, 1988); Manatee County, Florida (“Adult Entertainment Business Study for Manatee County”, June, 1987); *METRO PLANNER*, October, 1995, Volume 8, Number 2; *NEW YORK TIMES*, pp. AR 14, 18, “Wrapping Nude Dancing in a Cloak of Law”; *American Planning Association Planning Advisory Service Report No. 495/496* (“Formal Studies of Sex Businesses: What They Tell Us About Real and Perceived Impacts”); *American Planning Association Planning Advisory Service Report No. 495/496* (Oedipus, Inc., “Survey Regarding Businesses with Video-viewing Booths or with Less than a Significant or Substantial Portion of Their Stock in Trade in Adult Materials, Kansas City, Missouri”); *American Planning Association Planning Advisory Service Report No. 495/496* (“Survey of Appraisers by Department of Zoning, City of Rochester, New York”); *American Planning Association Planning Advisory Service Report No. 495/496* (Fort Worth, Texas “Documentation of Secondary Effects of Sexually Oriented Businesses”, 1988); *American Planning Association Planning Advisory Service Report No. 495/496* (Indianapolis, Indiana “Adult Entertainment Businesses in Indianapolis, An Analysis”, 1984); *American Planning Association Planning Advisory Service Report No. 495/496* (Phoenix, Arizona study, May 1979); *American Planning Association Planning Advisory Service Report No. 495/496* (St. Paul, Minnesota “Effects on Surrounding Area of Adult Entertainment Businesses in St. Paul”, 1978); *American Planning Association Planning Advisory Service Report No. 495/496* (Tucson, Arizona “Memoranda from Citizens Advisory Planning Committee and Assistant Chief of Police”, 1990); and *American Planning Association Planning Advisory Service Report No. 495/496* (Whittier, California study, 1994), Saratoga Springs Study 2007 (Saratoga Springs, FL, “Secondary Effects Study of Adult Oriented Business, 3/7/2007), Elliocottville, New York Study (“Elliocottville NY Adult Business Study”, January, 1998), the Geneva City Council finds:

- (1) Adult use businesses lend themselves to ancillary unlawful and unhealthy activities that are presently uncontrolled by the operators of the establishments. Further, there is presently no mechanism to make the owners of these establishments responsible for the activities that occur on their premises.

- (2) Certain employees of adult use businesses engage in higher incidence of certain types of illicit sexual behavior than employees of other establishments.
- (3) Sexual acts, including masturbation, and oral and anal sex, occur at adult use businesses, especially those which provide private or semi-private booths or cubicles for viewing films, videos, or live sex shows.
- (4) Offering and providing such space encourages such activities, which creates unhealthy conditions.
- (5) Persons frequent certain adult theaters, adult arcades, and other sexually oriented businesses for the purpose of engaging in sex within the premises of such adult use businesses.
- (6) At least 50 communicable diseases may be spread by activities occurring in adult use businesses, including, but not limited to, syphilis, gonorrhea, human immunodeficiency virus infection (HIV-AIDS), genital herpes, hepatitis B, Non A, Non B amebiasis, salmonella infections and shigella infections.
- (7) Since 1981 and to the present, there has been an increasing cumulative number of reported cases of AIDS (acquired immunodeficiency syndrome) caused by the human immunodeficiency virus (HIV) in the United States: 600 in 1982; 2,200 in 1983; 4,600 in 1984; 8,555 in 1985, 253,448 through 1992, and more than 1,000,000 in 2006. (Reported by KA Fenton, RO Valdiserri, National Center for HIV/AIDS, Viral Hepatitis, STD and TB Prevention (proposed, Center for Disease Control, June 2006.)
- (8) Since 1981 and to the present, there has been an increasing cumulative number of persons testing positive for the HIV antibody test in the State of Illinois.
- (9) The number of cases of gonorrhea in the United States reported annually remains at a high level, with 355,991 cases being reported in 2007. (Reported by U.S. Department of Health and Human Services, November , 2007)
- (10) In his report of October 22, 1986, the Surgeon General of the United States has advised the American public that AIDS and HIV infection may be transmitted through sexual contact, intravenous

drug abuse, exposure to infected blood and blood components, and from an infected mother to her newborn.

- (11) According to the best scientific evidence, AIDS and HIV infection, as well as syphilis and gonorrhea, are principally transmitted by sexual acts.
- (12) It has been reported that sanitary conditions in some sexually oriented businesses are unhealthy, in part, because the activities conducted there are unhealthy, and, in part, because of the unregulated nature of the activities and the failure of the owners and the operators of the facilities to self-regulate those activities and maintain those facilities.
- (13) Numerous studies and reports have determined that semen is found in the areas of adult use businesses where persons view “adult” oriented films. *Final Report of the Attorney General’s Commission on Pornography*, pg. 377 (1986).
- (14) The findings noted in Subsections (1) through (13) raise substantial governmental concerns.
- (15) Adult use businesses have operational characteristics which should be reasonably regulated in order to protect those substantial governmental concerns.
- (16) A reasonable licensing procedure is an appropriate mechanism to place the burden of that reasonable regulation on the owners and the operators of the adult use businesses. Further, such a licensing procedure will place an incentive on the operators to see that the adult use business is run in a manner consistent with the health, safety, and welfare of its patrons and employees, as well as the citizens of the City of Geneva. It is appropriate to require reasonable assurances that the licensee is the actual operator of the adult use business, fully in possession and control of the premises and activities occurring therein.
- (17) Removal of doors on adult booths and requiring sufficient lighting on premises with adult booths advances a substantial governmental interest in curbing the illegal and unsanitary sexual activity occurring in adult theaters.
- (18) Requiring licensees of adult use businesses to keep information regarding current employees and certain past employees will help

reduce the incidence of certain types of criminal behavior and prevent minors from working in such establishments.

