



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes - Final

City Council

Tuesday, December 17, 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 December 17.
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 December 17.
3. Submit a written comment to the City in advance of the City Council meeting by 4 p.m. on December 17. 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 December 17. 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 December 17.

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 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; 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 Works; Dick Dublinski; 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:**G. PUBLIC FORUM:**

3 minutes with NEST

Elizabeth Schwartz (Naperville) discussed the benefits of developing a collection site for recycling styrofoam.

Council inquired about the newly installed public safety computer systems (Computer Aided Dispatch - CAD and the Records Management System - RMS), how Naper Notify is used in an emergency, an update on the Washington Street Bridge project and what can the City do to become a styrofoam collection site.

Arres and Puknaitis stated both new systems are operating nicely, they are receiving good feedback from the end users and both appreciated how all the involved departments worked together to make the implementation a success.

Arres explained Naper Notify is used only in emergency situations for a targeted and specific area of residents near a given incident when action and assistance is needed. Once the incident is resolved a much broader community notification is used as a follow-up to public safety incidents.

Novack stated the deck structure has been poured for the Washington Street bridge and additional concrete will be poured over the next couple of months depending on the weather, sidewalks still need to be completed as well as the northwest corner wing walls and the asphalt will be placed in the spring. The goal is to reopen the bridge in June of 2025.

The City has had discussions and is currently reviewing the benefits of developing a collection site for recycling styrofoam.

Wehrli acknowledged North Central College's upcoming appearance in the Division III semifinals and the economic benefit these games bring to the City.

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:

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the Consent Agenda removing I13 and I38. 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 November 1, 2024, through November 30, 2024, for a total of \$51,986,308.77

Council approved.

2. Approve the regular City Council meeting minutes of December 3, 2024

Council approved.

3. Approve the Budget Workshop #1 Minutes of September 24, 2024

Council approved.

4. Approve the Budget Workshop #2 Minutes of October 22, 2024

Council approved.

5. Approve the Budget Workshop #3 Minutes of November 12, 2024

Council approved.

6. Approve the City Council meeting schedule for January, February, and March 2025

Council approved.

7. Receive the year-to-date budget report through November 30, 2024

Report received

8. Receive the update on the Renewable Energy Program

WRITTEN COMMENT ONLY

Catherine Clarkin (Naperville) Naperville Environment and Sustainability Task Force (NEST) In the Consent Agenda, Item 24-1455, "Receive the update on the Renewable Energy Program," the associated document includes a reference to the Naperville Environment and Sustainability Task Force (NEST). As NEST leaders we wanted to add some clarity around the statement, "NEST

was consulted and agreed with staff's recommendation that no changes be made to the REP for 2025." However, when the Electric Utility solicited feedback on the Renewable Energy program from NEST, we did not agree that no changes were required. Rather, we noted that residents voluntarily contribute to the fund and then are denied benefits during the latter half of the year (or more) when the fund runs out. This is an annual occurrence and has impacted many Naperville ratepayers. The chronic underfunding needs to be fixed. Our recommendation was to create a working group, including City staff, elected officials, and community members, to address the chronic underfunding. This working group has not been formed. We ask that City Council consider mechanisms to fully fund the Renewable Energy Program and we are happy to work with the City to assess various options. Given the current underfunding, NEST did not object to keeping the incentives at previous levels. NEST Leadership Team

Report received.

9. Approve appointments to the Building Review Board, Historic Preservation Commission, and Planning & Zoning Commission

Council approved.

10. Approve the 2025 Special Events Calendar and designate the calendar as closed

Council approved.

11. Approve the proposed CY2025 Social Service Grant and Opioid Remediation Grant funding allocations

Council approved.

12. Approve the award of RFP 24-224, Debt Collection Services, to Municipal Collection Services, LLC for a fee not to exceed 25% of the total monies collected and for a three-year term

Council approved.

13. Approve the award of RFP 24-254, Energy Management Consulting Services, to Customized Energy Solutions, Ltd. for an amount not to exceed \$74,950.00 and for a one-year term

Council discussed the timing of entering into a contract with an energy consultant, given that the current IMEA contract remains in effect for 11 years, and questioned whether the proposal includes any provisions requiring early renewal of the IMEA contract.

Groth clarified that the contract proposal does not require early renewal with IMEA; rather it aims to assist the City plan for utility services and energy procurement beyond 2035 by evaluating available options, along with their associated risks and costs.

