



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes - Final

City Council

Tuesday, September 3, 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 September 3.
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 September 3.
3. Submit a written comment to the City in advance of the City Council meeting by 4 p.m. on September 3. 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 September 3. 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 September 3.
- 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:****C. CLOSED SESSION - CANCELED**

OPEN SESSION - 7:00 p.m.

D. ROLL CALL:

Present: 9 - Mayor Scott Wehri
Councilwoman Jennifer Bruzan Taylor
Councilman Ian Holzhauser
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; 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; 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:**G. PUBLIC FORUM:**

3 minutes with NEST

Paul Deffenbaugh (Naperville) discussed coal production diminishing if not disappearing by 2035. This decline is driven by a combination of economic environment and technological factors that are reshaping the energy landscape. One of the primary reasons for this failure is its economic uncompetitiveness compared to renewable energy sources such as solar and wind power. As Naperville evaluates its own energy future it needs to be cognizant that a reliance on coal is a reliance on a dying energy source.

Dist., 204/Will County Representation & Tax Rates

Nag Jaiswal (Naperville) presented a Change.org petition proposing redistricting Naperville into north and south zones, Council members would have equal representation, the Mayor would be elected at-large, this proposal would ensure fair representation and help distribute resources and opportunities across Naperville.

Council discussed the timeline of hiring a consultant to assist the Electric Utility on planning for future operations and the options available to the City as it relates to operations and financial forecasting.

Groth reported that the staff is evaluating its current options which include revisiting the option of hiring a consultant and they will report back to Council in the near future.

Mayor Wehrli thanked everyone who made this year's Last Fling a very safe and successful event and the City is looking forward to the event returning in 2025.

H. CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR THE CONSENT AGENDA:**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 I-13. The motion carried by the following vote:

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

1. Approve the regular City Council agenda meeting minutes of August 20, 2024
Council approved.
2. Approve the City Council meeting schedule for September, October, and November 2024
Council approved.
3. Approve the award of Cooperative Procurement 24-150, Police Department Uniforms and Equipment, to Galls, LLC for an amount not to exceed \$206,115 and for a one-year term
Council approved.
4. Approve the award of Cooperative Procurement 24-223, Rapid7 Managed Detection and Response, to Carahsoft Technology Corporation for an amount not to exceed \$120,598.94 and for a one-year term
Council approved.
5. Approve the award of the first two-year extension to Contract 20-305, Financial Advisor Consulting Services, to Speer Financial, Inc. for an amount not to exceed \$120,000
Council approved.
6. Approve the award of Bid 24-067, 2024 Trip Hazard Removal - Fall Project, to ASTI Sawing, Inc. for an amount not to exceed \$103,490 plus a 5% contingency
Council approved.
7. Approve the award of Bid 24-183, Specialty Winter Operations Services - Sidewalks and Parking Lots, to Beverly Snow and Ice, Inc. for an amount not to exceed \$900,000 and for a two-year term
Council approved.
8. Approve the award of Change Order #1 to Contract 23 -267, Uniform and Badge Purchase, to Galls, LLC for an amount not to exceed \$45,000 and a total award of \$212,330
Council approved.

9. Approve the award of Change Order #1 to Contract 23-269, Sensus Licensed RNI Software as a Service (SaaS), to Core & Main LP for an amount not the exceed \$7,950 and a total award of \$255,940 and for an additional 60 days
- Council approved.**
10. Approve the award of Change Order #1 to Contract 22-114-1, Water/Wastewater Facility Electrical Technical Assistance, to Ciorba Group, Inc. for an additional 365 days
- Council approved.**
11. Approve the award of Change Order #1 to Contract 24-007, Parking Lot and Multi-Use Path Maintenance, to Denler, Inc. for an amount not to exceed \$79,445.83 and a total award of \$1,221,816.26
- Council approved.**
12. Approve the award of Change Order #3 to Option Year #4 to Contract 19-033-4.03, Systemax Cabling Installer, to Advanced Data Technologies for an amount not to exceed \$30,000, a total award of \$125,000, and for an additional three months
- Council approved.**
13. Waive first reading and pass the ordinance amending Section 1-5-6-6:3.3 of the Naperville Municipal Code to establish a 30-minute time limit for Public Forum at the beginning of City Council meetings and bifurcating any remainder of Public Forum to the end of the agenda before New Business (six positive votes required)

