



Meeting Minutes

City Council

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Tuesday, September 15, 2020

7:00 PM Zoom - Open agenda to see cable, phone & streaming options

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On Friday, June 12, 2020, an amendment to the Open Meetings Act was signed into law. This new law replaces the gubernatorial executive order concerning the Open Meetings Act and allows public bodies to temporarily conduct meetings remotely during a state of emergency, subject to certain requirements, including a determination by the head of the public body that an in-person meeting is not practical or prudent.

On Tuesday, June 16, 2020, Mayor Chirico issued an executive order determining that in-person meetings of the City Council and the City's boards and commissions are not currently practical or prudent due to the COVID-19 pandemic.

TO WATCH OR LISTEN TO THE CITY COUNCIL MEETING LIVE:

- Watch on WCNC GOVERNMENT ACCESS TELEVISION (Ch. 6-WOW, Ch. 10 - Comcast, Ch. 99 - AT&T)
- Watch online at <https://naperville.legistar.com>
- Listen by telephone (audio only) – registration to receive dial-in phone number required by calling the City Clerk's Office, (630) 305-5300, by 5 p.m. on September 15

TO SUBMIT PUBLIC COMMENT IN THE MEETING:

To address the City Council via Zoom and provide public comment, members of the public must register by 5 p.m. on September 15 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 5 p.m. on September 15) to be read into the public record during the City Council meeting by a member of staff.
2. Submit a one-word statement of "SUPPORT" or "OPPOSITON" regarding a specific agenda item to be read into the public record during the City Council meeting by a member of staff.
3. Address the City Council live during the City Council meeting via spoken audio. Individuals who want to address the Council live must sign up to speak in advance of the City Council meeting (by 5 p.m. on September 15).

Once signed up, the individual will receive an email from the City Clerk's Office after the sign-up time ends with information about how to join the meeting.

- Online sign-up closes at 5 p.m. on September 15, at which time no other speakers or comments will be accepted.

**PUBLIC ACCOMMODATION:**

- Any individual who would prefer to listen to the meeting by telephone, to speak during the meeting by telephone, or who may require an accommodation to listen to or participate in the meeting, should contact the City Clerk at (630) 305-5300, by 5 p.m. on September 15.
- Questions regarding online sign-up may be directed to the City Clerk's Office 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:**

Chirico called the meeting to order at 5:30 p.m.

**B. ROLL CALL:**

- Present:** 6 - Mayor Steve Chirico  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilman Patrick Kelly  
Councilman John Krummen  
Councilwoman Theresa Sullivan
- Absent:** 3 - Councilwoman Judith Brodhead  
Councilman Kevin Coyne  
Councilman Benjamin White

**C. CLOSED SESSION - 5:30 p.m.**

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to recess to Closed Session to discuss 120/2(c)(2) Collective Bargaining and 120/2(c)(21) Approval of Minutes. The motion carried by the following vote:**

**Aye:** 6 - Chirico, Gustin, Hinterlong, Kelly, Krummen, and Sullivan

**Absent:** 3 - Brodhead, Coyne, and White

OPEN SESSION - 7:00 p.m.

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

#### **D. ROLL CALL:**

**Present:** 9 - Mayor Steve Chirico  
Councilwoman Judith Brodhead  
Councilman Kevin Coyne  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilman Patrick Kelly  
Councilman John Krummen  
Councilwoman Theresa Sullivan  
Councilman Benjamin White

#### 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 Human Resources, James Sheehan; Director of IT, Jacqueline Nguyen; Director of TED, Bill Novack; Deputy Director of TED, Jennifer Louden; Deputy Director of TED, Allison Laff; Director of Public Utilities - Electric, Lucy Podlesny; Director of Public Utilities - Water, Darrell Blenniss, Jr.; Director of Public Works, Dick Dublinski; Communications Manager, Linda LaCloche

Daily Herald, Naperville Sun, NCTV-17

#### **E. PLEDGE TO THE FLAG:**

The pledge was given.

