



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes - Final

City Council

Tuesday, January 16, 2024

7:00 PM

Council Chambers

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, Ch. 99 – AT&T U-verse) • Watch online at <https://naperville.legistar.com>

TO PROVIDE PUBLIC COMMENT:

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

1. Address the City Council live during the City Council meeting in-person in City Council Chambers. Individuals wishing to address the City Council during the meeting must sign up online at www.naperville.il.us/speakersignup by 6:30 p.m. on Jan. 16.
2. Individuals can also have their name added to the speaker list by calling the Community Services Department at (630) 305-5300 by 6:30 p.m. on Jan. 16.
3. Submit a written comment to the City in advance of the City Council meeting by 4 p.m. on Jan. 16. 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.
4. Submit a one-word statement of "SUPPORT" or "OPPOSITION" regarding a specific agenda item by 4 p.m. on Jan. 16. 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.

There will be no on-site speaker sign up permitted.

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 Jan. 16.
- 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:**

Present: 9 - Mayor Scott Wehrli
Councilwoman Jennifer Bruzan Taylor
Councilman Ian Holzhauer
Councilman Patrick Kelly
Councilman Paul Leong
Councilwoman Allison Longenbaugh
Councilman Josh McBroom
Councilman Benjamin White
Councilman Nathan Wilson

C. CLOSED SESSION - 6:45 p.m.

A motion was made by Councilman White, seconded by Councilman Kelly, to recess to Closed Session to discuss [5 ILCS 120/2(c)(21)] Approval of Minutes and [5 ILCS 120/2(c)(1)] Performance of a Specific Employee of the City. The motion carried by the following vote:

Aye: 9 - Wehrli, Bruzan Taylor, Holzhauer, Kelly, Leong, Longenbaugh, McBroom, White, and Wilson

OPEN SESSION - 7:00 p.m.

D. ROLL CALL:

Present: 9 - Mayor Scott Wehrli
Councilwoman Jennifer Bruzan Taylor
Councilman Ian Holzhauer
Councilman Patrick Kelly
Councilman Paul Leong
Councilwoman Allison Longenbaugh
Councilman Josh McBroom
Councilman Benjamin White
Councilman Nathan Wilson

Also Present

City Manager, Doug Krieger; Deputy City Manager, Pam Gallahue; City Attorney, Mike DiSanto; City Clerk, Dawn Portner; Assistant to the City Manager, Marcie Schatz; Division Chief, John Sergeant; Police Chief, Jason Arres; Director of Finance, Rachel Mayer; Director of IT, Jacqueline Nguyen; Director of TED, Bill Novack; Deputy Director of TED, Allison Laff; Director of Public Utilities - Electric, Brian Groth; Director of Public Utilities - Water, Darrell Blenniss, Jr.; Director of Human Resources, Blaine Wing; Director of Public Works, Dick Dublinski; Director of Communications, Linda LaCloche

Daily Herald, Naperville Sun, NCTV-17

E. PLEDGE TO THE FLAG:

The pledge was given.

F. AWARDS AND RECOGNITIONS:

Wehrli acknowledged North Central College (NCC) recent football accomplishments and recognized the SUNY Cortland Red Dragons victory over the NCC Cardinals in the Division 3 National Football Championship by wearing a Red Dragons jersey.

Dublinski gave an update on the recent winter weather events and thanked City employees for their hard work and the residents for their patience as the streets were cleared.

1. Proclamation honoring Kristy Kennedy and Kelly Dougherty for their contributions to the Naperville Tornado Relief efforts

Councilwomen Bruzan Taylor presented the proclamation.

2. Proclaim January and February 2024 as Make Naperville a Cardiac Conscious

Community

Councilman Kelly presented the proclamation.

G. PUBLIC FORUM:

2021 Tornado

Katie Long Piper (Naperville) thanked the Kristy Kennedy, Kelly Dougherty and the City of Naperville for helping to restore their neighborhood after the tornado.

The intersection of Washington St. and Naper Blvd.

Ryan Daly (Naperville) discussed car accidents that have caused damage to his property over several years and explained measures that the City has implemented.