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the award of RFP 24-254, Energy Management Consulting Services, to Customized Energy Solutions, Ltd. for an amount not to exceed \$74,950.00 and for a one-year term. The motion carried by the following vote:

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

Nay: 3 - Holzhauer, Kelly, and Longenbaugh

14. Approve the award of RFP 24-151, Temporary Staffing Services, to 180 Engineering, Addison Group, Express Employment Professionals and LaSalle Network for an amount not to exceed \$300,000 and for a two-year term
Council approved.
15. Approve the award of Bid 24-215, Fire Uniforms, to On Time Embroidery, Inc. (DBA Unique Apparel Solutions), for an amount not to exceed \$371,000 and for a two-year term
Council approved.
16. Approve the award of Cooperative Procurement 24-301, In-Ground Structures, to Wesco Inc. for an amount not to exceed \$759,470
Council approved.
17. Approve the award of Cooperative Procurement 24-293, Electrical Disconnect Switch Replacements, to Graybar for the amount not to exceed \$227,964 for a 12-month term
Council approved.
18. Approve the award of Option Year #1 to RFQ 23-070, Design Build Pollinator and Native Vegetation Program, to V3 Construction Group for an amount not to exceed \$250,000
Council approved.
19. Approve the award of Option Year #1 to Contract 23-154, Street Lighting, Controller, Public Building and Municipal Lot Lighting Maintenance, to Meade Electric, Inc. for an amount not to exceed \$990,000
Council approved.
20. Approve the award of Option Year #3 of Contract 22-016, Lift Station Force Main Inspection, to RJN Group, Inc. for an amount not to exceed \$195,250
Council approved.
21. Approve the award of Change Order #1 to Contract 24-016, 2024 Microsurfacing Pavement Maintenance, to AC Pavement Striping Co. for an additional 84 days
Council approved.
22. Approve the award of Change Order #1 to Contract 24-051, Health Screening Services, to Endeavor Health for an amount not to exceed \$131,000, for a total award of \$381,000,

and for an additional six months

Council approved.

- 23.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2025 and ending December 31, 2025 adopting a total levy of \$98,939 for Special Service Area No. 23 (Naper Main)

ORD 24-127

Council passed.

- 24.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2025 and ending December 31, 2025 adopting a total levy of \$68,000 for Special Service Area No. 25 (IL Route 59 and Lacrosse Lane)

ORD 24-128

Council passed.

- 25.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2025 and ending December 31, 2025 adopting a total levy of \$93,111 for Special Service Area No. 30 (Downtown Streetscape)

ORD 24-129

Council passed.

- 26.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2025 and ending December 31, 2025 adopting a total levy of \$23,680 for Special Service Area No. 31 (Downtown Streetscape - Block 423)

ORD 24-130

Council passed.

- 27.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2025 and ending December 31, 2025 adopting a total tax levy of \$1,252,829 for Special Service Area No. 33 (Downtown Maintenance Expenses and Marketing Costs)

ORD 24-131

Council passed.

- 28.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2025 and ending December 31, 2025 adopting a total levy of \$20,026 for Special Service Area No. 34 (Downtown Streetscape)

ORD 24-132

Council passed.

- 29.** Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning

January 1, 2025 and ending December 31, 2025 adopting a total levy of \$125,000 for Special Service Area No. 35 (Downtown Streetscape)

ORD 24-133

Council passed.

30. Pass the ordinance granting a major change to the River Woods Office Campus Planned Unit Development and a conditional use for a new day care center building at 628 N River Road (Cypress School) - PZC 24-1-067

ORD 24-134

Council passed.

31. Pass the ordinance approving a variance to allow a detached garage to exceed the height limitation for detached accessory structures at 1141 Basswood Drive- PZC 24-1-085

ORD 24-135

Council passed.

32. Pass the ordinance approving a variance to allow a detached garage to exceed the height limitation for detached accessory structures at 516 Spring Ave. - PZC 24-1-110

ORD 24-136

Council passed.

33. Pass the ordinance approving a variance to allow a fence to exceed the height limitation for the property located at 243-244 N Laird St. - PZC 24-1-112

ORD 24-137

Council passed.

34. Pass the ordinance approving a variance to allow a deck to encroach into the rear yard setback at 2255 Lotus Ct. - PZC 24-1-113

ORD 24-138

Council passed.

35. Conduct the first reading of the ordinance amending Title 3 of the Naperville Municipal Code to add Chapter 20 (Massage Establishments) requiring the permitting of massage establishments

First reading conducted.

36. Accept the public street improvements at Naper Commons Phase 1 and 2 and authorize the City Clerk to reduce the corresponding public improvement surety

Council approved.

37. Adopt the resolution approving an amendment to the agreement with the Illinois Department of Transportation for traffic signal energy and maintenance located on state routes

RES 24-28

Council adopted.

38. Adopt the resolution approving the settlement agreement between Cathy Schuh as Special Administrator of the Estate of Dorothy Newlands and the City of Naperville

Council discussed the settlement and the attorney of record noted in the agenda item.

RES 24-29

A motion was made by Councilman White, seconded by Councilman Kelly, to adopt the resolution approving the settlement agreement between Cathy Schuh as Special Administrator of the Estate of Dorothy Newlands and the City of Naperville.

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

Nay: 1 - McBroom

J. PUBLIC HEARINGS:

1. Conduct a truth-in-taxation hearing for the 2024 property tax levy (Item 1 of 3)

Mayor Wehrli open the Public Hearing at 7:35 p.m.

