

Street Bridge until construction of the replacement bridge is completed (requires six positive votes)

Enactment No.: ORD 22-117

Council passed.

11. Adopt the resolution approving the update of the Intergovernmental Agreement between The Illinois State Toll Highway Authority and the City of Naperville

Enactment No.: RES 22-32

Council adopted.

12. Adopt the resolution approving a personal injury settlement between Vickie Davis and the City of Naperville

Enactment No.: RES 22-33

Council adopted.

13. Adopt the resolution authorizing execution of a collective bargaining agreement between the City of Naperville and the F.O.P. Labor Council representing the Police 911 Telecommunicator employees

Enactment No.: RES 22-34

Council adopted.

14. Adopt the resolution authorizing execution of a collective bargaining agreement between the City of Naperville and IUOE Local 150 representing the Naperville Department of Public Works Equipment Operator employees

Enactment No.: RES 22-35

Council adopted.

J. PUBLIC HEARINGS:

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

1. Option A: Concur with staff that a sound wall on an adjacent property does not preclude the City from requiring the landscaping outlined in the OAA and requiring the Petitioner install parkway trees along 103rd Street and Viburnum Court; or Option B: Concur with the Petitioner that installing the same amount and quality of landscaping is unnecessary due to the sound wall and that the City be responsible for installation and payment of all parkway trees required for the development

Jim Work, Petitioner, discussed the wood fence being provided for the development, that there will be no homeowners association (HOA), and that the City will not install a sound wall along the portion of 248th Street abutting the

Subject Property. He went on to state that due to the right-of-way dedication, it is impractical to install landscaping along 248th adjacent to the subject property.

Council questioned homeowner ability to maintain the fence, stated that this area is an entry into Naperville, that an HOA does a good job maintaining property, and asked about the City's role if the fence falls into disrepair.

Novack said Code Enforcement will ask the homeowner to repair or remove the fence.

Council discussed the appropriateness of waiving landscaping in this case.

Laff explained that the proposed development has been requested to provide landscaping that aligns with the character of the residential Ashwood Heights development to the north which includes "extensive landscaping," that the Subject Property will not have a sound wall, and that landscaping will be visible even if a fence is erected.

Paul Lehman, Petitioner, discussed the sound wall on 248th Street, the shared use path, the location of parkway trees in relation to the path, that typically 30' is available for landscaping but in this instance there is 8', that the sound wall will hide the landscaping provided adjacent to the residential development to the north, and that there will be no HOA.

Council discussed staff recommendation, annexation procedures, and asked for clarification on the options.

Laff explained that the fence has always been proposed as part of the development, that the latest iteration of the plan the developer submitted has shrubs and bushes added, that if Council concurs with Option A more landscaping will need to be provided than what is shown on the most recent plan submitted by the petitioner. Staff's Option B would approve the petitioner's current landscape plan, but staff is unsure if this Option is still in place since the petitioner tonight seems to be requesting not to install any shrubs/bushes along 248th. Laff acknowledged that the sound wall to the north will definitely block the current landscaping provided adjacent to that subdivision but it does not eliminate staff's opinion that landscaping would improve the subject property aesthetically and provide an additional sound barrier. Laff also noted that it is the petitioner's decision not to provide an HOA for maintenance, not staff's.

Council discussed the location of parkway trees, that the City is supplying the trees along 248th, stated that each individual resident would own the area adjacent to the fence, clarified that the landscaping is on the 248th Street side of the fence, and questioned the likelihood the homeowner will take care of plantings on the street side.

Laff stated that the homeowners will be required to mow on the street side and gates will be installed for easy access. She went on to clarify that the two outstanding issues are the landscaping on 248th Street and that developer does not want to plant parkway trees on 103rd Street and Viburnum.

Lehman then confirmed that the petitioner is willing to provide the parkway trees along 103rd Street and Viburnum.

Novack stated there will be minimal disturbance of landscaping during 248th Street construction.

WRITTEN COMMENTS ONLY

Marilyn L Schweitzer (Naperville) - Please concur with staff (option A).

A motion was made by Councilwoman Gustin, seconded by Councilman Holzhauser, to (Option A) concur with staff that a sound wall on an adjacent property does not preclude the City from requiring the landscaping outlined in the OAA and requiring the Petitioner install parkway trees along 103rd Street and Viburnum Court. The motion carried by the following vote:

Aye: 8 - Chirico, Bruzan Taylor, Gustin, Holzhauser, Kelly, Leong, Sullivan, and White

Nay: 1 - Hinterlong

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

1. Approve the recommendation by GCG Financial/Alera Group to award Medical Claim Administration renewal to Blue Cross Blue Shield of Illinois (BCBSIL) for an amount not to exceed \$2,591,229.28 in fixed costs, based on HMO and PPO enrollment, for a one-year term (Item 1 of 4)

Leong recused himself to avoid the appearance of impropriety and left the dais from 7:42 p.m. - 7:43 p.m.

A motion was made by Councilwoman Gustin, seconded by Councilman Hinterlong, to approve the recommendation by GCG Financial/Alera Group to award Medical Claim Administration renewal to Blue Cross Blue Shield of Illinois (BCBSIL) for an amount not to exceed \$2,591,229.28 in fixed costs, based on HMO and PPO enrollment, for a one-year term. The motion carried by the following vote:

Aye: 8 - Chirico, Bruzan Taylor, Gustin, Hinterlong, Holzhauser, Kelly, Sullivan, and White

Recused: 1 - Leong

2. Approve the recommendation by GCG Financial/Alera Group to award Stop Loss Reinsurance to Sun Life Assurance Company of Canada (Sun Life) for an amount not to exceed \$1,004,501.52 in fixed premium, based on PPO enrollment, for a one-year term (Item 2 of 4)

A motion was made by Councilwoman Gustin, seconded by Councilman Hinterlong, to approve the recommendation by GCG Financial/Alera Group to award Stop Loss Reinsurance to Sun Life Assurance Company of Canada (Sun Life) for an amount not to exceed \$1,004,501.52 in fixed premium, based on PPO enrollment, for a one-year term. The motion carried by the following vote:

Aye: 9 - Chirico, Bruzan Taylor, Gustin, Hinterlong, Holzhauser, Kelly, Leong, Sullivan, and White

3. Approve the recommendation by GCG Financial/Alera Group to continue with