

City of Naperville

*400 S. Eagle Street
Naperville, IL 60540*



Naperville

Meeting Minutes

Tuesday, December 19, 2017

7:00 PM

Council Chambers

City Council

A. CALL TO ORDER:**B. ROLL CALL:****C. CLOSED SESSION**

OPEN SESSION - 7:00 p.m.

D. ROLL CALL:**E. PLEDGE TO THE FLAG:****F. AWARDS AND RECOGNITIONS:**

1. Presentation of the Naperville Police Department's Good Catch Award

G. PUBLIC FORUM:**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 Hinterlong, seconded by Councilwoman Gustin, to approve the Consent Agenda and correcting I-15 to reflect \$173,728.76 and I-17 to reflect \$83,025.56. The motion carried by the following vote:

1. Approve 11/01/17 thru 11/29/17 Cash Disbursement for \$46,317,503.68

Attachments: [Cash Disbursements 11-01-2017 thru 11-29-2017.pdf](#)

Council approved.

2. Approve the City Council Workshop Minutes of October 30, 2017

Attachments: [Attachment 1. Budget Workshop Minutes \(10-30-17\).docx](#)

Council approved.

3. Approve the City Council Workshop Minutes of November 13, 2017

Attachments: [Attachment 1. Budget Workshop Minutes \(11-13-17\).docx](#)

Council approved.

4. Approve the City Council Workshop Minutes of November 27, 2017

Attachments: [Attachment 1. Budget Workshop Minutes \(11-27-17\).docx](#)

Council approved.

5. Approve the Regular City Council Meeting Minutes of December 5, 2017.

Attachments: [Draft Minutes December 5 2017](#)

Council approved.

6. Approve the Award of Change Order #2 to the Third Three-Year Extension to Contract 06-106, Microsoft Office Enterprise Agreement, to CDW-Government (CDWG), Inc. for an amount not to exceed \$185,357.77 and a total award of \$1,211,296.33.

Attachments: [Prior Actions.pdf](#)

Council approved.

7. Approve the Award of Option Year One to Contract 16-188, Concrete Restoration Program, to Mondri Construction for an amount not to exceed \$263,000, plus a 5% contingency.

Attachments: [Original Award](#)

Council approved.

8. Accept the Public Underground, Street Light and 248th Avenue Improvements associated with Ashwood Crossings and Hidden Creek and authorize the City Clerk to reduce the corresponding public improvement surety.

Attachments: [Acceptance of Public Underground Improvements for Ashwood Crossings.pdf](#)

Council approved.

9. Approve the City Council meeting schedule for January, February and March 2018.

Attachments: [City Council Meeting Schedule for Dec 19](#)

Council approved.

10. Waive the first reading and pass the ordinance to establish an all-way stop at the intersection of Fairway Drive and Country Club Boulevard.

Attachments: [Fairway Drive and Country Club Boulevard Ordinance.docx](#)
[Fairway Drive and Country Club Boulevard Sight Distance Map.pdf](#)
[Draft December 7, 2017 TAB Meeting Minutes](#)

Council passed.

11. Adopt the Resolution Approving an Addendum to the Intergovernmental Agreement between the City of Naperville and the Illinois Environmental Protection Agency to operate a long-term household Hazardous Waste Collection Facility.

Attachments: [Resolution -IEPA Addendum](#)
[2018 HHW IEPA agreement extension](#)

Council adopted.

12. Adopt the Resolution authorizing adoption and issuance of the City of Naperville Prohibition and Prevention of Harassment/Sexual Harassment Policy.

Attachments: [Resolution.doc](#)
[Exhibit A Prohibition and Prevention of Harassment Sexual Harassment](#)

Council adopted.

13. Adopt the Resolution authorizing the City Manager to execute the 2018 Pace Paratransit Local Share Agreement for the operation of the Ride DuPage program.

Attachments: [Resolution and 2018 Local Share Agreement.pdf](#)
[Partner Contributions](#)

Council adopted.

14. Adopt the Resolution Approving the Lease Agreement for the Safety Town Property Located at 1320 Aurora Avenue in Naperville (7 positive votes required)

Attachments: [Safety Town Lease Resolution](#)
[Exhibit A - Safety Town Lease 2017](#)

Council adopted.

