



# City of Naperville

400 S. Eagle Street  
Naperville, IL 60540

## Meeting Agenda

### City Council

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Tuesday, June 20, 2023

7:00 PM

Council Chambers

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#### Agenda Introductory Language

#### TO WATCH OR LISTEN TO THE CITY COUNCIL MEETING LIVE:

- Watch on WCNC GOVERNMENT ACCESS TELEVISION (Ch. 6-Astound, Ch. 10 - Comcast) Please note that WCNC is currently unavailable to AT&T U-verse (Ch. 99) customers. We encourage these customers to view meetings online at <https://naperville.legistar.com>.
- Watch online at <https://naperville.legistar.com>

**TO SUBMIT PUBLIC COMMENT OR SPEAK LIVE AT THE MEETING:** To address the City Council in-person in City Council Chambers, members of the public must register by 4 p.m. on June 20 at: [www.naperville.il.us/speakersignup](http://www.naperville.il.us/speakersignup)

The public may choose to provide public comment in any of the following ways:

1. Submit a written comment to the City in advance of the City Council meeting by 4 p.m. on June 20. Written comments will be compiled and posted with the electronic meeting agenda on the City's website prior to the start of the meeting. The cumulative number of comments will be announced during the City Council meeting.
2. Submit a one-word statement of "SUPPORT" or "OPPOSITION" regarding a specific agenda item. The names of participants who submitted position statements will be compiled and posted with the electronic meeting agenda on the City's website prior to the start of the meeting. The cumulative number of position statements will be announced during the City Council meeting.
3. Address the City Council live during the City Council meeting in-person in City Council Chambers. Individuals wishing to address the Council during the meeting must sign up to speak by 4 p.m. on June 20. Online sign-up closes at 4 p.m. on June 20, at which time no other speakers or comments will be accepted. There will be no on-site speaker sign up.

**PUBLIC ACCOMMODATION:**

- Any individual who may require an accommodation to listen to or participate in the meeting should contact the Community Services Department at (630) 305-5300 by 4 p.m. on June 20.
- Questions regarding online sign-up may be directed to the Community Services Department by calling (630) 305-5300.

**PARTICIPATION GUIDELINES:**

The citizen participation guidelines are outlined in 1-5-6-6: - CITIZEN PARTICIPATION of the Naperville Municipal Code.

- **ALL VIEWPOINTS AND OPINIONS WELCOME:** All viewpoints are welcome, positive comments and constructive criticism are encouraged. Speakers must refrain from harassing or directing threats or personal attacks at Council members, staff, other speakers or members of the public. Comments made to intentionally disrupt the meeting may be managed as necessary to maintain appropriate decorum and allow for city business to be accomplished.
- **SPEAKER TIME LIMITS:** Speakers must limit their remarks to no more than three minutes. Petitioners may speak on an agenda item first and have up to 10 minutes and are also granted a five-minute rebuttal once all other speakers have commented.
- **IF YOU SIGNED UP TO SPEAK,** staff will call your name at the appropriate time during the City Council meeting. Once your name is called you may identify yourself for the public record and then address remarks to the City Council as a whole. Speak clearly and try to limit remarks directly to the matter under discussion. Speakers are called in the order they sign up.

**A. CALL TO ORDER:****B. ROLL CALL:****C. CLOSED SESSION - CANCELED**

OPEN SESSION - 7:00 p.m.

**D. ROLL CALL:****E. PLEDGE TO THE FLAG:****F. AWARDS AND RECOGNITIONS:****G. PUBLIC FORUM:****H. CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR THE CONSENT AGENDA:**

**I. CONSENT AGENDA:**

1. [23-0697](#) Approve the Cash Disbursements for the period of 05/01/2023 through 05/31/2023 for a total of \$28,486,051.41
2. [23-0646](#) Approve the regular City Council meeting minutes of June 6, 2023
3. [23-0638](#) Approve the City Council meeting schedule for July, August, September and October 2023
4. [23-0726](#) Receive the year-to-date budget report through May 31, 2023
5. [23-0667](#) Approve the award of Option Year Three to Contract 19-310, Naper Settlement Maintenance Support Services, to JP Superior Cleaning and Janitorial Services Corporation for an amount not to exceed \$157,607.74
6. [23-0698](#) Approve the award of Option Year One to Contract 20-213 Cross Connection Control Testing Records Administration to Aqua Backflow, Inc for an amount not to exceed \$161,687.75 and for a seven-month term
7. [23-0725](#) Approve the award of Bid 23-131, Naper Settlement Perimeter Fence and Entry Gates Improvements, to Peerless Fence, for an amount not to exceed \$459,922.04, plus a 5% contingency and for a six-month term
8. [23-0682](#) Approve the recommendation by Alliant Insurance Services to award Excess Liability Insurance Coverage to Great American Insurance Company for an amount not to exceed \$267,750 and for a one-year term
9. [23-0676](#) Approve the award of Change Order #1 to Contract 22-180, Southwest Wastewater Pump Station Rehabilitation for an additional 120 days
10. [23-0690](#) Approve the Emergency Procurement 23-175 West-Southwest Elevated Tank Painting Project - Additional Work to ERA-Valdivia Contractors, Inc. for an amount not to exceed \$581,000
11. [23-0705](#) Approve the award of Change Order #7 to Contract 16-135, North Aurora Road Underpass Design, to TranSystems Corporation for an amount not to exceed \$113,320 and a total award of \$2,528,936.35
12. [23-0736](#) Approve the amended 2023-2025 Annual New Sidewalk Program redistributing the approved locations across three years and adding Loomis Street and Book Road locations
13. [23-0745](#) Adopt the resolution approving the grant agreement between the City and the Muthusmai Paravel Foundation whereby the City shall provide up to \$500,000 in local tornado recovery assistance grant funding related to the June 20, 2021 tornado (Item 1 of 2)

