



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes

City Council

Tuesday, February 6, 2018

7:00 PM

Council Chambers

A. CALL TO ORDER:

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

B. ROLL CALL:

Present: 8 - Mayor Steve Chirico
Councilwoman Becky Anderson
Councilwoman Judy Brodhead
Councilman Kevin Coyne
Councilwoman Patty Gustin
Councilman John Kruppen
Councilwoman Rebecca Obarski
Councilman Benjamin White

Absent: 1 - Councilman Paul Hinterlong

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

to recess to Closed Session to discuss

Aye: 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Kruppen, Obarski, and White

Absent: 1 - Hinterlong

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 Becky Anderson
Councilwoman Judy Brodhead
Councilman Kevin Coyne
Councilwoman Patty Gustin
Councilman Paul Hinterlong
Councilman John Kruppen
Councilwoman Rebecca Obarski
Councilman Benjamin White

Also Present

City Manager, Doug Krieger; Deputy City Manager, Marcie Schatz; Deputy City

Attorney, Mike DiSanto; City Clerk, Pam Gallahue; Fire Chief, Mark Puknaitis; Police Chief, Robert Marshall; Director of Finance, Rachel Mayer; Director of IT, Jeff Anderson; Director of TED, Bill Novack; Deputy Director of TED, Jennifer Loudon; Deputy Director of TED, Allison Laff; Director of Public Utilities - Electric, Mark Curran; Director of Public Utilities - Water, Jim Holzapfel; Director of Public Works, Dick Dublinski; Development Manager, Trevor Dick

Daily Herald, Naperville Sun, NCTV-17

E. PLEDGE TO THE FLAG:

Pledge was given by Cub Scout Troop #317.

F. AWARDS AND RECOGNITIONS:

Chirico and Brodhead presented the awards to District #204 students for the Marketing Contest.

G. PUBLIC FORUM:

SB-2280

Carl Swanson, Naperville, discussed updates on state bills related to pet safety.

Electric Supply and Owners Option

Shan Bedi, Naperville, requested that residents be given the option to use alternate suppliers for utility services.

Chirico discussed enterprise funds and benchmark data related to costs for service.

H. CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR THE CONSENT AGENDA:

to use the Omnibus method to approve the Consent Agenda

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

I. CONSENT AGENDA:

approved the Consent Agenda

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

1. Approve the Regular City Council Meeting Minutes of January 16, 2018.
2. Approve the Award of Cooperative Procurement 17-178, Fire Engine Purchase to Fire Service, Inc. for an amount not to exceed \$623,875.
3. Approve the Award of Bid 18-017, Excavation and Underground Utility Repairs, to Baish Excavating, Inc. for an amount not to exceed \$190,369, plus a 5% contingency.

4. Approve the City Council Meeting Schedule for February, March & April 2018.
5. Pass the Ordinance granting a deviation to the 35' platted building line based on the provisions of Section 7-1-13 (Platted Setback and Building Lines) of the Naperville Municipal Code for the property located at 730 Highland Ave - PZC 17-1-144
Enactment No: ORD 18-002
6. Pass the Ordinance amending Section 5 (Dedication of Park Lands and School Sites or for Payments or Fees In Lieu Of) of Chapter 3 (Required Improvements) of Title 7 (Subdivision Regulations) of the Naperville Municipal Code pertaining to Payments or Fees In Lieu of Dedication of Park Lands and School Sites. PZC 16-1-032.
Enactment No: ORD 18-003
7. Waive the first reading and pass the Ordinance approving a revision to the City's Investment and Cash Management Policy (Requires six positive votes).
Enactment No: ORD 18-004

J. PUBLIC HEARINGS:

1. Receive the staff report for Auburn Manor (PZC 17-1-101) located at 9s364 Naper Boulevard (Item 1 of 6).
received
Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White
2. Conduct the public hearing to consider the Annexation Agreement for Auburn Manor (PZC 17-1-101) located at 9s364 Naper Boulevard (Item 2 of 6).
Hinterlong opened the Public Hearing at 7:17 p.m.

Steve Bauer, Petitioner, requested annexation of the subject property into the City of Naperville, rezoning of the property to R3A (Medium Density Multiple-family Residence District), subdivision, and deviations from Municipal Code Section 7-3-5 (Dedication of Park Lands and School Sites or for Payments or Fees in Lieu Of) in order to construct eight townhomes.

closed
Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White
3. Pass the Ordinance authorizing execution of the Annexation Agreement for Auburn Manor (PZC 17-1-101) located at 9s364 Naper Boulevard (Item 3 of 6).
Enactment No: ORD 18-005

approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

- 4. Pass the Ordinance annexing the Subject Property located at 9s364 Naper Boulevard (Auburn Manor, PZC 17-1-101) (Requires six positive votes) (Item 4 of 6).