#### **F. AWARDS AND RECOGNITIONS:**

#### **G. PUBLIC FORUM:**

##### ***COMMENTS TO BE READ BY STAFF***

##### **Joe Ruble**

As a native citizen and business owner in Naperville, as well as a board member of Little Friends, I would like to voice my support for the agenda item "conditional use to allow 45 single family attached units on the property located at 140 and 126 North Wright Street." The current owners of this property have complied with all of the requirements and recommendations of the City Council and have been able to find a buyer for the property that provides the "win-win-win" the city council was hoping to achieve. Now, if the City Council

doesn't approve this conditional use permit, the sale of the property would be in jeopardy and Little Friends would be immeasurably harmed. I humbly request that the City Council approve the conditional use permit instead of moving the goal posts once again.

**SPEAKERS**

Little Friends

Mark Urda reported the unanimous Historic Preservation Commission decision to deny the variances requested by the developer.

Revenue from legalized adult-use cannabis sales

Marilyn Schweitzer spoke in favor of applying revenue toward mental health awareness programs.

Naperville named a Dementia Friendly Community

Jim Hill (Senior Task Force) thanked Council and staff for achieving this national designation.

## **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:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

## **I. CONSENT AGENDA:**

Approval of the Consent Agenda

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

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

1. [Approve the cash disbursements for the period of 08/01/2020 through 08/31/2020, for a total of \\$32,471,175.92](#)  
Council approved.
2. [Approve the regular City Council meeting minutes of September 1, 2020](#)  
Council approved.
3. [Approve the City Council meeting schedule for October, November & December 2020](#)  
Council approved.
4. [Approve the award of Option Year Two to Contract 16-266, Fixed Asset Money](#)

Management Services, to PFM Asset Management, LLC and BMO Asset Management Corp. (formerly known as Taplin, Canida & Habacht, LLC) for an amount not to exceed \$150,000

**Council approved.**

5. Approve the award of Change Order 1, to Contract 16-266, Fixed Asset Money Management Services, to PFM Asset Management LLC and BMO Asset Management Corp. (formally known as Taplin, Canida & Habacht, LLC) for an amount not to exceed \$37,000 and a total award of \$134,000

**Council approved.**

6. Approve the award of the Cooperative Procurement 20-238, SmartNet Maintenance Renewal to CDW-G, for an amount not to exceed \$313,358 and for a one-year term

**Council approved.**

7. Approve the award of Cooperative Procurement 20-327, LED Light Fixture Conversion, to Graybar, Inc. and Wesco Distribution for an amount not to exceed \$510,091.50

**Council approved.**

8. Approve the award of Change Order 1 to Contract 19-085, Improvements to City Wells 28 and 31, to Strand Associates for an amount not to exceed \$59,761 and a total award of \$143,382

**Council approved.**

9. Approve the award of Sole Source Procurement 20-310, Schweitzer Engineering Equipment, to Schweitzer Engineering Labs for an amount not to exceed \$312,000 and for a 15-month term

**Council approved.**

10. Approve the award of cooperative procurement 20-326, Maintenance and Warranty Renewal of Hewlett Packard Hardware and Software to Hewlett Packard Enterprise for an amount not to exceed \$112,056 and for a one-year term

**Council approved.**

11. Approve the award of Bid 20-249, 2020 Upper Structure Manhole Lining, to Performance Pipelining, Inc. for an amount not to exceed \$274,467, plus a 5% contingency

**Council approved.**

12. Accept the public street and streetlight improvements at Atwater Phase 2, KLA School of Naperville and Wagner Farms Phase 1 and authorize the City Clerk to reduce the corresponding public improvement surety

**Council approved.**

13. [Adopt the resolution approving an intergovernmental agreement with the Village of Lisle for the Green Trails Drive Improvement Project](#)

Enactment No.: RES 20-025

**Council adopted.**

**J. PUBLIC HEARINGS:**

1. [Conduct the public hearing for the Community Development Block Grant \(CDBG\) Program Year 2019 Consolidated Annual Performance and Evaluation Report \(CAPER\) \(Item 1 of 2\)](#)

Chirico opened the public hearing at 7:18 p.m.

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to close the public hearing for the Community Development Block Grant (CDBG) Program Year 2019 Consolidated Annual Performance and Evaluation Report (CAPER) at 7:18 p.m. The motion carried by the following vote:**

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

2. [Accept the Program Year 2019 Community Development Block Grant \(CDBG\) Consolidated Annual Performance and Evaluation Report \(CAPER\) \(Item 2 of 2\)](#)

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to accept the Program Year 2019 Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER). The motion carried by the following vote:**

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

3. [Pass the ordinance granting approval of variances to Section 5-2C-3 and Section 6-2-26:4 for the property located at 204 N. Huffman Street - \(PZC 20-1-057\) \(BRB #104\)](#)

Caitlin Paloian (Attorney for Lakewest Custom Homes Ltd., Petitioner) presented an overview of the requested variances.