- (19) The disclosure of certain information by those persons ultimately responsible for the day-to-day operation and maintenance of the adult use business, where such information is substantially related to the significant governmental interest in the operation of such uses, will aid in preventing the spread of sexually transmitted diseases.
- (20) In the prevention of the spread of communicable diseases, it is desirable to obtain a limited amount of information regarding certain employees who may engage in the conduct which this Ordinance is designed to prevent, or who are likely to be witnesses to such conduct.
- (21) The fact that an applicant for an adult use business license has been convicted of a sexually related crime leads to the rational assumption that the applicant may engage in that conduct in contravention of this Ordinance.
- (22) The barring of such individuals from the management of adult use businesses for a period of years serves as a deterrent to, and prevents conduct which leads to, the transmission of sexually transmitted diseases.
- (23) The general welfare, health, morals, and safety of the citizens of the City of Geneva will be promoted by the enactment of this Ordinance.

4-17-2: **DEFINITIONS:** Words, terms and phrases in this Ordinance shall be defined as follows:

- (A) Adult Arcade means any place to which the public is permitted or invited, wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are regularly maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or characterized by their emphasis upon matters exhibiting “specified sexual activities” or “specified anatomical areas.”

- (B) Adult Bookstore, Adult Novelty Store or Adult Video Store means a commercial establishment which has as a significant or substantial portion of its stock-in-trade, or derives a significant or substantial portion of its revenues or devotes a significant or substantial portion of its interior business or advertising, or maintains a substantial section of its sales or display space for the sale or rental, for any form of consideration, of any one or more of the following:
- (1) books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, slides, or other visual representations, which are characterized by their emphasis upon the exhibition or display of “specified sexual activities” or “specified anatomical areas;”
 - (2) instruments, devices, or paraphernalia which are designed for use or marketed primarily for stimulation of human genital organs or for sadomasochistic use or abuse of the user or others.
- (C) Adult Cabaret means a nightclub, bar, restaurant, or similar commercial establishment which regularly features:
- (1) persons who appear nude or semi-nude; or
 - (2) live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities;” or
 - (3) films, motion pictures, video cassettes, slides, compact discs or other photographic reproductions which are characterized by the exhibition or display of “specified sexual activities” or “specified anatomical areas.”
- (D) Adult Motion Picture Theater means a commercial establishment where, for any form of consideration, films, motion pictures, video cassettes, slides, or similar photographic reproductions are regularly shown which are characterized by the depiction or description of “specified sexual activities” or “specified anatomical areas.”
- (E) Adult Theater means a theater, concert hall, auditorium, or similar commercial establishment which regularly features persons who appear nude or semi-nude, or live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities.”

- (F) Adult Use Business means an adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motion picture theater, adult theater, escort agency or semi-nude model studio.
- (G) Distinguished or Characterized by an Emphasis Upon means the dominant or principal theme of the object referenced. For instance, when the phrase refers to films “which are distinguished or characterized by an emphasis upon the exhibition or display of specified sexual activities or specified anatomical areas,” the films so described are those whose dominant or principal character and theme are the exhibition or display of “specified anatomical areas” or “specified sexual activities.”
- (H) Employee, Employ, and Employment describe and pertain to any person who performs any service on the premises of an adult use business on a full-time, part-time, or contract basis, regardless of whether the person is denominated as an employee, independent contractor, agent, or by another status. Employee does not include a person exclusively on the premises for repair or maintenance of the premises, or for the delivery of goods to the premises.
- (I) Enforcement Officer shall mean the City of Geneva Code Compliance Officer of the City or such other City employee as the City Administrator may designate.
- (J) Escort means a person who, for consideration, and for another person, agrees or offers: (1) to act as a companion, guide, or date, or (2) to privately model lingerie, or (3) to privately perform a striptease.
- (K) Escort Agency means a person or business association that for a fee, tip, or other consideration, furnishes, offers to furnish, or advertises to furnish, escorts as one of its primary business purposes.
- (L) Establish or Establishment means and includes any of the following:
- (1) the opening or commencement of any adult use business as a new business;
 - (2) the conversion of an existing business, whether or not an adult use business, to any adult use business;
 - (3) the addition of any adult use business to any other existing adult use business; or
 - (4) the relocation of any adult use business.

- (M) Licensee means a person in whose name a license to operate an adult uses business has been issued, as well as the individual listed as an applicant on the application for a license; and in the case of an employee, a person in whose name a license has been issued authorizing employment in an adult use business.
- (N) Nude, Nudity or a State of Nudity means the showing of the human male or female genitals, pubic area, vulva, anus, or anal cleft with less than a fully opaque covering, the showing of the female breast with less than a fully opaque covering of any part of the nipple, or the showing of the covered male genitals in a discernibly turgid state.
- (O) Operate or Cause to Be Operated means to cause to function or to put or keep in a state of doing business. Operator means any person on the premises of an adult use business who is authorized to exercise operational control of the business, or who causes to function or who puts or keeps in operation, the business. A person may be found to be operating or causing to be operated an adult use business regardless of whether that person is an owner, part owner, or licensee of the business.
- (P) Person means an individual, proprietorship, partnership, corporation, association, or other legal entity.
- (Q) Regularly Features or Regularly Shown means a consistent or substantial course of conduct, such that the films or performances exhibited constitute a substantial portion of the films or performances offered as a part of the ongoing business of the adult uses business.
- (R) Semi-nude or in a Semi-nude Condition means the showing of the female breast below a horizontal line across the top of the areola at its highest point or the showing of the male or female buttocks. This definition shall include the entire lower portion of the human female breast, but shall not include any portion of the cleavage of the human female breast, exhibited by a dress, blouse, skirt, leotard, bathing suit, or other wearing apparel, provided the areola is not exposed in whole or in part.
- (S) Semi-nude Model Studio means a commercial establishment which regularly features a person (or persons) who appears semi-nude and is provided to be observed, sketched, drawn, painted, sculptured, or photographed by other persons who pay money or any form of consideration, but shall not include a proprietary school licensed by the State of Illinois or a college, junior college or university supported entirely or in part by public taxation; a private college or university which

maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation.