Novack further explained that in 2022-23 the City modified the traffic signal, improved signage, raised reflection markings, and added new trees. He stated that guardrails and crash barrels are not warranted for this location. He concluded by saying that a high level two-lane traffic circle feasibility study has been discussed, that the cost of the study is estimated at \$40K - \$50K, and that the cost of the traffic circle would be over \$5 million.

By consensus, Council directed staff to conduct a feasibility study for the traffic circle at this intersection and report back with options and recommendations.

St. Patrick's Day Parade

Rich Janor (Naperville - Chair, 2024 St. Patrick's Day Parade) stated that the parade is scheduled for Saturday, March 9, 2024, thanked the City and the SECA Commission for their continued support, and announced that Mayor Wehrli will be the Grand Marshal.

WRITTEN COMMENT

Steve Cahill (Naperville) The traffic light at the intersection of Naper Blvd and Stoney Brook Drive turns red for northbound and southbound Naper Blvd traffic when there is no eastbound or westbound traffic on Stoneybrook. Stoneybrook is a relatively insignificant street and the red light stopping traffic on Naper Blvd occurs early in the morning (I drive on Naper at around 5:00 AM every day) and late at night. In addition, the northbound traffic that is stopped at the red light is unnecessarily stopped longer than the southbound, because the traffic light gives southbound traffic a left turn arrow when there are no cars turning left. Not sure if my comment belongs on this form. Please forward it to the correct department or please do whatever is best to address my issue. Thank you for all you do for Naperville, a city where my family and I have lived for 19 years and a city the we love! Best, Steve Cahill

Marilyn L Schweitzer (Naperville) I much appreciate the City's proclamations. This proclamation honoring the work Kristy Kennedy and Kelly Dougherty did for our community regarding the 2021 Naperville Tornado Relief particularly pleases me. Thank you for honoring all such people dedicated to the betterment of our community.

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

A motion was made by Councilman White, seconded by Councilman Kelly, to use the Omnibus method to approve the Consent Agenda. The motion carried by a voice vote.

I. CONSENT AGENDA:

Approval of the Consent Agenda

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the Consent Agenda, with the exception of items I20 and I26. The motion carried by the following vote:

Aye: 9 - Wehrl, Bruzan Taylor, Holzhauer, Kelly, Leong, Longenbaugh, McBroom, White, and Wilson

1. Approve the Cash Disbursements for the period of 12/01/2023 through 12/31/2023 for a total of \$31,360,680.38
Council approved.
2. Approve the regular City Council meeting minutes of December 19, 2023
Council approved.
3. Approve the City Council meeting schedule for February, March, and April 2024
Council approved.
4. Approve appointments to the Financial Advisory Board and the Public Utilities Advisory Board
Council approved.
5. Approve the award for Option Year Two on Contract 20-390.2, Staffing Services, to Addison Group, Pace Systems, and Stivers Staffing for an amount not to exceed \$600,000
Council approved.
6. Approve the award of Sole Source Procurement 24-051, Health Screening Services, to Edward-Elmhurst Health Services for an amount not to exceed \$250,000 and for a one-year term
Council approved.
7. Approve the award of Bid 23-271, Fire Station No. 7 Living Quarters Renovations, to Ostrander Construction, for an amount not to exceed \$968,946, plus a 3% contingency

Council approved.

8. Approve the award of Change Order #1 to Sole Source Procurement 23-208-0.01, Auma Actuators with Offset Floor Stands, to Dorner Company for an additional five months

Council approved.

9. Approve the award of Change Order #1 to Option Year One of Contract 21-357, Bill Print and Mail Services, to AB Data for an amount not to exceed \$100,000, a total award of \$314,637, and for an additional six months

Council approved.

10. Approve the award of Change Order #1 to Contract 22-116-0.01, Spoils Disposal, to Heartland Recycling and Waste Management for an amount not to exceed \$40,000 for a total award of \$100,000 and for an additional six months

Council approved.

