



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes

City Council

Tuesday, December 6, 2022

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 Jennifer Bruzan Taylor
Councilman Paul Hinterlong
Councilman Ian Holzhauer
Councilman Patrick Kelly
Councilman Paul Leong
Councilwoman Theresa Sullivan
Councilman Benjamin White

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

A motion was made by Councilman Holzhauer, seconded by Councilman White, to recess to Closed Session to discuss 120/2(c)(3) Filling a Vacant Public Office; 120/2(c)(11) Pending Litigation; 120/2(c)(21) Approval of Minutes. The motion carried by the following vote:

Aye: 8 - Chirico, Bruzan Taylor, Hinterlong, Holzhauer, Kelly, Leong, Sullivan, and White

OPEN SESSION - 7:00 p.m.

Chirico called the meeting to order at 7:00 p.m.

D. ROLL CALL:

Present: 8 - Mayor Steve Chirico
Councilwoman Jennifer Bruzan Taylor
Councilman Paul Hinterlong
Councilman Ian Holzhauer
Councilman Patrick Kelly
Councilman Paul Leong
Councilwoman Theresa Sullivan
Councilman Benjamin White

Also Present

City Manager, Doug Krieger; Deputy City Manager, Marcie Schatz; City Attorney, Mike DiSanto; Director of Community Services/City Clerk, Pam

Gallahue; Fire Chief, Mark Puknaitis; Police Chief, Jason Arres; Director of Finance, Rachel Mayer; Director of Human Resources, James Sheehan; Director of IT, Jacqueline Nguyen; Director of TED, Bill Novack; Deputy Director of TED, Jennifer Loudon; Deputy Director of TED, Allison Laff; Director of Public Utilities - Electric, Brian Groth; Director of Public Utilities - Water, Darrell Blenniss, Jr.; Director of Public Works, Dick Dublinski, Director of Communications, Linda LaCloche

Daily Herald, Naperville Sun, NCTV-17

E. PLEDGE TO THE FLAG:

The pledge was given.

F. AWARDS AND RECOGNITIONS:

1. [Presentation of Fire Chief's Awards](#)

Puknaitis presented the Fire Chief's Recognition Awards.

G. PUBLIC FORUM:

Catherine Clarkin (Naperville Environment and Sustainability Task Force - NEST) stated that she will be giving three-minute presentations at most of the upcoming City Council meetings on a variety of topics.

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

A motion was made by Councilman Hinterlong, seconded by Councilman White, to use the Omnibus method to approve the Consent Agenda. The motion carried by a voice vote.

I. CONSENT AGENDA:

Approval of the Consent Agenda

A motion was made by Councilman Hinterlong, seconded by Councilman White, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Chirico, Bruzan Taylor, Hinterlong, Holzauer, Kelly, Leong, Sullivan, and White

Excused: 1 - Gustin

1. [Approve the regular City Council meeting minutes of November 15, 2022](#)

Council approved.

2. [Approve the City Council meeting schedule for December 2022 through February 2023](#)

Council approved.

3. [Approve the award of Cooperative Procurement 22-335, High Cube Camera Van Replacement \(Unit 780\), to Elxsi \(dba CUES\) for an amount not to exceed \\$599,408](#)

Council approved.

4. [Approve the award of Sole Source Procurement 22-329, Naper Boulevard Stormwater Lift Station Upgrade of Vaughan Model S8N-151 Submersible Chopper Pump, to Gasvoda & Associates, Inc., for an amount not to exceed \\$249,989.00](#)

Council approved.

5. [Approve the award of Option Year One to Bid 21-394, Electrician Services, to Volt Electric Inc. for an amount not to exceed \\$226,917](#)

Council approved.

6. [Approve the award of Option Year One to Contract 21-382, Parkway Tree Trimming Services, to Steve Piper and Sons Inc. for an amount not to exceed \\$52,500 and for a one-year term](#)

Council approved.

7. [Approve the award of Option Year Three to Contract 18-027, Architectural and Engineering Services, to Kluber Architects and Engineers and Legat Architects, Inc. for an amount not to exceed \\$125,000](#)

Council approved.