(T) Specified Anatomical Areas means:

- (1) the human male genitals in a discernibly turgid state, even if completely and opaquely covered; or
- (2) less than completely and opaquely covered human genitals, pubic region, buttocks, or a female breast below a point immediately above the top of the areola.

(U) Specified Criminal Activity means any of the following offenses:

- (1) prostitution or promotion of prostitution; dissemination of obscenity; sale, distribution, or display of harmful material to a minor; sexual performance by a child; possession or distribution of child pornography; public lewdness; indecent exposure; indecency with a child; engaging in organized criminal activity relating to an adult use business; sexual assault; molestation of a child; distribution of a controlled substance; or any similar offenses to those described above under the criminal or penal code of other states or countries;
- (2) for which:
 - (a) less than two (2) years have elapsed since the date of conviction or the date of release from confinement imposed for the conviction, whichever is the later date, if the conviction is of a misdemeanor offense;
 - (b) less than five (5) years have elapsed since the date of conviction or the date of release from confinement for the conviction, whichever is the later date, if the conviction is of a felony offense; or
 - (c) less than five (5) years have elapsed since the date of the last conviction or the date of release from confinement for the last conviction, whichever is the later date, if the convictions are of two (2) or more misdemeanor offenses or a combination of misdemeanor offenses occurring within any 24-month period.

- (3) The fact that a conviction is being appealed shall have no effect on the disqualification of the applicant or a person residing with the applicant.
- (V) Specified Sexual Activities means any of the following:
 - (1) the fondling of another person's genitals, pubic region, anus, or female breasts;
 - (2) sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, masturbation, or sodomy; or
 - (3) excretory functions as part of, or in connection with, any of the activities set forth in (1) through (2) above.
- (W) Substantial Enlargement of an adult use business means the increase in floor areas occupied by the business by more than 25 percent, as the floor areas exist on the date this Ordinance takes effect.
- (X) Transfer of Ownership or Control of an adult use business means and includes any of the following:
 - (1) the sale, lease, or sublease of the business;
 - (2) the transfer of securities which constitute a controlling interest in the business, whether by sale, exchange, or similar means; or
 - (3) the establishment of a trust, gift, or other similar legal device which transfers the ownership or control of the business, except for transfer by bequest or other operation of law upon the death of the person possessing the ownership or control.

4-17-3: **CLASSIFICATION:** Adult Use Businesses are classified as follows:

- (A) adult arcades;
- (B) adult bookstores, adult novelty stores, or adult video stores;
- (C) adult cabarets;
- (D) adult motion picture theaters;
- (F) adult theaters; and

- (G) escort agencies. and
- (H) semi-nude model studios

4-17-4: **LICENSE REQUIRED:**

- (A) It is unlawful:
 - (1) For any person to operate an adult use business without a valid adult use business license issued by the City of Geneva pursuant to this Ordinance.
 - (2) For any person who operates an adult use business to employ a person to work for the adult use business who is not licensed as an adult use business employee by the City of Geneva pursuant to this Ordinance.
 - (3) For any person to obtain employment with an adult use business without having secured an adult use business employee license pursuant to this Ordinance.
- (B) An application for a license must be made on a form provided by the City of Geneva. All applicants must be qualified according to the provisions of this Ordinance.
- (C) An applicant for an adult use business license or an adult use business employee license shall file with the Community Development Director of the City (hereinafter "DIRECTOR") (or such other City employee as the City Administrator may designate) a completed application made on a form prescribed and provided by the City Administrator. An application shall be considered complete if it includes the information required in this Section. The applicant shall be required to be qualified according to the provisions of this Ordinance. The application shall be notarized. The application shall include the information called for in Subsections (1) through (5), and where applicable, Subsection (6) and (7), as follows:
 - (1) The full true name and any other names used in the preceding five (5) years.
 - (2) The current business address.

- (3) A set of fingerprints suitable for conducting necessary background checks pursuant to this Ordinance, and the applicant's Social Security Number, to be used for the same purpose.
- (4) The issuing jurisdiction and the effective dates of any license or permit held by the applicant relating to an adult use business, and whether any license or permit has been denied, revoked, or suspended, and if so, the reason or reasons therefor.
- (5) Written proof of age, in the form of either (i) a copy of a birth certificate and current photo, (ii) a current driver's license with picture, or (iii) other picture identification document issued by a governmental agency.
- (6) If the application is for an adult use business license, the name, business location, legal description, business mailing address and phone number of the proposed adult use business.
- (7) If the application is for an adult use business license, the name and address of the statutory agent or other agent authorized to receive service of process.

The information provided pursuant to Subsections (1) through (7) shall be supplemented in writing by certified mail, return receipt requested, to the DIRECTOR within 10 working days of a change of circumstances which would render the information originally submitted false or incomplete.