Council discussed that the new process does not limit or restrict access to speak at Council meetings or individuals who are signed up for agenda items, the length of Public Forum over the years and giving special consideration to individuals with disabilities the chance to move up on the speakers list.

POSITION STATEMENT

SUPPORT

Marilyn Schweitzer (Naperville)

WRITTEN COMMENT ONLY

Alton Mitchell (Naperville) - I would like to share my opposition to the proposed ordinance bifurcating some public speakers to the end of Council meetings. I understand your intent and don't necessarily doubt that SOME change might be beneficial, but this attempt neither solves the perceived problem in a meaningful way nor conducts open government as intended. Will it, in itself, shorten a meeting? No. Will it give a heads up to Council members of public support or opposition to one or more agenda items, BEFORE the meeting at which they're discussed? No. Does it encourage public participation in governing? No. Does it respect the speaker who has made an effort to appear and speak? No. All this

ordinance apparently does is to DISCOURAGE speakers from attending and speaking! I guess the thought is that if you penalize some of them and make it so difficult to share their opinions that they just don't show up at all, or walk out in disgust, that it then saves your time? Shame on you. This is not good governing. The proposed ordinance shows a complete lack of creativity and sensitivity to an important part of open and transparent government. Please reject this proposal and task a different team, perhaps a citizen task force, to think of a better set of options.

ORD 24-092

A motion was made by Councilman White, seconded by Councilman Kelly, to waive first reading and pass the ordinance amending Section 1-5-6-6:3.3 of the Naperville Municipal Code to establish a 30-minute time limit for Public Forum at the beginning of City Council meetings and bifurcating any remainder of Public Forum to the end of the agenda before New Business. The motion carried by the following vote:

Aye: 7 - Wehrli, Bruzan Taylor, Holzauer, Kelly, Leong, McBroom, and White

Nay: 2 - Longenbaugh, and Wilson

- 14.** Pass the ordinance to establish temporary traffic controls and issue a Special Event permit for the 2024 Riverwalk Fine Art Fair scheduled on September 21-22, 2024

ORD 24-090

Council passed.

- 15.** Pass the ordinance to establish temporary traffic controls and issue a Special Event permit for the Naperville Central High School Marching Band Competition scheduled on Saturday, October 12, 2024

ORD 24-091

Council passed.

- 16.** Adopt the resolution authorizing the City Manager to execute the Technical Services Agreement with the Regional Transportation Authority (RTA) to receive and administer a Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities grant award for the Ride DuPage to Work Program

RES 24-23

Council adopted.

- 17.** Adopt the resolution authorizing the City Manager to execute the intergovernmental agreement between the City of Naperville and the Illinois Environmental Protection Agency to continue the operation and management of a long term household hazardous waste facility

POSITION STATEMENT

SUPPORT
Marilyn Schweitzer (Naperville)

RES 24-24

Council adopted.

18. Adopt the resolution approving prior unapproved closed session meeting minutes, designating certain closed session meeting minutes as non-restricted, and continuing to maintain the confidentiality of all other restricted closed session meeting minutes

RES 24-25

Council adopted.

19. Redesignate Jackson Avenue as “Judd Kendall 125th Anniversary VFW Memorial Parkway”

Council approved.

J. PUBLIC HEARINGS:

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

1. Pass the ordinance amending Chapter 11 (Comprehensive Plan) of Title 1 (Administrative) and Article G (College/University District of Chapter 7 (Business Districts) of Title 6 (Zoning Regulations) of the Naperville Municipal Code to adopt the North Central College Master Land Use Plan 2024-2034 - PZC 24-1-081

Mayor Wehrli recused himself and left the dais from 7:27 p.m. - 7:33 p.m.