11. Approve the award of Change Order #1 to Contract 22-115-0.01, Police Department Uniforms and Equipment, to Galls LLC for an amount not to exceed \$22,069.44 and a total award of \$190,179.44

Council approved.

12. Approve the award of Change Order #1 to Contract 22-277-0.01, Naper Boulevard Stormwater Lift Station Rehabilitation, to Martam Construction, Inc. for an additional 259 days.

Council approved.

13. Approve the award of Change Order #2 to Contract 23-025-0.02, General Supplies and Equipment, to Amazon for an amount not to exceed \$13,000 and a total award of \$273,000

Council approved.

14. Approve the award of Change Order #3 to Contract 22-180-0.03, Southwest Wastewater Pump Station Rehabilitation, to Integral Construction Inc. for an additional 60 days

Council approved.

15. Waive the applicable provisions of the Naperville Procurement Code and approve the award of the 24-month extension to Contract 16-301, Performance Monitoring of Money Managers, to Marquette Associates for an amount not to exceed \$60,000

Council awarded.

16. Waive the applicable provisions of the Naperville Procurement Code and award

Procurement 24-062, Electronic Bill Payment, to Fidelity Information Services (FIS) for an amount not to exceed \$235,000 and for a one-year term

Council awarded.

17. Waive the first reading and pass the ordinance amending Section 3-3-11:1 of the Naperville Municipal Code to keep the cap on the Class C - Tavern liquor license at four and pass the ordinance approving a variance from Section 3-3-11:1 to issue a Class C - Tavern liquor license to ZSRM, Inc for the business located at 634 E. Odgen Avenue (requires six positive votes)

POSITION STATEMENT - SUPPORT

Marilyn L. Schweitzer (Naperville)

ORD 24-001

ORD 24-002

Council passed.

18. Waive the first reading and pass the ordinance establishing modifications to the parking restrictions in the Park Addition neighborhood

POSITION STATEMENT - SUPPORT

Marilyn L. Schweitzer (Naperville)

ORD 24-003

Council passed.

19. Waive the first reading and pass the ordinance establishing a "No Parking" Zone 80 feet north and south of the centerline of Porter Avenue on Loomis Street

POSITION STATEMENT - SUPPORT

Marilyn L. Schweitzer (Naperville)

ORD 24-004

Council passed.

20. Pass the ordinance approving a variance to allow a garage addition and an accessory structure to encroach into the corner side yard setback at 730 E Benton Avenue - PZC 23-1-095

SPEAKER

Tom Flynn (Naperville - Petitioner) requested that the surveyors fees be granted at a later date to eliminate a second property visit and an additional \$250 charge.

Novack clarified that the surveyor did not need to visit the site to prepare the plat of easement because a topographic survey of the site had already been performed.

ORD 24-005

Councilman White made a motion, seconded by Councilman Kelly, to pass the ordinance approving a variance to allow a garage addition and an accessory structure to encroach into the corner side yard setback at 730 E Benton Avenue - PZC 23-1-095. The motion carried by the following vote:

Aye: 9 - Wehrli, Bruzan Taylor, Holzhauer, Kelly, Leong, Longenbaugh, McBroom, White, and Wilson

21. Pass the ordinance repealing and replacing Title 2 (Boards and Commissions) of the Naperville Municipal Code

WRITTEN COMMENT

Marilyn L Schweitzer (Naperville) I appreciate staff's recognition in this agenda item's text of my public comment made on 12/19/2023 for the first reading. I agree some of my comments could be considered procedural. But, where and when will the procedures be made public? It is particularly a disservice that the public at times is given less and sometimes no information on a board or commission agenda item than is given to board members and commissioners for discussion before or during a meeting.

ORD 24-006

Council passed.

22. Adopt the resolution approving the Wetland Credit Agreement and payment of \$223,200 to Mill Creek Wetland Bank, LLC for off-site wetland mitigation for the North Aurora Road Underpass project

RES 24-01

Council adopted.

23. Adopt the resolution approving the Fifth Amendment to the Intergovernmental Agreement between the City of Naperville, the City of Aurora, and Naperville Township to replace and widen the existing highway underpass on North Aurora Road at the Elgin, Joliet, & Eastern Railway Company's Railroad Crossing

RES 24-02

Council adopted.