- (D) The application for an adult use business license shall be accompanied by a sketch or diagram showing the configuration of the premises, including a statement of total floor space occupied by the business. The sketch or diagram need not be professionally prepared, but shall be drawn to a designated scale of not less than 1:20 or drawn with marked dimensions of the interior of the premises to an accuracy of plus or minus six (6) inches.
- (E) If the person who wishes to operate an adult use business is an individual, he or she shall sign the application for a license as applicant. If the person that wishes to operate an adult use business is other than an individual (such as a corporation), each officer, director, general partner, or other person who will participate directly in decisions relating to management of the business shall sign the application for a license as the applicant. Each applicant shall be considered as a licensee if a license is granted.

- (F) The information provided by an applicant in connection with the application for a license under this Ordinance shall be maintained by the DIRECTOR on a confidential basis, and may be disclosed only: (1) to other governmental agencies in connection with a law enforcement or public safety function, or (2) as may otherwise be required by law or a court order.

4-17-5: **ISSUANCE OF LICENSE:**

- (A) Within 20 business days after the receipt of a completed application, the DIRECTOR shall either issue a license, or issue a written notice of intent to deny a license, to the applicant. The DIRECTOR shall approve the issuance of a license unless one or more of the following is found to be true:
 - (1) An applicant is less than 18 years of age.
 - (2) An applicant is delinquent in the payment to the City of Geneva of taxes, fees, fines, or penalties assessed against or imposed upon the applicant in relation to an adult use business.
 - (3) An applicant has failed to provide complete information as required by Section 4-17-4 for issuance of the license.
 - (4) An applicant has been convicted of a specified criminal activity. The fact that a conviction is being appealed shall have no effect under this Subsection. For the purpose of this Subsection, “conviction:”
 - (a) means a conviction or a guilty plea; and
 - (b) includes a conviction of any business entity for which the applicant had, at the time of the offense leading to the conviction for a specified criminal activity, a management responsibility or a controlling interest.
 - (5) The license application fee required by this Ordinance has not been paid.
 - (6) An applicant has falsely answered a question or request for information on the application form.

- (7) The proposed adult use business is located in a zoning district other than a district in which adult use businesses are allowed to operate under the City of Geneva Zoning Regulations, or is not in compliance with the location restrictions established for adult use businesses in this Chapter under Section 4-17-13.
- (B) An applicant that is ineligible for a license due to Subsection (A)(4) of this Section may qualify for an adult use business license only when the time period required by the applicable Subsection in Section 4-17-2(U) has elapsed.
- (C) The license, if granted, shall state on its face the name of the person or persons to whom it is granted, the number of the license issued to that applicant, the expiration date, and, if the license is for an adult use business, the address of the adult use business. An adult use business employee license shall contain a photograph of the licensee. The adult use business license shall be posted in a conspicuous place at or near the entrance to the adult uses business so that it may be easily read at any time. An adult use business employee shall keep the employee's license on his or her person or on the premises where the licensee is then working or performing, and shall produce such license for inspection upon request by a law enforcement officer or other authorized City of Geneva official.
- (D) If a license is granted to operate an adult use business, the business to be operated as delineated on the Application shall be commenced on the premises identified on the Application within 180 days from the date the license was granted. In the event the business is not so commenced within the 180 day period, the license shall automatically be deemed to have been terminated and revoked and a new application process shall be required for the Applicant to request the license be re-granted. The DIRECTOR shall have the authority to extend the 180 deadline upon good cause shown, but for no longer than an additional 60 days.

4-17-6: **FEES:**

- (A) The non-refundable initial license fee and annual renewal fee for an adult use business license or an adult use business employee license shall be set by the Geneva City Council at an amount determined to be sufficient to pay the cost of administering this program, subject to Subsections (B) and (C) herein.
- (B) In no event shall the fees exceed \$400.00 for the initial license and \$200.00 for the annual renewal fee for an adult use business license.

- (C) In no event shall the fees exceed \$150.00 for the initial license, and \$100.00 for the annual renewal fee, for an adult use business employee license.

4-17-7: **INSPECTION:** For the purpose of ensuring compliance with this Ordinance, an applicant, operator or licensee shall permit law enforcement officers and any other federal, state, county or City of Geneva agency in the performance of any function connected with the enforcement of this Ordinance normally and regularly conducted by such agencies, to inspect, at any time the business is occupied or open for business, those portions of the premises of an adult uses business which patrons or customers are permitted to occupy.

4-17-8: **EXPIRATION OF LICENSE:**

- (A) Each license shall expire on April 30th and may be renewed only by making application as provided in Section 4-17-4. An application for renewal shall be made at least 30 days before the expiration date, and when made less than 30 days before the expiration date, the expiration of the license will not be suspended or extended by reason of such application.
- (B) If the City of Geneva denies renewal of a license, the applicant shall not be issued a license for one (1) year from the date of denial. If, subsequent to the denial, the City of Geneva finds that the basis for denial of the renewal license has been corrected or abated, the applicant shall be granted a license if at least 90 days have elapsed since the date that the denial became final.

4-17-9: **SUSPENSION:** The Enforcement Officer shall issue a written statement of intent to suspend a license for a period not to exceed 30 days if a determination has been made by the Enforcement Officer that a licensee or an employee of a licensee has:

- (A) violated or is not in compliance with any section of this Ordinance; or
- (B) refused to allow an inspection of the adult use business premises as authorized by this Ordinance.