8. [Approve the award of Bid 22-200, Emergency Medical Services \(EMS\) Supplies, to Medline Industries Holding, L.P., for an amount not to exceed \\$122,156.22 and for a one-year term](#)

Council approved.

9. [Approve the award of RFP 22-274, Riverwalk Design Consultant, to Engineering Resource Associates, Inc. for an amount not to exceed \\$912,500 and for a three-year term](#)

Council approved.

10. [Approve the award of RFP 22-278, Springbrook Water Reclamation Center South Plant RAS Grit Improvements project, to Donohue & Associates, Inc. for an amount not to exceed \\$853,000, plus a 3% contingency](#)

Council approved.

11. [Approve the award of Bid 22-310, Grand Pavilion and Covered Bridge Roof Replacements, to Filotto Roofing, for an amount not to exceed \\$133,500.00 plus a five percent contingency](#)

Council approved.

12. [Approve the award of Change Order #1 to Contract 22-280, Trip Hazard Removal Program, to ASTI Sawing Inc. for an amount not to exceed \\$112,904.82 and a total award of \\$179,276.22 and for an additional 162 days](#)

Council approved.

13. [Approve the award of Cooperative Procurement 22-351, Compact Wheel Loader Replacement \(Unit 898\), to Alta Equipment Company for an amount not to exceed \\$103,339](#)

Council approved.

14. [Approve the award of Change Order #1 to Option Year Four of Contract 17-182, Security Camera Installation, to Pace Systems for an amount not to exceed \\$250,000 and a total award of \\$600,000 and an additional two years](#)

Council approved.

15. [Approve the award of Change Order #1 to Contract 22-020, Summerfield Lift Station Rehabilitation, to Marc Kresmery Construction, LLC. for an additional 167 days](#)

Council approved.

16. [Approve the award of Change Order #1 to Contract 22-030, Northeast Waterworks Phase 1 Improvements, to Dahme Mechanical Industries, Inc. for an additional 288 days](#)

Council approved.

17. [Approve the award of Change Order #4 to Contract 19-214, Water Advanced Metering Infrastructure \(AMI\) Project, to Core & Main LP for an additional 365 days \(Item 1 of 2\)](#)

Council approved.

18. [Approve the award of Change Order #3 to Contract 20-322, Water Utilities Meter Data Management Software and Support \(AMI Project\), to Harris Computer Systems for an additional 365 days \(Item 2 of 2\)](#)

Council approved.

19. [Approve the award of Change Order #2 to Contract 21-223, Springbrook Water Reclamation Center Influent Flow Meter Replacement, to Dahme Mechanical Industries, Inc. for an additional 181 days](#)

Council approved.

20. [Approve the award of Change Order #2 to Contract 20-052, Springbrook Water Reclamation Center Facilities Plan Phase II, to Donohue and Associates for an](#)

amount not to exceed \$210,000 and a total award of \$965,630

Council approved.

21. Approve the award of Change Order #1 to Option Year Three of Contract 19-074, Commercial Garage Door, Man Door and Security Gate Services, to Allied for an amount not to exceed \$46,000 and a total award of \$131,721

Council approved.

22. Approve the award of Change Order #1 to Option Year Three of Contract 18-012, IDenticard Building Access Control, to Pace Systems for an amount not to exceed \$92,340 and a total award of \$136,840 and an additional two years

Council approved.

23. Approve the award of Change Order #1 to Contract 21-189, Unit 259 (Tandem Axle Dump Truck) Equipment Replacement, to JX Peterbilt for an amount not to exceed \$15,333.73 and a total award of \$245,298.21

Council approved.

24. Approve the recommended adjustment to non-union employee pay ranges

Council approved.

25. Waive the first reading and pass the ordinance amending Section 11-4 of the Naperville Municipal Code repealing bicycle registration and license requirements (requires 6 positive votes)

WRITTEN COMMENT ONLY

Adit Raha (Naperville) - I support this idea, but I would not like to see the 50% discount on the Naperville park district's mandatory donation implemented as a potential incentive.