Enactment No: ORD 18-006

approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

- 5. Pass the Ordinance rezoning the property located at 9s364 Naper Boulevard (Auburn Manor, PZC 17-1-101) to R3A (Medium Density Multiple-family Residence District) (Item 5 of 6).

Enactment No: ORD 18-007

approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

- 6. Pass the Ordinance approving the Preliminary/Final Plat of Subdivision and deviations to Municipal Code Section 7-3-5 for Auburn Manor (PZC 17-1-101) located at 9s364 Naper Boulevard (Item 6 of 6).

Enactment No: ORD 18-008

approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

- 7. Conduct the Public Hearing for the Community Development Block Grant Program Year 2018 Annual Action Plan.

Chirico opened the Public Hearing at 7:21 p.m.

closed

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

- 1. Pass the Ordinance approving a variance to Section 1208.2 of the 2012 IBC for 215 S. Washington Street.

Council discussed ceiling height, Fire Department approval, fire rated door, whether a different use would alter the recommendation, and the variance process.

Dick explained no kitchen equipment is proposed and confirmed that if cooking equipment had been included a different recommendation may have resulted.

Laff stated staff can stipulate that any higher level of use would need to go to the Building Review Board for approval.

Enactment No: ORD18-009
approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

2. Receive the report on the CY2018 Budget and review options for the Property Tax Levy reduction (Item 1 of 4)

Colin Dalough, Naperville Area Chamber of Commerce (NACC), spoke against the HRST increase

Council asked the NACC for data showing the impact of HRST on business, discussed the percent of visitors shopping in Naperville, where the proposed tax ranks, the desire for an online sales tax, and the current case challenging interstate commerce.

received

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

3. Pass the Ordinance amending Section 2, of Chapter 11, of Title 3, of the Naperville Municipal Code increasing the local simplified municipal telecommunications tax rate to six percent (Item 2 of 4).

Enactment No: ORD 18-010
approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

4. Pass the Ordinance amending Chapter 10, of Title 3, of the Naperville Municipal Code increasing the hotel and motel use tax rate to 5.50% and clarifying said tax applies to the use of online rental companies (Item 3 of 4).

Krieger explained that online service providers are responsible for collecting and remitting taxes to the City.

Enactment No: ORD 18-011
approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

5. Conduct the first reading of the Home Rule Sale Tax and Downtown Food and Beverage Tax Ordinance Amending Section 11 of Chapter 1, Title 3, and Amending Section 9 of Chapter 1, Title 3 of the Naperville Municipal Code. (Item 4 of 4)

First reading held.

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

N. PETITIONS AND COMMUNICATIONS:

1. Consider re-opening the 2018 Special Events Calendar to Approve the Festa Italiana Event scheduled for Friday, August 3 - Sunday, August 5, 2018 at the Naper Settlement.

John Barry, Chicago/Naperville - Star Events, discussed the event, the Settlement application process, and communication with staff.

Gallahue explained the City's Special Event application process and approval timeline, that Council closed the calendar on November 7, that staff learned of the event during the November budget workshops, and that an event logistics meeting could not be scheduled until January.

Council discussed the application process, opportunities for improvement, the number of events in the downtown, impact on staff, businesses, and residents, parking concerns and solutions, the lag between the budget workshop and the first logistics meeting, and the Naper Settlement mission.

Macarena Tamayo-Calabrese, Naper Settlement, explained that direction has been given to make the Settlement more relevant and discussed the Settlement's mission.

approved

Aye: 2 - Chirico, and Gustin

Nay: 7 - Anderson, Brodhead, Coyne, Hinterlong, Krummen, Obarski, and White

O. REPORTS AND RECOMMENDATIONS:

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

approved

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

2. Approve the staff recommendation (Option 1) to not financially participate in funding a replacement fence along the north side of 95th Street from west of the Springbrook Tributary No. 2 Creek to Gateshead Drive

Doreen Swindhall, requested the item be tabled to allow negotiations with the neighbors to continue.

Novack explained the noise study that was conducted, the area covered by the study, and walls and levies in the area.

tabled

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

P. NEW BUSINESS:

Power Outage

Krieger updated the Council regarding a substation failure and the resulting power outage which lasted between 19 and 90 minutes. He reported staff is currently performing repairs and BP and Nokia are operating on generators.

Winter Operations

Dublinski discussed the snow operation budget and that in order to get through the season more funding will be necessary.

Q. ADJOURNMENT:

adjourned

Aye: 9 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

/S/ Pam Gallahue
Pam Gallahue, PhD
City Clerk