4-17-10: **REVOCATION:**

- (A) The Enforcement Officer shall issue a written statement of intent to revoke an adult use business license if a cause of suspension set forth in Section 4-17-9 occurs and the license has been suspended within the preceding 12 months.
- (B) The Enforcement Officer shall issue a written statement of intent to revoke an adult use business license if the Officer determines that:
 - (1) a licensee gave false or misleading information in the material submitted during the application process;
 - (2) a licensee has knowingly allowed or participated in possession, use, or sale of controlled substances on the premises;
 - (3) a licensee has knowingly allowed or participated in prostitution on the premises;
 - (4) a licensee has knowingly operated the adult use business during a period of time when the licensee's license was suspended;
 - (5) a licensee has knowingly allowed or participated in any act of sexual intercourse, sodomy, oral copulation, masturbation, or other sex act to occur in or on the licensed premises.
- (C) The fact that a conviction is being appealed shall have no effect on the revocation of the license.
- (D) When, after the notice and hearing procedure described in Section 4-17-11, the Enforcement Officer revokes a license, the revocation shall continue for one (1) year and the licensee shall not be issued an adult use business license for one (1) year from the date revocation becomes effective, provided that, if the conditions of Section 4-17-11(F) are met, a Provisional License will be granted pursuant to that Section. If, subsequent to revocation, the Enforcement Officer finds that the basis for the revocation found in Subsection (B)(1) of this Section has been corrected, the applicant shall be granted a license if at least 90 days have elapsed since the date the revocation became effective.

4-17-11: **HEARING; LICENSE DENIAL, SUSPENSION, REVOCATION; APPEAL:**

- (A) If the Enforcement Officer determines that facts exist for denial, suspension, or revocation of a license under this Ordinance, the

Enforcement Officer shall notify the applicant or licensee (respondent) in writing of the intent to deny, suspend, or revoke the license, including the grounds therefor, by personal delivery, or by certified mail. The notification shall be directed to the most current business address on file with the City. Within five (5) business days of receipt of such notice, the respondent may provide to the Enforcement Officer, in writing, a response that shall include a statement of reasons why the license or permit should not be denied, suspended, or revoked. Within three (3) business days of the receipt of respondent's written response, or if no written response was received, within eight (8) business days from the date the notice of intent was sent, the Enforcement Officer shall notify respondent in writing of the hearing date on respondent's denial, suspension, or revocation proceeding, which hearing shall be held no later than fifteen (15) days after the date the notice of intent was sent unless the City and the licensee mutually agree to a later date.

- (B) The Adjudication Hearing Officer shall conduct the hearing at which respondent shall have the opportunity to be represented by counsel and present evidence and witnesses on his or her behalf. If a response is not received by the Enforcement Officer in the time stated or, if after the hearing, the Adjudication Hearing Officer finds that grounds as specified in this Ordinance exist for denial, suspension, or revocation, then such denial, suspension, or revocation shall become final five (5) days after the Enforcement Officer sends, by certified mail, written notice that the license has been denied, suspended, or revoked. Such notice shall include a statement advising the applicant or licensee of the right to appeal such decision to a court of competent jurisdiction.
- (C) The powers and duties of the Adjudication Hearing Officer shall include:
 - (1) Hearing testimony and accepting evidence that is relevant to the issue of the proposed denial, suspension, or revocation;
 - (2) Issuing subpoenas directing witnesses to appear and give relevant testimony at the hearing upon the request of parties or their representatives;
 - (3) Preserving and authenticating the record of the hearing and all exhibits and evidence introduced at the hearing; and
 - (4) Issuing a determination, based on evidence presented at the hearing of whether grounds for the proposed denial, suspension or revocation exists. The determination shall be in writing and shall include a written finding of fact and decision. Such decision shall

be transmitted to the Enforcement Officer within three (3) business days after entry by the Adjudication Hearing Officer.

- (D) If the Adjudication Hearing Officer finds that no grounds exist for denial, suspension, or revocation of a license, then within five (5) days after the hearing, the Enforcement Officer shall withdraw the intent to deny, suspend, or revoke the license, and shall so notify the respondent in writing by certified mail of such action and shall contemporaneously issue the license.
- (E) When a decision to deny, suspend, or revoke a license becomes final, the applicant or licensee (aggrieved party) whose application for a license has been denied, or whose license has been suspended or revoked, shall have the right to appeal such action to a court of competent jurisdiction. Upon the filing of any court action to appeal, challenge, restrain, or otherwise enjoin the City of Geneva's enforcement of the denial, suspension, or revocation, the City of Geneva shall immediately issue the aggrieved party a Provisional License. The Provisional License shall allow the aggrieved party to continue operation of the adult uses business or to continue employment as an adult use business employee, as the case may be, and will expire upon the court's entry of a judgment on the aggrieved party's action to appeal, challenge, restrain, or otherwise enjoin the City of Geneva's enforcement.

4-17-12: **TRANSFER OF LICENSE:** A licensee shall not transfer his or her license to another, nor shall a licensee operate an adult use business under the authority of a license at any place other than the address designated in the application.

4-17-13: **LOCATION OF ADULT USE BUSINESSES:**

- (A) A person commits a violation if that person operates or causes to be operated an adult use business in any zoning district other than a district in which adult uses businesses are allowed to operate under the City of Geneva Zoning Regulations.
- (B) A person commits a violation if the person operates or causes to be operated an adult use business within Nine Hundred (900) feet of:
 - (1) A church, synagogue, mosque, temple, or building which is used primarily for religious worship and related religious activities;

- (2) A public or private educational facility including, but not limited to, child day care facilities, nursery schools, preschools, kindergartens, elementary schools, private schools, intermediate schools, junior high schools, middle schools, high schools, vocational schools, secondary schools, continuation schools, special education schools, junior or community colleges, and universities. "School" includes the school grounds, but does not include facilities used primarily for another purpose and only incidentally as a school;
 - (3) A boundary of a zoning district allowing residential or dwelling structures as a permitted or special use within the boundaries of the City of Geneva;
 - (4) A public park or recreational area which has been designated for park or recreational activities including, but not limited to, a park, playground, swimming pool, reservoir, athletic field, basketball or tennis courts, wilderness areas, or other similar public land within the City which is under the ownership, control, operation, or management of any unit of local government;
 - (5) Any premises licensed pursuant to the alcoholic beverage control regulations of the State.
- (C) A person commits a violation if that person causes or permits the operation, establishment, substantial enlargement, or transfer of ownership or control of an adult use business within Nine Hundred (900) feet of a residential dwelling structure, whether or not such structure is located within the municipal boundaries of the City of Geneva. For the purpose of this Subsection, the distance between the adult use business and residential dwelling structure shall be measured in a straight line, without regard to the intervening structures or objects or political boundaries, from the closest exterior wall of the structure in which the adult use business is located to the closest exterior wall of the residential dwelling structure.
- (D) A person commits a violation if that person causes or permits the operation, establishment, substantial enlargement (as defined at Section 4-17-2 [W]), or transfer of ownership or control of an adult use business within Nine Hundred (900) feet of another adult use business.
- (E) A person commits a violation if that person causes or permits the operation, establishment, substantial enlargement, or transfer of ownership or control of an adult use business on any zoning lot with street frontage

on Fabyan Parkway, Illinois State Route 38 or Kirk Road within the City Limits of the City of Geneva.

- (F) A person commits a violation if that person causes or permits the operation, establishment, or maintenance of more than one adult use business in the same building, structure, or portion thereof, or the increase of floor area of any adult uses business in any building, structure, or portion thereof containing another adult use business.
- (G) For the purpose of Subsection (B) of this Section, measurement shall be made in a straight line, without regard to the intervening structures or objects, from the nearest portion of the building or structure used as the part of the premises where an adult use business is conducted, to the nearest property line of the premises of a use listed in Subsection (B). The presence of a City, county or other political subdivision boundary shall be irrelevant for purposes of calculating and applying the distance requirements of this Section.
- (H) For purposes of Subsection (D) of this Section, the distance between any two adult use businesses shall be measured in a straight line, without regard to the intervening structures or objects or political boundaries, from the closest exterior wall of the structure in which each business is located.
- (I) Any adult use business lawfully operating on the effective date of this Ordinance that is in violation of Subsection (A) through (F) of this Section shall be deemed a nonconforming use. The nonconforming use will be permitted to continue for a period not to exceed one (1) year, unless sooner terminated for any reason or voluntarily discontinued for a period of 30 days or more. Such nonconforming uses shall not be increased, enlarged, extended, or altered except that the use may be changed to a conforming use. If two or more adult use businesses are within Nine Hundred (900) feet of one another and otherwise in a permissible location, the adult use business which was first established and continually operating at a particular location is the conforming use and the later established business(es) is/are nonconforming.
- (J) An adult use business lawfully operating as conforming to the requirements of Subsection (B) of this Section is not rendered nonconforming by the location, subsequent to the grant or renewal of the adult use business license, of a use listed in Subsection (B) of this Section within Nine Hundred (900) feet of the adult uses business. This provision applies only to the renewal of a valid license, and does not apply when an application is made for a license after the applicant's previous license has expired or been revoked.

4-17-14: REGULATION PERTAINING TO EXHIBITION OF SEXUALLY EXPLICIT FILMS, VIDEOS, OR LIVE ENTERTAINMENT IN VIEWING ROOMS:

- (A) A person who operates or causes to be operated an adult use business which exhibits on the premises, in a separated, private viewing room or rooms, and not as a motion picture theater arrangement, film, video cassette, live entertainment, or other video reproduction which depicts specified sexual activities or specified anatomical areas, shall comply with the following requirements:
 - (1) Upon application for an adult use license, the application shall be accompanied by a diagram of the premises showing a plan thereof specifying the location of one or more manager's stations and the location of all overhead lighting fixtures and designating any portion of the premises in which patrons will not be permitted. The diagram shall also designate the place at which the license, if granted, will be conspicuously posted. A professionally prepared diagram in the nature of an engineer's or architect's plan shall not be required; however, each diagram should be oriented to the north or to some designated street or object and should be drawn to a designated scale or with marked dimensions sufficient to show the various internal dimensions of all areas of the interior of the premises to an accuracy of plus or minus six (6) inches. The City of Geneva may waive the foregoing diagram for renewal applications if the applicant adopts a diagram that was previously submitted and certifies that the configuration of the premises has not been altered since it was prepared.
 - (2) The application shall be sworn to be true and correct by the applicant.
 - (3) No alteration in the configuration or location of a manager's station may be made without the prior approval of the City of Geneva.
 - (4) It is the duty of the licensee of the premises to ensure that at least one (1) licensed employee is on duty and situated in each manager's station at all times that any patron is present inside the premises.