15. Adopt the Route 672 Resolution authorizing the City Manager to execute the attached agreement with Pace to establish the City share for service from the 95th Street Park-and-Ride to the Route 59 Metra Station at \$174,535.85. (Item 1 of 3)

Attachments: [Pace Route 672 Resolution](#)
[Exhibit A Route 672 Agreement](#)

Council adopted.

16. Adopt the Route 673 Resolution authorizing the City Manager to execute the attached agreement with Pace to establish the City share for service from the Community Christian Church Park-and-Ride to the Route 59 Metra Station at \$83,025.56. (Item 2 of 3)

Attachments: [Pace Route 673 Resolution](#)
[Exhibit A Route 673 Agreement](#)

Council adopted.

17. Adopt the Route 675 Resolution authorizing the City Manager to execute the attached agreement with Pace to establish the City share for service from the Wheatland Salem Church Park-and-Ride to the Route 59 Metra Station at \$88,789.89. (Item 3 of 3)

Attachments: [Pace Route 675 Resolution](#)
[Exhibit A Route 675 Agreement](#)

Council adopted.

J. PUBLIC HEARINGS:

1. Conduct a Truth-in-Taxation hearing for the Special Service Area No. 23 (Naper Main) property tax levy (Item 1 of 2)

Attachments: [Attachment 1 - SSA 23 Truth-in-Taxation Public Notice.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to close the Public Hearing at 7:26 p.m. The motion carried by the following vote:

2. Pass the Ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2018 and ending December 31, 2018 adopting a total tax levy of \$98,939 for Special Service Area No. 23 (Naper Main) (Item 2 of 2)

Attachments: [SSA No. 23 Ordinance](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed. The motion carried by the following vote:

3. Conduct a Truth-in-Taxation hearing for the Special Service Area No. 26 (Downtown Maintenance Expenses and Marketing Costs) property tax levy (Item 1 of 2)

Attachments: [Attachment 1 - SSA 26 Truth in Taxation.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to close the Public Hearing at 7:27 p.m. The motion carried by the following vote:

4. Pass the Ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2018 and ending December 31, 2018 adopting a total tax levy of \$1,013,351 for Special Service Area No. 26 (Downtown Maintenance Expenses and Marketing Costs) (Item 2 of 2)

Attachments: [SSA No. 26 Ordinance](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed. The motion carried by the following vote:

5. Conduct a Truth-in-Taxation hearing for the City's property tax levy. (Item 1 of 3)

Attachments: [2017 General Corporate Truth in Taxation.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to close the Public Hearing at 7:29 p.m. The motion carried by the following vote:

6. Pass the Ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2018 and ending December 31, 2018, adopting a total tax levy of \$56,856,960. (Item 2 of 3)

Attachments: [2017 Gen Corporate Tax Levy Ordinance.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed.

A Motion in Substitution was made by Councilman Coyne, seconded by Councilman Hinterlong, that this agenda item be passed as amended to read Pass the Ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2018 and ending December 31, 2018, adopting a total tax levy of \$56,856,960 and direct staff to present an option that results in an abated levy of at least \$200,000 less than the prior year. The motion carried by the following vote:

7. Pass the Ordinance to abate a portion of the 2017 Tax Levy for the City of Naperville authorizing an abatement of \$8,170,149 from the total tax levy of \$56,856,960 for a net total of 2017 tax levy of \$48,686,811. (Item 3 of 3)

Attachments: [2017 General Corporate Abatement Ordinance.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed. The motion carried by the following vote:

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

1. Pass the Ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2018 and ending December 31, 2018 adopting a total tax levy of \$200,000 for Special Service Area No. 21 (New Parking Garage)

Attachments: [Attachment 1 - SSA 21 Ordinance.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed. The motion carried by the following vote:

2. Pass the Ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2018 and ending December 31, 2018 adopting a total tax levy of \$68,000 for Special Service Area No. 25 (IL Route 59 and Lacrosse Lane)

Attachments: [Attachment 1 - SSA 25 Ordinance.docx](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed. The motion carried by the following vote:

3. Adopt the Resolution Approving the Naperville Jaycees Smart Park Donation Agreement

Attachments: [Naperville Jaycees Smart Park Donation Agreement Resolution](#)
[Exhibit A - Naperville Jaycees Smart Park Donation Agreement](#)

A motion was made by Councilman Krummen, seconded by Councilwoman Obarski that this agenda item be tabled for 60 days.