A motion was made by Councilman White, seconded by Councilman Kelly, to close the public hearing for the truth-in-taxation hearing for the 2024 property tax levy at 7:36 p.m. The motion carried by a voice vote

2. Pass the ordinance for the Levy and Assessment of Taxes for the fiscal year beginning January 1, 2025 and ending December 31, 2025 adopting a total property tax levy of \$67,026,303 (Item 2 of 3)

ORD 24-139

A motion was made by Councilman White, seconded by Councilman Kelly to pass the ordinance for the Levy and Assessment of Taxes for the fiscal year beginning January 1, 2025 and ending December 31, 2025 adopting a total property tax levy of \$67,026,303 The motion carried by the following vote:

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

Nay: 1 - Holzhauer

3. Pass the ordinance to abate a portion of the 2024 property tax levy for the City of Naperville authorizing an abatement of \$8,148,604 from the total property tax levy of \$67,026,303 for a net total 2024 property tax levy of \$58,877,699 (Item 3 of 3)

ORD 24-140

A motion was made by Councilman White, seconded by Councilman Kelly, to pass the ordinance to abate a portion of the 2024 property tax levy for the City of Naperville authorizing an abatement of \$8,148,604 from the total property tax levy of \$67,026,303 for a net total 2024 property tax levy of \$58,877,699. The motion carried by the following vote:

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

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

1. Adopt the resolution approving the local-public agency agreement with the Illinois Department of Transportation for the construction engineering services and construction of North Aurora Road Underpass at the CN Railroad (CIP Project #BR005) (Item 1 of 3)

Novack explained the three agenda items concerning the North Aurora underpass project and the amendments needed to agenda items L1 and L2.

RES 24-30

Councilman White made a motion, seconded by Councilman Kelly, to adopt the resolution approving the local-public agency agreement with the Illinois Department of Transportation for the construction engineering services and construction of North Aurora Road Underpass at the CN Railroad (CIP Project #BR005) with an amendment to include utility relocation along with the project, section and job numbers. The motion carried by the following vote:

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

2. Adopt the resolution approving an appropriation of funds in the sum of \$5,788,465 for construction services for improvements to the North Aurora Road Underpass at the CN Railroad project (CIP Project #BR005) (Item 2 of 3)

RES 24-31

Councilman White made a motion, seconded by Councilman Kelly, to adopt the resolution approving an appropriation of funds in the sum of \$5,788,465 for construction services for improvements to the North Aurora Road Underpass at the CN Railroad project (CIP Project #BR005). The motion carried by the following vote:

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

3. Adopt the IDOT resolution in the amount of \$2,000,000 to allow the expenditure of Rebuild Illinois dollars to fund the local share of the improvements to North Aurora Road Underpass at the CN Railroad project (CIP# BR005) (3 of 3)

RES 24-32

A motion was made by Councilman White, seconded by Councilman Kelly, to

adopt the IDOT resolution in the amount of \$2,000,000 to allow the expenditure of Rebuild Illinois dollars to fund the local share of the improvements to North Aurora Road Underpass at the CN Railroad project (CIP# BR005). The motion carried by the following vote:

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

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

1. Approve the award of Option Year One #1 to Contract 23-151, Civil and Duct Work, to Meade Electric Company, Inc. for an amount not to exceed \$1,887,108.83

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the award of Option Year One #1 to Contract 23-151, Civil and Duct Work, to Meade Electric Company, Inc. for an amount not to exceed \$1,887,108.83. The motion carried by the following vote:

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

2. Approve the award of RFP 24-197, Architectural and Engineering Services for Public Facilities, to Kluber, Inc. for an amount not to exceed \$1,280,000 and for a two-year term

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the award of RFP 24-197, Architectural and Engineering Services for Public Facilities, to Kluber, Inc. for an amount not to exceed \$1,280,000 and for a two-year term. 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:

P. NEW BUSINESS:

Lobbying efforts regarding Illinois House Bill 5021 (HB5021)
Taylor proposed directing staff to develop a plan on how to proceed with lobbying efforts.

Council discussed whether a vote should be taken on a bill in draft format, if a position on State issues should be taken without a public vote, and if only issues directly impacting the City should be considered.

By consensus, Council directed staff to develop a recommendation on how the Council should proceed on HB5021.

Legislative priorities

Taylor explained that the City will take a position on legislative matters when three Council members direct the City Manager to do so. She proposed requiring a public discussion and increasing the number of Council members to five.

By consensus, Council directed staff to include requiring five votes, as well as options on how to make the legislative input process more transparent, in the January 21, 2015 Legislative Priorities agenda item.

Hawkweed Drive closure

Leong proposed directing staff to prepare a plan making the closure of Hawkweed Drive, near the South Pointe subdivision, permanent.

By consensus, Council directed staff to prepare a plan making the closure of Hawkweed Drive permanent.

Ethics ordinance

Kelly discussed the Ethics ordinance that was repealed in October 2023 and asked for five Council members to direct staff to bring back a revised ordinance for consideration. His request did not receive support from five Council members.

Holzhauser further discussed the previous ordinance and asked for support from three Council members to direct staff to bring back a revised ordinance for consideration on a future agenda. More than three Council members supported bringing back the requested draft.

Q. ADJOURNMENT:

A motion was made by Councilman White, seconded by Councilman Kelly, to adjourn the Regular City Council Meeting of December 17, 2024 at 8:13 p.m. The motion carried by a voice vote.

/S/ Dawn C. Portner
Dawn Portner
City Clerk