- (5) The interior of the premises shall be configured in such a manner that there is an unobstructed view from a manager's station of every area of the premises to which any patron is permitted access for any purpose, excluding restrooms. Restrooms may not contain video reproduction equipment. If the premises has two (2) or more manager's stations designated, then the interior of the premises shall be configured in such a manner that there is an unobstructed view of each area of the premises to which any patron is permitted access for any purpose from at least one of the manager's stations. The view required in this Subsection must be by direct line of sight from the manager's station.
- (6) It shall be the duty of the licensee to ensure that the view area specified in Subsection (5) remains unobstructed by any doors, curtains, partitions, walls, merchandise, display racks, or other materials and, at all times, to ensure that no patron is permitted access to any area of the premises which has been designated as an area in which patrons will not be permitted in the application filed pursuant to Subsection (1) of this Section.
- (7) No viewing room may be occupied by more than one (1) person at any time.
- (8) The premises shall be equipped with overhead lighting fixtures of sufficient intensity to illuminate every place to which patrons are permitted access at an illumination of not less than five (5.0) foot-candles as measured at the floor level.
- (9) It shall be the duty of the licensee to ensure that the illumination described above is maintained at all times that any patron is present in the premises.
- (10) No licensee shall allow openings of any kind to exist between viewing rooms or booths.
- (11) No person shall make or attempt to make an opening of any kind between viewing booths or rooms.
- (12) The licensee shall, during each business day, regularly inspect the walls between the viewing booths to determine if any openings or holes exist.
- (13) The licensee shall cause all floor coverings in viewing booths to be nonporous, easily cleanable surfaces, with no rugs or carpeting.

- (14) The licensee shall cause all wall surfaces and ceiling surfaces in viewing booths to be constructed of, or permanently covered by, nonporous, easily cleanable material. No wood, plywood, composition board, or other porous material shall be used within 48 inches of the floor.
- (B) A person having a duty under Subsection (1) through (14) of Subsection (A) herein commits a violation if he or she knowingly fails to fulfill that duty.

4-17-15: ADDITIONAL REGULATIONS CONCERNING PUBLIC NUDITY:

- (A) It shall be a violation for a person to knowingly and intentionally, in an adult use business, appear in a state of nudity or engage in specified sexual activities.
- (B) It shall be a violation for a person to knowingly or intentionally, in an adult use business, appear in a semi-nude condition, unless the person is an employee who, while semi-nude, is at least six (6) feet from any patron or customer and on a stage at least two (2) feet from the floor.
- (C) It shall be a violation for an employee, while semi-nude in an adult use business, to receive directly any pay or gratuity from any patron or customer, or for any patron or customer to pay or give any gratuity directly to any employee, while that employee is semi-nude in an adult use business.
- (D) It shall be a violation for an employee, while semi-nude, to knowingly and intentionally touch a customer or the clothing of a customer.

4-17-16: PROHIBITION AGAINST CHILDREN IN AN ADULT USE BUSINESS: A licensee commits a violation if the licensee allows a person under the age of 18 years on the premises of an adult use business.

4-17-17: PROHIBITION AGAINST ALCOHOL CONSUMPTION: No alcoholic beverages shall be served, consumed, possessed, delivered or transported on or about the premises of an adult use business at any time.

4-17-18: **HOURS OF OPERATION:** No adult use business may remain open to the public or allow occupation of the premises for any private gathering at any time between the hours of 1:00 A.M. and noon on any day.

4-17-19: **EXEMPTIONS:** It is not a violation of the provisions of Section 4-17-15 if a person appearing in a state of nudity did so in a modeling class:

- (A) operated by a proprietary school, licensed by the State of Illinois; a college, junior or community college, or university supported entirely or partly by taxation;
- (B) operated by a private college or university which maintains and operates educational programs in which credits are transferable to a college, junior or community college, or university supported entirely or partly by taxation;
- (C) sponsored or sanctioned by a unit of local government as part of an educational class; or
- (D) in a structure:
 - (1) which has no sign visible from the exterior of the structure and no other advertising that indicates a nude person is available for viewing; and
 - (2) where, in order to participate in a class, a student must enroll at least three (3) days in advance of the class; and
 - (3) where no more than one (1) nude model is on the premises at any one time.

4-17-20: **INJUNCTION:** A person who operates or causes to be operated an adult use business without a valid license or in violation of Section 4-17-12 of this Ordinance is subject to a suit for injunction as well as prosecution for criminal violations. Such violations shall be punishable by a fine of \$750.00 for each day an adult use business so operates.

4-17-21: **SEVERABILITY:** Each section and provision of this Ordinance is hereby declared to be independent division(s) and subdivision(s) and, notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any provision(s) of said Ordinance, or the application thereof to

any person or circumstance is held to be invalid, the remaining sections or provisions and the application of such sections and provisions to any person or circumstances other than those to which it is held invalid, shall not be affected thereby, and it is hereby declared that such sections and provisions would have been passed independently of such section or provision so known to be invalid.

4-17-22: **CONFLICTING ORDINANCES REPEALED:** All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 2: This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

PRESENTED to the City Council of the City of Geneva, Illinois, this ____ day of _____, 2011.

PASSED by the City Council of the City of Geneva, Illinois, this ____ day of _____, 2011.

APPROVED by me as Mayor of said City of Geneva, Illinois, this ____ day of _____, 2011.