Mayor Pro Tem McBroom conducted the meeting.

Council appreciated the College meeting with community members seeking their input and listening to their concerns in developing the master plan and discussed some of the concerns raised during the community meetings by the area residents.

Jim Godo (Petitioner) commented the College had two community meetings in January and April to review the master plan and seek input, the main concern from the participants was the College's future consideration to either renovate or replace buildings on the campus, the College understands there is a process in place with the City for either renovation or demolition of a building and that process will be followed.

ORD 24-093

A motion was made by Councilman White, seconded by Councilman Kelly to pass the ordinance amending Chapter 11 (Comprehensive Plan) of Title 1

(Administrative) and Article G (College/University District of Chapter 7 (Business Districts) of Title 6 (Zoning Regulations) of the Naperville Municipal Code to adopt the North Central College Master Land Use Plan 2024-2034 - PZC 24-1-081. The motion carried by the following vote:

Aye: 8 - Bruzan Taylor, Holzhauer, Kelly, Leong, Longenbaugh, McBroom, White, and Wilson

Recused: 1 - Wehrl

2. Adopt the resolution authorizing the early termination of the June 20, 2006 parking agreement between the City and North Central College

RES 24-26

A motion was made by Councilman White, seconded by Councilman Kelly, to adopt the resolution authorizing the early termination of the June 20, 2006, parking agreement between the City and North Central College. The motion carried by the following vote:

Aye: 8 - Bruzan Taylor, Holzhauer, Kelly, Leong, Longenbaugh, McBroom, White, and Wilson

Recused: 1 - Wehrl

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. Receive the 2024 Mid-Year Financial Report

Munch presented the 2024 mid-year financial report, which included the budget performance through July 31, 2024, status of current year project budgets and the roadmap for the 2025 budget.

Council discussed overtime for the Fire Department to offset unfilled vacancies, reduction in capital expenditures, that capital deferrals are down from 2023, wastewater issues and the need to purchase additional electricity.

Puknaitis discussed recruitment and retention and explained the testing process for 2024 and 2025.

Munch discussed the current construction projects, stated most of the projected spending will be completed by the end of the year, and said that the projects deferred to 2025 include Police Department radio system, the North Aurora overpass, and the Eagle Street Gateway.

Blenniss explained that the wastewater revenues are a function of fixed and volumetric-based charges and that staff continues to work with Finance on better ways to track and measure the winter average months to help with revenue projections.

Groth stated that IMEA agency costs through 2024 are .4% higher than 2023 which had very few forced outages and no outages due to maintenance. He said the City has had to purchase additional electricity in 2024 due to unplanned outages and the closing of the INEOS campus.

Council received the report.

P. NEW BUSINESS:

Trends in pedestrian deaths

Holzhauser quoted an Insurance Institute for Highway Safety (IIHS) article stating in 2022 the country hit a 40-year peak in pedestrian deaths which is the worst since 1975, questioned if the City is monitoring these trends, how we can prevent this from becoming an issue and are there specific intersections in the City where this is an issue.

Arres, Puknaitis and Novack commented that the City does monitor pedestrian and bicycle safety and accidents and fatalities are not something the City is immune too especially in crosswalks, the City is working on messaging about crosswalk safety that will be released in the near future.

License Plate Readers

White discussed the effectiveness of license plate recognition cameras being installed in neighborhoods around the City and if this idea needs to be shared with all members of the community to help deter crime.

Arres commented that license plate readers are one of the most effective and successful tools they have as a department and not only do they act as an extra "set of eyes" they have created leads to solve all types of crimes.

Q. ADJOURNMENT:

A motion was made by Councilman White, seconded by Councilman Kelly, to adjourn the Regular City Council Meeting of September 3, 2024 at 8:05 p.m. The motion carried by a voice vote.

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