Council discussed current duplex supply, topography, and property hardship.

Enactment No.: ORD 20-095

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to pass the ordinance granting approval of variances to Section 5-2C-3 and Section 6-2-26:4 for the property located at 204 N. Huffman Street - (PZC 20-1-057) (BRB #104). The motion carried by the following vote:**

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

**K. OLD BUSINESS:**

**L. ORDINANCES AND RESOLUTIONS:**

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

1. [Approve the award of Bid 20-271, Improvements to City Well 28, to Boller Construction, Inc. for an amount not to exceed \\$1,739,800 plus a 3% contingency](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to approve the award of Bid 20-271, Improvements to City Well 28, to Boller Construction, Inc. for an amount not to exceed \$1,739,800 plus a 3% contingency. The motion carried by the following vote:

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

2. [Approve the recommendation by GCG Financial to award the Medical Insurance renewal to Blue Cross Blue Shield of Illinois \(BCBSIL\) for an amount not to exceed \\$2,256,464 in fixed costs, based on enrollment, for a one-year term \(Item 1 of 3\)](#)

Sheehan outlined BCBS services and discussed preventative programs that are offered to employees.

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to approve the recommendation by GCG Financial to award the Medical Insurance renewal to Blue Cross Blue Shield of Illinois (BCBSIL) for an amount not to exceed \$2,256,464 in fixed costs, based on enrollment, for a one-year term. The motion carried by the following vote:

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

3. [Approve the recommendation by GCG Financial to award the Pharmaceutical Management Services Renewal to CVS-Caremark at no cost and for a one-year term \(Item 2 of 3\)](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to approve the recommendation by GCG Financial to award the Pharmaceutical Management Services Renewal to CVS-Caremark at no cost and for a one-year term. The motion carried by the following vote:

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

4. [Approve the recommendation by GCG Financial to award the Stop-Loss Reinsurance Policy Renewal to Symetra Insurance Company for an amount not to exceed \\$882,417 and a one-year term \(Item 3 of 3\)](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to approve the recommendation by GCG Financial to award the Stop-Loss Reinsurance Policy Renewal to Symetra Insurance Company for an amount not to exceed \$882,417 and a one-year term. The motion carried by the following vote:

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

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

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

**1. [Receive the September 2020 Financial Report](#)**

Mayer presented the September 2020 financial update.

Podlesny explained the IMEA predicted decrease and stated that Naperville customers are faring quite well due to the purchased power adjustment (PPA).

Council discussed borrowing and refinancing bonds, that expenses are down, the impact of the state's payroll tax reduction, and online sales revenue.

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to receive the September 2020 Financial Report. The motion carried by the following vote:**

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

**P. NEW BUSINESS:****Early Voting**

Brodhead discussed early voting locations.

Gallahue stated that Will County residents can vote at the Department of Public Works building starting on October 19, that DuPage County residents can still vote at the municipal center, and discussed logistics for social distancing.

**Mental Health Awareness**

Krummen gave an update on his discussions with community members and efforts to research current programs.

**Public Art Commission**

Krummen gave an update on his discussions with community members and efforts to research current programs.

**Sustainability Task Force**

Krummen gave an update on his discussions with community members and efforts to research current programs.

**Halloween**

Chirico explained that Naperville will follow directions from the state of Illinois regarding Halloween activities.

**Census**

Chirico recognized the Complete Count Committee and stated that the census will close in two weeks.

**Naperville Neighbors United**

White explained how non-profits have been servicing residents during the pandemic and topics that will be discussed at the upcoming meeting.

**Q. ADJOURNMENT:**

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to adjourn the Regular City Council Meeting of September 15, 2020 at 8:07**

**p.m. The motion carried by the following vote:**

**Aye:** 9 - Chirico, Brodhead, Coyne, Gustin, Hinterlong, Kelly, Krummen, Sullivan, and White

/S/ Pam Gallahue  
Pam Gallahue, PhD  
City Clerk