Kevin R. Burns, Mayor

ATTEST:

Lynn P. Landberg, City Clerk

COUNCIL VOTE:

Ayes		
Nays		
Absent		
Abstentions		(counted as ayes or nays)
Total Holding Office	10	

**CITY OF GENEVA, ILLINOIS
ORDINANCE 2011-____**

**AN ORDINANCE ADDING CHAPTER 17 TO TITLE 4
OF THE CITY CODE OF THE CITY OF GENEVA:**

ADULT USES BUSINESS REGULATION

**ADOPTED BY THE
MAYOR AND CITY COUNCIL
THIS ____ DAY OF _____, 2011**

Published in pamphlet form
by authority of the Mayor
and City Council of the City of Geneva,
Kane County, Illinois,
This day of , 2011

Prepared by and mail to:

City of Geneva
22 South First Street
Geneva, IL 60134



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item:	Title 1, Chapter 13 of the Geneva City Code, “Freedom of Information Inquiries”		
Presenter & Title:	Mary L. McKittrick, City Administrator		
Date:	December 21, 2010		
<i>Please Check Appropriate Box:</i>			
<input checked="" type="checkbox"/>	Committee of the Whole Meeting	<input type="checkbox"/>	Special Committee of the Whole Meeting
<input type="checkbox"/>	City Council Meeting	<input type="checkbox"/>	Special City Council Meeting
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	Other -
Estimated Cost: N/A		Budgeted?	<div style="display: flex; justify-content: space-between;"> _____ YES _____ NO </div> <div style="text-align: center;">N/A</div>
<i>If NO, please explain how the item will be funded:</i> N/A			
Executive Summary:			
<p>The attached ordinance is a housekeeping measure to update the City’s Code of Ordinances to reflect the recent changes to the Illinois Freedom of Information Act. The amendment is a result of the House and Senate overriding the Governor’s amendatory veto to House Bill 5154. The FOIA amendment exempts all public employee personnel evaluations from Freedom of Information Act requests and not exclusively police performance evaluations as the Governor had amended the original legislation.</p>			
Attachments: <i>(please list)</i>			
<ul style="list-style-type: none"> Draft Ordinance 			
Recommendation / Suggested Action: <i>(briefly explain)</i>			
<p>Approve the attached draft ordinance amending Title 1, adding Chapter 13, “Freedom of Information Inquiries” to the Geneva City Code, as presented and in accordance to State Statutes.</p>			

ORDINANCE NO. 2011-66

**AMENDING CHAPTER 13 OF TITLE 1 OF THE GENEVA
CITY CODE**

**ADOPTED BY THE
CITY COUNCIL**

THIS 3rd DAY OF JANUARY, 2011

Published in pamphlet form
by authority of the Mayor
and City Council of the
City of Geneva,
Kane County, Illinois,
this 3rd day of January, 2011

ORDINANCE NO. 2011-66

**AMENDING CHAPTER 13 OF TITLE 1 OF THE GENEVA
CITY CODE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF GENEVA, KANE COUNTY, ILLINOIS, AS FOLLOWS:**

SECTION 1: Section 1-13-5 (a) of Title 1 of the City of Geneva City Code is hereby amended by adding the following subparagraph (z):

“1-13-5 (1) Exemptions:

(z) Performance evaluations of employees

SECTION 2. Conflict. In the event there is an amendment to the Illinois Freedom of Information Act (“Act”), as amended, which causes a provision of Chapter 13 of the Geneva City Code to be more restrictive than the corresponding provision of the Act, the more restrictive provision of the Act shall prevail.

SECTION 3: This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law. Publication of this ordinance in pamphlet form is approved.

PASSED by the City Council of the City of Geneva, Illinois, this 3rd day of January, 2011.

APPROVED by me as Mayor of said City of Geneva, Illinois, this 3rd day of January, 2011.

Kevin R. Burns, Mayor

ATTEST:

Lynn P. Landberg, City Clerk

CITY COUNCIL VOTE:

AYE: __

NAY: __

ABSENT: __

ABSTAINING: __

HOLDING OFFICE: __



Agenda Item:	Stonewood Glen—Certificate of Acceptance Resolution		
Presenter & Title:	Dan Dinges, Director of Public Works		
Date:	December 21, 2010		
Please Check Appropriate Box:			
X	Committee of the Whole Meeting		Special Committee of the Whole Meeting
X	City Council Meeting		Special City Council Meeting
	Public Hearing		Other -
Estimated Cost: \$0		Budgeted?	<u> X </u> YES NO
If NO , please explain how the item will be funded:			
Executive Summary:			
All work for this development has been completed, and certificates of completion have been issued for the sanitary sewer, storm sewer, water main, and Aggregate Base Course.			
Attachments: (please list)			
<ul style="list-style-type: none"> Certificate of Acceptance Resolution 			
Recommendation / Suggested Action: (briefly explain)			
Staff recommends that the City Council accept the construction of the work as noted in the resolution.			

**CITY OF GENEVA
CERTIFICATE OF ACCEPTANCE
RESOLUTION**

Whereas, John Henry Homes, Developer
of Stonewood Glen has entered into a contract for the
construction of specific utilities, and

W hereas, Ruffolo & Son, Geneva Construction, the Contractor, has completed the
following construction and a Certificate of Completion has been issued (see reverse side):

- | | |
|---------------------------------|---|
| a. <u>Sanitary Sewer</u> | Certificate of Completion issued <u>1-16-07</u> |
| b. <u>Water Main</u> | Certificate of Completion issued <u>1-16-07</u> |
| c. <u>Storm Sewer</u> | Certificate of Completion issued <u>1-16-07</u> |
| d. <u>Aggregate Base Course</u> | Certificate of Completion issued <u>1-16-07</u> |
| e. _____ | Certificate of Completion issued _____ |
| f. _____ | Certificate of Completion issued _____ |
- and,

Whereas the normal or specified period of maintenance and liability of the Contractor expired
on 1-16-08 as heretofore agreed, and

Whereas the above listed construction has been inspected by Jacob & Hefner, the
engineer for the developer, and the engineer and / or representative for the City of Geneva, and found to
be acceptable.

Now, Therefore, Be It Resolved by the City Council of the City of Geneva,
Illinois, that said construction is accepted by the City of Geneva as of the dated of
passage of this Resolution.

Passed this _____ day of _____

Attest:

City Clerk

Mayor