14. [23-0619](#) Pass the ordinance approving an amendment to the City of Naperville 2023 Annual Budget in the amount of \$500,000 for Tornado Recovery Assistance (Item 2 of 2)
15. [23-0711](#) Waive the first reading and pass an ordinance amending Chapter 7 Article F (OCI: Conditional Uses) of Title 6 (Zoning Regulations) related to eating establishments within a PUD (requires six positive votes) - PZC 23-1-031
16. [23-0737](#) Waive the first reading and pass the ordinance amending Section 3-3-11:1 of the Naperville Municipal Code to decrease the cap on the Class C - Tavern liquor license to four and provide automatic reduction of the number of Class C - Tavern liquor licenses available by one upon revocation, termination, or non-renewal of a license (requires six positive votes)
17. [23-0658B](#) Waive the first reading and pass the ordinance to establish a “No Parking Zone” on the north side of Highland Avenue from the centerline of Brainard Street to a point 171 feet to the east (requires six positive votes)
18. [23-0476C](#) Pass the ordinance to establish a two-way stop control at the intersection of Sunnybrook Drive/Stauffer Drive/Monterey Court
19. [23-0715](#) Pass the ordinance to establish temporary traffic controls and issue Special Event and Amplifier permits for the Naperville Sprint Triathlon on Sunday, August 6, 2023
20. [23-0724](#) Pass the ordinance to establish temporary traffic controls and issue Special Event and Amplifier permits for the India Day Parade and Celebration on Sunday, August 13, 2023
21. [23-0680B](#) Pass the ordinance approving a fence variance for the property located at 947 Mortonsberry Drive - PZC 23-1-028
22. [23-0749](#) Pass the ordinance approving acceptance of Outlot H of Naper Commons and conveying Outlot H of Naper Commons to the Naperville Park District
23. [23-0652B](#) Pass the ordinance amending Sections 2-1-14, 2-5-2, 2-9-2, 2-16-2 and 2-19-2 of the Naperville Municipal Code to update certain Board and Commission membership to include City Council representatives (Item 1 of 2)
24. [23-0655B](#) Approve the appointment of City Council representatives to various boards and commissions (Item 2 of 2)
25. [23-0600B](#) Receive the staff report for 1296 E. Chicago Avenue (McAlister’s Deli) - PZC 22-1-095 (Item 1 of 4)
26. [23-0707](#) Pass the ordinance revoking ordinance 76-137 applicable to property located at 1296 E. Chicago Avenue - PZC 22-1-095 (Item 2 of 4)

27. [23-0708](#) Pass the ordinance rezoning the property located at 1296 E. Chicago Avenue to OCI - PZC 22-1-095 (Item 3 of 4)
28. [23-0709](#) Pass the ordinance approving a conditional use for an eating establishment in the OCI zoning district and granting setback and drive-through stacking variances for the property located at 1296 E Chicago Avenue - PZC 22-1-095 (Item 4 of 4)

#### **J. PUBLIC HEARINGS:**

1. [23-0677](#) Conduct the public hearing for the Program Year 2022 Community Development Block Grant (CDBG) Consolidated Annual Performance Evaluation Report (Item 1 of 2)
2. [23-0678](#) Accept the Program Year 2022 Community Development Block Grant (CDBG) Consolidated Annual Performance Evaluation Report (Item 2 of 2)
3. [23-0285B](#) Open and continue the public hearing to consider the Annexation Agreement for Orion/Prosperita to the July 18, 2023 City Council meeting - PZC 22-1-097

#### **K. OLD BUSINESS:**

#### **L. ORDINANCES AND RESOLUTIONS:**

1. [23-0693B](#) Waive the first reading and pass the ordinance amending Chapter 1 (Zoning Title, Purpose, Definitions) and Article B (ORI Office, Research and Light Industry District) of Chapter 8 (Industrial Districts) of Title 6 (Zoning Regulations) of the Naperville Municipal Code - PZC 23-1-041 (requires 6 positive votes)

#### **M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:**

1. [23-0701](#) Approve the recommendation by Alliant Insurance to award Property, Cyber Liability, and Pollution Liability insurance coverage through the Alliant Property Insurance Program for an amount not to exceed \$1,125,106 and for a one-year term

#### **N. PETITIONS AND COMMUNICATIONS:**

#### **O. REPORTS AND RECOMMENDATIONS:**

1. [23-0713](#) Receive the report on the status of American Rescue Plan Act funds and direct staff to obligate funds to approved 2023 capital improvement projects

2. [23-0750](#) Receive an update on the City's diversity, equity and inclusion initiatives

**P. NEW BUSINESS:**

**Q. ADJOURNMENT:**

*Any individual with a disability requesting a reasonable accommodation in order to participate in a public meeting should contact the Communications Department at least 48 hours in advance of the scheduled meeting. The Communications Department can be reached in person at 400 S. Eagle Street, Naperville, IL., via telephone at 630-420-6707 or 630-305-5205 (TDD) or via e-mail at [info@naperville.il.us](mailto:info@naperville.il.us). Every effort will be made to allow for meeting participation.*