Enactment No.: ORD 22-124

Council passed.

26. Pass the ordinance approving a major change to the Bradford Commons PUD to grant a deviation to the off-street parking requirements, final PUD plat, controlling elevations, and controlling landscape plan for 2703 Beebe Drive (Wu's House) - PZC 22-1-073

Enactment No.: ORD 22-125

Council passed.

27. Pass the ordinance approving a conditional use in the B3 District for an automobile service station located at 1304 Plainfield/Naperville Road (Casey's) - PZC 22-1-051

Enactment No.: ORD 22-126

Council passed.

28. [Conduct the first reading of the ordinance approving a policy for interconnection and fair crediting of customer renewable self-generation and storage facilities and amending Sections 6-15 and 8-1 of the Naperville Municipal Code](#)

Council conducted.

29. [Continue discussion of the Affordable Housing Incentive Program to the January 17, 2023 City Council meeting - PZC 22-1-017](#)

Council continued.

J. PUBLIC HEARINGS:

1. [Conduct the public hearing for the 2023 Annual Budget \(Item 1 of 2\)](#)

The public hearing was opened at 7:21 p.m.

A motion was made by Councilman White, seconded by Councilman Hinterlong, to close the public hearing at 7:22 p.m. The motion carried by a voice vote.

2. [Pass the ordinance adopting the 2023 Annual Budget in the amount of \\$603,462,981 \(Item 2 of 2\)](#)

Enactment No.: ORD 22-127

A motion was made by Councilman White, seconded by Councilman Hinterlong, to pass the ordinance adopting the 2023 Annual Budget in the amount of \$603,462,981. The motion carried by the following vote:

Aye: 8 - Chirico, Bruzan Taylor, Hinterlong, Holzauer, Kelly, Leong, Sullivan, and White

3. [Receive the staff report and conduct the public hearing for property located at the northeast corner of Nannyberry Street and 103rd Street \(Ashwood Heights Unit 2\) - PZC 22-1-002 \(Item 1 of 3\)](#)

The public hearing was opened at 7:22 p.m.

A motion was made by Councilman White, seconded by Councilman Hinterlong, to receive the staff report and close the public hearing for property located at the northeast corner of Nannyberry Street and 103rd Street (Ashwood Heights Unit 2) - PZC 22-1-002 at 7:23 p.m. The motion carried by a voice vote.

4. [Pass the ordinance authorizing the execution of an amendment to the Ashwood Park \(A/K/A 248th Assemblage Center\) Annexation Agreement for the Ashwood Heights Unit 2 Subdivision - PZC 22-1-002 \(requires six positive votes\) \(Item 2 of 3\)](#)

Enactment No.: ORD 22-128

A motion was made by Councilman White, seconded by Councilman Hinterlong, to pass the ordinance authorizing the execution of an amendment to the Ashwood Park (A/K/A 248th Assemblage Center) Annexation Agreement for the Ashwood Heights Unit 2 Subdivision - PZC 22-1-002. The motion carried by the

following vote:

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

5. [Pass the ordinance approving the preliminary/final plat of subdivision for property located at the northeast corner of Nannyberry Street and 103rd Street \(Ashwood Heights Unit 2\) - PZC 22-1-002 \(Item 3 of 3\)](#)

Enactment No.: ORD 22-129

A motion was made by Councilman White, seconded by Councilman Hinterlong, to pass the ordinance approving the preliminary/final plat of subdivision for property located at the northeast corner of Nannyberry Street and 103rd Street (Ashwood Heights Unit 2) - PZC 22-1-002. The motion carried by the following vote:

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

6. [Conduct the public hearing for the stormwater variance request for the North Aurora Road Underpass project at the Canadian National Railway \(Item 1 of 2\)](#)

The public hearing was opened at 7:25 p.m.