A motion in substitution was made by Councilman Coyne, seconded by Councilman White, that this agenda item be adopted subject to the parties working together in good faith to resolve all concerns as expressed by Naperville City Council. The motion carried by the following vote:

4. Pass the Ordinance granting an extension to the temporary use approved for a mobile MRI unit for Edward Hospital at 801 S. Washington Street.

Attachments: [Ordinance Approving Temporary Use Extension](#)
[Exhibit A - Legal Description](#)
[Exhibit B - Location Map](#)
[Exhibit C - Extension Request #2](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be passed. The motion carried by the following vote:

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

1. Approve the Award of Cooperative Procurement 17-242, Microsoft Enterprise Agreement Renewal, to CDW-G for an amount not to exceed \$1,438,964.76 and for a three-year contract term.

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be approved. The motion carried by the following vote:

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. Deny the request for a variance to permit a 6' tall solid fence in the required corner side yard at the subject property located at 2816 Rolling Meadows Drive, Naperville - PZC 17-1-114.

Attachments: [2816 Rolling Meadows - Ordinance](#)
[Exhibit A - Legal Description](#)
[Exhibit B - Plat of Survey](#)
[Exhibit C - Standards](#)
[11.15.17 PZC Minutes](#)
[Public Comment - PZC 17-1-114](#)
[Development Petition_PZC 11.15.17](#)
[Location Map_PZC.11.15.17](#)
[Existing 6' Solid Fence_PZC.11.15.17](#)
[Previous 4' Open Fence_PZC.11.15.17](#)

A motion was made by Councilman Coyne, seconded by Councilwoman Gustin, that the request request for a variance to permit a 6' tall solid fence in the required corner side yard at the subject property located at 2816 Rolling Meadows Drive, Naperville - PZC 17-1-114 amended to provide that the Petitioner pays all application fees regularly due as part of a variance petition.

A motion to amend was made by Councilman Coyne, seconded by Councilwoman Gustin, that the request request for a variance to permit a 6' tall solid fence in the required corner side yard at the subject property located at 2816 Rolling Meadows Drive, Naperville - PZC 17-1-114 amended to provide that the Petitioner pays all application fees regularly due as part of a variance petition along with fines and/or permit fees called for by Naperville Code. The motion carried by the following vote:

2. Provide direction on Ryan Companies continuing with 5th Avenue community engagement efforts, including market and technical research, to determine feasible and beneficial redevelopment options for City Council consideration, in accordance with the update provided at the December 19, 2017 City Council Workshop.

A motion was made by Councilwoman Obarski, seconded by Councilman Hinterlong, to authorize Ryan Companies to continue with 5th Avenue community engagement efforts, including market and technical research, to determine feasible and beneficial redevelopment options for City Council consideration, in accordance with the update that was given at the December 19, 2017 City Council Workshop and to report back to Council at the February 20, 2018 workshop. The motion carried by the following vote:

4. Approve the Calendar Year (CY) 18 Special Events Cultural Amenities (SECA) Grant Program Allocations.

Attachments: 1-17-18 SECA Comm Recommendation
12-19-17 Agenda Item 17-926

A motion was made by Councilwoman Obarski, seconded by Councilman Krummen, that this agenda item be tabled to February 6, 2018, return the awards to the SECA Commission with instruction to review all allocations except for Ribfest and Last Fling city services, and bring back a unified ecommendation. The motion carried by the following vote:

3. Approve the FY 2019 Social Services Grant (SSG) funding allocations and, if the Federal CDBG allocation exceed estimates, transfer eligible SSG activities to the PY18 CDBG program and use the excess SSG funding for Kid's Matter programming.

Attachments: [FY 2019 Final SSG Allocations](#)

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that this agenda item be approved with the exception of award #13, #18, and #30. The motion carried by the following vote:

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, that award #13, #18, #30 be approved. The motion carried by the following vote:

P. NEW BUSINESS:

Q. ADJOURNMENT:

A motion was made by Councilman Hinterlong, seconded by Councilman Krummen, that the regular City Council meeting of December 19, 2017 be adjourned at 10:04 p.m. The motion carried by the following vote: