



# City of Naperville

400 S. Eagle Street  
Naperville, IL 60540

## Meeting Minutes

### City Council

---

Tuesday, November 20, 2018

7:00 PM

Council Chambers

---

#### A. CALL TO ORDER:

Chirico called the meeting to order at 6:00 p.m.

#### B. ROLL CALL:

**Present:** 7 - Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilwoman Judith Brodhead  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilwoman Rebecca Obarski  
Councilman Benjamin White

**Absent:** 2 - Councilman Kevin Coyne  
Councilman John Krummen

#### C. CLOSED SESSION - 6:00 p.m.

**A motion was made by Councilwoman Brodhead, seconded by Councilwoman Obarski, to recess to Closed Session to discuss 120/2(c)(5) Purchase of Property; 120/2(c)(6) Sale of Property; and 120/2(c)(21) Approval of Minutes. The motion carried by the following vote:**

**Aye:** 7 - Chirico, Anderson, Brodhead, Gustin, Hinterlong, Obarski, and White

**Absent:** 2 - Coyne, and Krummen

#### OPEN SESSION - 7:00 p.m.

Chirico called the meeting to order at 7:00 p.m.

#### D. ROLL CALL:

**Present:** 8 - Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilwoman Judith Brodhead  
Councilman Kevin Coyne  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilwoman Rebecca Obarski  
Councilman Benjamin White

**Absent:** 1 - Councilman John Krummen

Also Present

City Manager, Doug Krieger; Deputy City Manager, Marcie Schatz; City Attorney, Mike DiSanto; City Clerk, Pam Gallahue; Fire Chief, Mark Puknaitis; Police Chief, Robert Marshall; Director of Finance, Rachel Mayer; Director of IT, Jeff Anderson; Director of TED, Bill Novack; Deputy Director of TED, Jennifer Louden; Deputy Director of TED, Allison Laff; Director of Public Utilities - Electric, Mark Curran; Deputy Director of Public Utilities - Water, Amy Ries; Director of Public Works, Dick Dublinski

Daily Herald, Naperville Sun, NCTV-17

**E. PLEDGE TO THE FLAG:**

The pledge was given.

**F. AWARDS AND RECOGNITIONS:**

1. Proclaim December 2, 2018 as Century Walk Day

Councilman White presented the Proclamation.

2. Proclaim November 10, 2018 as Rotary Harmony Park Day.

Councilman White presented the Proclamation.

**G. PUBLIC FORUM:**

Humane Ordinance

Gail Diedrichsen, spoke in favor of a humane ordinance being adopted by the City of Naperville.

**H. CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR THE CONSENT AGENDA:**

**A motion was made by Councilwoman Brodhead, seconded by Councilman Hinterlong, to use the Omnibus method to approve the Consent Agenda. The motion carried by the following vote:**

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

**I. CONSENT AGENDA:****Approval of the Consent Agenda**

**A motion was made by Councilwoman Brodhead, seconded by Councilman Hinterlong, to approve the Consent Agenda with the exception of items 19 - accept the public underground improvements at The Washington and Republic West and authorize the City Clerk to reduce the corresponding**

public improvement surety and I13 - pass the ordinance approving a temporary use for a parking facility for Bill Jacobs Volkswagen at 2155 Aurora Avenue until December 31, 2023 (PZC 18-1-088). The motion carried by the following vote:

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

1. Approve 10/05/2018 thru 10/31/2018 Cash Disbursement for \$31,568,015.38  
**Council approved.**
2. Approve the City Council Council Rules/Open Data Portal Workshop minutes of September 24, 2018  
**Council approved.**
3. Approve the regular City Council meeting minutes of November 7, 2018  
**Council approved.**
4. Waive the applicable provisions of the Naperville Procurement Code and award Procurement 18-222, External Audit Services, to Sikich LLP for an amount not to exceed \$103,225 and for a one-year term (Requires six positive votes)  
**Council approved.**
5. Approve the award of Bid 18-184, Fire Alarm Monitoring and Maintenance Agreement, to Chicago Metropolitan Fire Prevention Company (CMFP) for an amount not to exceed \$643,800 and for a three-year term  
**Council approved.**
6. Approve the award of Option Year One to Contract 18-026, Tree Removal and Stump Grinding, to D Ryan Tree & Landscaping Service and Steve Piper & Sons for an amount not to exceed \$185,960  
**Council approved.**
7. Approve the award of JOC NS.062884.00. FY18, South Entry Gate ADA Accessibility Improvements, to F.H. Paschen - S.N. Nielson & Associates for amount not to exceed \$116,667, plus a 5% contingency  
**Council approved.**
8. Approve the appointments of Anne Cairns Federlein, PhD to the Board of Library Trustees, Ronald Davidson to the Board of Fire and Police Commissioners and Gautam Grover to the Financial Advisory Board.  
**Council approved.**
9. Accept the public underground improvements at The Washington and Republic West

and authorize the City Clerk to reduce the corresponding public improvement surety.

Chirico recused himself due to a conflict of interest and left the dais from 7:18 p.m.-7:19 p.m.

Councilman White assumed Mayor Pro Tem.

**A motion was made by Councilwoman Brodhead, seconded by Councilman Hinterlong, to accept the public underground improvements at The Washington and Republic West and authorize the City Clerk to reduce the corresponding public improvement surety. The motion carried by the following vote:**

**Aye:** 7 - Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

**Recused:** 1 - Chirico

10. Approve the City Council meeting schedule for November & December 2018 and January & February 2019

**Council approved.**

11. Waive the first reading and pass the ordinance to establish two one-way stop signs at the intersection of Perth Drive and Formby Road/Ryder Court (Requires six positive votes).