24. Adopt the resolution of Official Intent for Reimbursement of Capital Projects

RES 24-03

Council adopted.

25. Adopt the resolution to remove the Elimination Period requirement from the TOP and PTO-11 time-off plans

RES 24-04

Council adopted.

26. Endorse the Downtown Wayfinding Master Plan and the associated multi-year implementation

Wehrli stated that the City Council was not approving the 15 touch-display kiosks being proposed on page 42 of the Wayfinding Plan.

Novack confirmed that the kiosks are not part of the agenda item.

WRITTEN COMMENT

Marilyn L Schweitzer (Naperville) Please do not endorse the Downtown Wayfinding Master Plan. Please do not have the city pay 2/3 of the cost as requested. Please take a more balanced approach to planning. 1) Planning and signage should be done for all of Naperville, not just for businesses in the downtown. I strongly disagree with the plans claim that "average citizen or visitor does not make a distinction between City signs and DNA signs". 2) Most people use navigation devices to find their way. Even the plan says there isn't statistical data to know the current signage effectiveness. Wayfinding signage should be limited to no further than 1/2 mile of the downtown. Cluttering our public right of way in favor of one business district over other Naperville business districts in this day and age is unnecessary. 3) Placing Illuminated Panels in planters instead of living plant material not only creates a more lifeless downtown environment, but has nothing to do with wayfinding nor is compatible with the 2018 Downtown Naperville Streetscape plan. These large bulky panels do not belong in the narrow Washington Street pedestrian corridor. 4) The Illuminated Panels amount to 53% of the cost 2024 installation. The \$220,000 would be better spent to help business across Naperville improve on public safety. For example, cost sharing with businesses to a traffic signal on Jefferson near the Block 59 Business District. 5) There is no justification as to why the city should pay 2/3 of the cost and the SSA only 1/3. The signage and art is not necessary infrastructure, but rather advertising. This proposal is neither fair to the city taxpayers or business owners outside of the downtown.

Council endorsed.

J. PUBLIC HEARINGS:

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. Approve the proposed CY2024 Social Service Grant funding allocations

Councilman White recused himself and left the dais from 7:54 p.m. - 8:01 p.m.

Council discussed Council Rules and conflict of interest.

A motion was made by Councilwoman Bruzan Taylor, seconded by Councilman McBroom, to approve the CY2024 Social Service Grant funding allocations as modified to reduce the Career and Networking Center award from \$1,750 to \$500.

Aye: 6 - Wehrli, Bruzan Taylor, Kelly, Leong, McBroom, and Wilson

Nay: 2 - Holzhauer, and Longenbaugh

Recused: 1 - White

2. Approve the 2024 legislative priorities

Council discussed the initiatives.

Arres explained the two public safety initiatives of addressing time-intensive FOIA requests for body camera footage and increasing penalties for fleeing and eluding.

Krieger thanked State Representative Harry Benton (97th District) who has introduced the legislation to increase penalties on fleeing and eluding the police at traffic stops.

Councilman White made a motion, seconded by Councilman Kelly, to approve the 2024 legislative priorities. The motion carried by a voice vote.

P. NEW BUSINESS:

Migrant housing list

McBroom proposed directing staff to create and maintain a list of residents who would volunteer to house migrants.

Council discussed the impact to the school districts, City liability, the use of staff resources, and the need to keep addresses anonymous.

Krieger estimated 16 hours of staff time would be needed to conduct research and to prepare an agenda item.

By consensus, Council directed staff to come back with ideas of how this proposal can be facilitated.

2024 Social Service Grant allocations - Item O1

White discussed his recusal.

Wehrli stated the process needs to be further evaluated and improvements recommended by staff.

Q. ADJOURNMENT:

A motion was made by Councilmen White, seconded by Councilmen Kelly, to adjourn the Regular City Council Meeting of January 16, 2024 at 8:21 p.m. The motion carried by a voice vote.

/S/ Dawn C. Portner
Dawn C. Portner
City Clerk