



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes - Final

City Council

Tuesday, October 15, 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 October 15.
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 October 15.
3. Submit a written comment to the City in advance of the City Council meeting by 4 p.m. on October 15. 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 October 15. 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 October 15.
- 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 - 6:30 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)(11)] Pending Litigation. 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; City Attorney, Mike DiSanto; City Clerk, Dawn Portner; Assistant to the City Manager, Marcie Schatz; Fire Chief Mark Puknaitis; Police Chief, Jason Arres; Director of Finance, Raymond Munch; Director of IT, Jacqueline Nguyen; Engineering Manager, Andy Hynes; Deputy Director of TED, Allison Laff; Budget & Administrative Manager, Public Works, Christine Schwartzhoff; Director of Public Utilities - Electric, Brian Groth; Director of Public Utilities - Water, Darrell Blenniss; Director of Community Services, Melanie Marcordes; Director of Human Resources, Blaine Wing; Director of Communications, Linda LaCloche.

Daily Herald, Naperville Sun, NCTV-17

E. PLEDGE TO THE FLAG:

The pledge was given.

F. AWARDS AND RECOGNITIONS:

Presentation of the 2024 Naperville Senior of the Year awards.

Mayor Wehrli presented the Senior of the Year awards.

G. PUBLIC FORUM:

3-minutes with NEST

Ted Boulard (Naperville) discussed the effects of climate change in Naperville. The Naperville Building Codes need to be adjusted to the new realities of climate change, current regulations may no longer be sufficient. Updating building codes would assure that construction is more resilient to flooding, heat and high winds. Homes and businesses need to be built with high energy efficiency standards. These measurements could save the community a considerable amount of money by preventing flood damage, lowering energy bills and ensuring buildings are prepared for future climate impacts.

Council discussed two new Public Works initiatives, composting food scraps and a plant give away in downtown Naperville, both initiatives will cause fewer items into the landfills and items not being wasted, at the budget meeting on

September 24, 2024 there were discussions about the amount of growth within the City, Council requested additional research into these numbers as the 2025 budget is discussed in the coming weeks and an update was requested on the progress being made by the Police Department in reducing loud mufflers and speeding in all areas of the City.

Arres stated the Police Department has made it a priority to issue citations for muffler, equipment and speeding violations they have issued over 20 citations in the recent weeks and they will be updating the Council on additional options in the near future.

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 removing Items I-8 and I-12. The motion carried by the following vote:

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

1. Approve the Cash Disbursements for the period of September 1, 2024 through September 30, 2024 for a total of \$39,103,543.74
Council approved.
2. Approve the regular City Council meeting minutes of October 1, 2024
Council approved.
3. Approve the City Council meeting schedule for October, November, and December, 2024
Council approved.
4. Receive the year-to-date Budget Report through September 30, 2024
Report received.
5. Approve the award of a five-year extension to Contract 05-030, UCP Alliance Agreement, to Utility Concrete Products for an amount not to exceed \$300,000 and for a five-year term
Council approved.

6. Approve appointments to the Human Rights and Fair Housing Commission, Riverwalk Commission and Sister Cities Commission

Council approved.

7. Approve the award of Cooperative Procurement 24-265, Oracle Database Support, to Mythics, LLC for an amount not to exceed \$141,297.44 and for a one-year term

Council approved.

8. Approve the award of Option Year #1 to Contract 23-026, Biosolids Removal Services, to Stewart Spreading, Inc. for an amount not to exceed \$430,950

Council discussed a recent Chicago Tribune article concerning PFAS, or forever chemicals, in biosolids disposed on farmlands. The Illinois EPA is researching this concern, but there are currently no alternate methods to remove PFAS.

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the award of Option Year #1 to Contract 23-026, Biosolids Removal Services, to Stewart Spreading, Inc. for an amount not to exceed \$430,950.

The motion carried by the following vote:

Aye: 7 - Wehrli, Kelly, Leong, Longenbaugh, McBroom, White, and Wilson

Nay: 2 - Bruzan Taylor, and Holzhauer

9. Approve the award of Change Order #1 to Contract 22-077, Dump Truck Replacement - Units 224 and 228, to JX Peterbilt for an amount not to exceed \$30,270 and a total award of \$565,909

Council approved.

10. Approve the award of Change Order #1 to Contract 22-347, E-One Parts and Service, to Fire Service, Inc. for an amount not to exceed \$20,000 and a total award of \$118,000

Council approved.

11. Accept the public watermain improvements at Agricultural Center in Naper Settlement and authorize the City Clerk to reduce the corresponding public improvement surety

Council approved.

12. Waive the first reading and pass the ordinance amending Section 1-5-6-3:2 of the Naperville Municipal Code to add unexpected childcare obligation as a permitted basis for telephonic or video participation by City Council members at a City Council meeting (requires six positive votes)

Council inquired what is meant by an unexpected childcare obligation.

DiSanto stated the ordinance change was made by the Illinois General Assembly to the Open Meetings Act in late 2023 but no additional information was defined in the ordinance. It would still be the decision of the Council to

allow a Councilman to participate remotely.

ORD 24-109

A motion was made by Councilman White, seconde by Councilman Kelly, to waive the first reading and pass the ordinance amending Section 1-5-6-3:2 of the Naperville Municipal Code to add unexpected childcare obligation as a permitted basis for telephonic or video participation by City Council members at a City Council meeting (requires six positive votes). The motion carried by the following vote:

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

- 13.** Waive the first reading and pass the ordinance amending Section 3-3-11 of the Naperville Municipal Code pertaining to the Class M-Recreational or Lifestyle Amenities Facility cap by increasing the number of recreational facility liquor licenses available by one license (requires six positive votes)

ORD 24-104

Council passed.

- 14.** Pass the ordinance to establish temporary traffic controls and issue Special Event and Amplifier permits for the Turkey Trot 5K Run on Thursday, November 28, 2024

ORD 24-105

Council passed.

- 15.** Pass the ordinance approving a platted setback deviation for the property at 915 N Webster Street - PZC 24-1-105

ORD 24-106

Council passed.

- 16.** Receive the report considering a Minor Change to the Iroquois Center PUD, a Final Plat of PUD, and Preliminary/Subdivision Plat for said property located at 1163 E Ogden Avenue, Naperville - PZC 24-1-055 (Item 1 of 3)

Report received.

- 17.** Pass the ordinance approving a Minor Change to the Iroquois Center Planned Unit Development (PUD) and a Final Plat of PUD to permit demolition of a portion of Building "A" on the subject property located at 1163 E Ogden Avenue - PZC 24-1-055 (Item 2 of 3)

ORD 24-107

Council passed.

- 18.** Pass the ordinance approving a Preliminary/Final Plat of Subdivision for the Iroquois

Center Resubdivision - PZC 24-1-055 (Item 3 of 3)

ORD 24-108

Council passed.**J. PUBLIC HEARINGS:****K. OLD BUSINESS:****L. ORDINANCES AND RESOLUTIONS:****M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:**

1. Approve the Calendar Year 2025 SECA Grant Fund Program City Obligations allocations in the amount of \$1,041,399

Council inquired about the ability to change the City Obligations in the future, if a City Obligation is changed or removed what happens to that funding and why is the Special Events Coordinator's position under City Obligations.

Krieger stated the rules are set by the Council and the rules and allocations can be changed by the Council. The Special Events Coordinators position is paid through SECA because the City tries to align the employees to the closest revenue source related to their job responsibilities.

Munch stated the Food and Beverage tax portion of the Code defines a specific dollar amount allocated to SECA. If the City Obligations are reduced or changed the excess funding would stay with SECA but would shift to the SECA discretionary grant funds.

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the Calendar Year 2025 SECA Grant Fund Program City Obligations allocations in the amount of \$1,041,399. The motion carried by the following vote:

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

N. PETITIONS AND COMMUNICATIONS:**O. REPORTS AND RECOMMENDATIONS:**

1. Receive the update on the 2024-2026 Priorities Plan

Schatz, Hynes, Blenniss and Schwartzhoff presented the history and evolution of the Priorities Plan, the overview of the five priority areas and discussed in depth two of the five priorities; Utilities, and Natural Environment/Community Design. Another update will be given in the spring of 2025 and the focus of that presentation will be the other three areas of the plan, Economy, Mobility and Safety.

Council discussed how much money the City is losing with water leaks, the

percentage of water lost when its transported from Lake Michigan to Naperville, improving the biking and accessibility plan and should the south side of Naperville be more of a priority when considering commercial development than the I-88 corridor.

Blenniss stated 56 leaks have been repaired so far this year saving over \$500,000 in water purchased costs. To reduce the losses in the future his crews have been installing real time listening devices and each year the City loses between 13 - 15% of the total water purchased.

Hynes stated the request for proposals for the bike plan will be sent out by the end of this year and will include public input.

Krieger stated the I-88 corridor is the most urgent priority for the City's commercial development, but there are parcels of land that can be developed all over the City. The priority with planning and zoning is to find a way to help the economy and the growth of the entire City.

Report received.

P. NEW BUSINESS:

No New Business.

Q. ADJOURNMENT:

A motion was made by Councilman White, seconded by Councilman Kelly, to adjourn the Regular City Council Meeting of October 15, 2024 at 7:56 p.m. The motion carried by a voice vote.

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