Enactment No.: ORD 18-134

**Council passed.**

12. Pass the ordinance amending Title 1, Chapter 6, Article A of the Naperville Municipal Code to provide the City Manager authority to enter into pole attachment agreements for collocation of small wireless facilities on City poles

Enactment No.: ORD 18-135

**Council passed.**

13. Pass the ordinance approving a temporary use for a parking facility for Bill Jacobs Volkswagen at 2155 Aurora Avenue until December 31, 2023 (PZC 18-1-088)

Council discussed the temporary use and the appropriateness of reducing the limit to two years.

Enactment No.: ORD 18-136

**A motion was made by Councilwoman Obarski, seconded by Councilman Hinterlong, to pass an amended ordinance approving a temporary use for a parking facility for Bill Jacobs Volkswagen at 2155 Aurora Avenue until December 31, 2021 (PZC 18-1-088). The motion carried by the following vote:**

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

- 14. Adopt a resolution adopting the 2018 DuPage County Natural Hazards Mitigation Plan and appoint a representative to the DuPage County natural hazards mitigation workshop

Enactment No.: RES 18-018

**Council adopted.**

- 15. Adopt the resolution accepting land cash property known as Outlot E in Atwater subdivision phase 1A and authorizing conveyance of said property to the Naperville Park District (requires six positive votes).

Enactment No.: RES 18-019

**Council adopted.**

- 16. Adopt the resolution authorizing execution of a collective bargaining agreement between the City of Naperville and I.U.O.E. Local 150.

Enactment No.: RES 18-020

**Council adopted.**

**J. PUBLIC HEARINGS:**

**K. OLD BUSINESS:**

**L. ORDINANCES AND RESOLUTIONS:**

- 1. Conduct the first reading of an ordinance amending Chapter 1 (Building Codes) of Title 5 (Building Regulations) of the Naperville Municipal Code adopting the 2018 International Code Council set of codes, including proposed local amendments.

First reading held.

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

**N. PETITIONS AND COMMUNICATIONS:**

**O. REPORTS AND RECOMMENDATIONS:**

- 1. Approve the donation of Unit 9333, a 2004 International Medtec Ambulance, to the Cancun, Mexico Fire Department

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to approve the donation of Unit 9333, a 2004 International Medtec Ambulance, to the Cancun, Mexico Fire Department. The motion carried by the following vote:**

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

2. Deny the request for a variance from Section 6-6C-7:1 to allow a screened in porch to encroach into the rear yard setback at 1224 Stonebriar Court -PZC 18-1-078

Charles Bellock, Naperville, Petitioner, detailed the request to extend the roof on the rear of the duplex to cover the existing deck and construct a screened in area. The new screened in deck will maintain the same footprint as the existing deck; however, once it becomes a roof and enclosed structure, it must comply with the 25' rear yard setback, therefore, he is requesting approval of a variance.

Laff stated setbacks of the existing decks have not been reviewed, explained that different setback standards are in place for open versus enclosed decks, and that an open deck would be allowed by right.

Maureen Bellock, Naperville, spoke in favor of the variance, discussed the existing hardship, and reiterated the need for an enclosed deck.

Council discussed other area decks in the area, whether they are built to code, HOA approval, and the hardship presented.

Enactment No.: ORD 18-137

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to approve the request for a variance from Section 6-6C-7:1 to allow a screened in porch to encroach into the rear yard setback at 1224 Stonebriar Court -PZC 18-1-078. The motion carried by the following vote:**

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

3. Receive an update from the DuPage Children's Museum 5th Avenue Working Group and the commuter parking report.

Jim Hill, spoke against increasing commuter parking spaces.

Krieger briefly discussed the DuPage Children's Museum working group meetings and stated that another update will be provided in December.

Louden discussed the commuter parking study methodology and stated that staff recommends an additional 250 to 400 commuter parking spaces be incorporated into the 5th Avenue concepts.

She detailed the permit waitlist, that the recommendation is presented as a range is to allow flexibility when considering upcoming development concepts including, but not limited to, location, impact to traffic patterns, and cost. She said the analysis is based around the concept of quarterly permits, careful consideration was given to program management adjustments, and that employment and commuting patterns have and will continue to change.

Louden explained that daily fee spaces currently result in maximum usage, however commuters value the security of a quarterly permit.

Council discussed commuter demographics, driving patterns, self-driving cars, 5th Avenue development, options for those on the waitlist, traffic impact in the neighborhood, the appropriateness of including input from the City's advocate, S.B. Friedman, and the need to find the solution that has the least impact and balances the current and proposed uses.

Novack responded that S.B. Friedman has not yet been included as they are working in other areas of the project.

Council discussed a people-mover system, parking in alleys, and whether more spaces should be added prior to the development being proposed

Louden stated that the amount of oversell is expected to decrease, the current space availability at the Route 59 station, that a daily fee program would result in 100% occupancy, impacts to trips, and parking peak times.

The report was received.

#### **P. NEW BUSINESS:**

#### **Q. ADJOURNMENT:**

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to adjourn the Regular City Council Meeting of November 20, 2018 at 8:25 p.m The motion carried by the following vote:**

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Obarski, and White

**Absent:** 1 - Krummen

/S/ Pam Gallahue  
Pam Gallahue, PhD  
City Clerk