WRITTEN COMMENT ONLY

K Murphy - Oppose agenda item 22-1463 (Public Hearing - Stormwater Variance Request for the North Aurora Road Underpass) • The spending of \$\$24.4 million dollars of taxpayer funds to reconstruct a roadway underpass that will continue to flood, as noted in Exhibit A, is irresponsible. • The design of the stormwater drainage system for the underpass is based on 1989 rainfall data, not the most recent 2019 data, and is inadequate for the present and future conditions. The 2019 data shows an increase of approximately 15% in the rainfall design values. Pipes, underground stormwater storage vaults, and pumps should be resized to meet current regulatory conditions. • Adequate time was given by DuPage County Stormwater Management to notify engineers that the 2019 rainfall design data would be required for project permits applied to on and after January 1, 2020, for DuPage County Stormwater Management permits. If a project could not meet these requirements, the County required a waiver application be obtained by December 31, 2019. • The City should publicly provide the frequency and depths of flooding that is expected on this road based on the 2019 rainfall data. • The City should have a public safety plan to close the road and detour traffic when this underpass floods. • The Bipartisan Infrastructure Law funding programs require climate resilient infrastructure. • This project is not in line with the City's sustainability goals. Flooded infrastructure is not sustainable. • This roadway underpass will not be reconstructed for 50 or more years, making it essential to eliminate roadway flooding now.

A motion was made by Councilman White, seconded by Councilman Hinterlong, to close the public hearing for the stormwater variance request for the North Aurora Road Underpass project at the Canadian National Railway at 7:26 p.m. The motion carried by a voice vote.

7. [Pass the ordinance approving a stormwater variance to Section 15-72 D.3 of the](#)

[DuPage Countywide Stormwater and Floodplain ordinance for the North Aurora Road underpass project at the Canadian National Railway \(Item 2 of 2\)](#)

Council discussed the updated guidelines, rain events in the past 15 years, federal funding, and how to better coordinate projects with changing standards.

Novack explained that the underpass project is challenging and staff has worked through utilities and right-of-way issues over the past three years and that the updated standard would require a complete redesign and resizing of the project including the vaults, pumps, and land acquisition areas. He stated that DuPage County granted the City a construction grace period but it elapsed due to the prolonged work, that granting the variance will not alter the character of any of the upstream or downstream properties, floodplain or wetland areas, and that complying with the updated standard will significantly add to the design and construction costs as well as jeopardize the outside funding already secured for the project.

Enactment No.: ORD 22-130

A motion was made by Councilman White, seconded by Councilman Hinterlong, to pass the ordinance approving a stormwater variance to Section 15-72 D.3 of the DuPage Countywide Stormwater and Floodplain ordinance for the North Aurora Road underpass project at the Canadian National Railway. The motion carried by the following vote:

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

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. [Receive the report and concur with staff recommendations for Washington Street Streetscape Option 3 and Main Street Streetscape Option B](#)

Novack explained that Washington Street is a narrow corridor and that the recommendation is for a narrower sidewalk with a brick balance, placing street lights and flowers in planters, and using trees where the width and depth is appropriate.

Council discussed planter locations, use of native plantings, whether blind spots will be created, accessibility, and the impact of road salt on the bricks.

Novack explained several options that could be used to address the planter concerns and that the brick is sealed and non-permeable. He also stated that the sidewalk width is 6' with an exception near Naperville Bank and Trust, that two strollers can pass easily, and that wheelchairs will be able to pass in the

amenity zones.

A motion was made by Councilman White, seconded by Councilman Hinterlong, to receive the report and concur with staff recommendations for Washington Street Streetscape Option 3 and Main Street Streetscape Option B. The motion carried by the following vote:

Aye: 8 - Chirico, Bruzan Taylor, Hinterlong, Holzauer, Kelly, Leong, Sullivan, and White

- 2. [Receive the report and concur with PUAB recommendation to fund the 2023 Renewable Energy Program at the 2022 revenue level and dedicate any underspend to installing solar projects on City of Naperville facilities](#)

P. NEW BUSINESS:

Students in attendance

Holzauer recognized the students in the audience and thanked them for attending.

Q. ADJOURNMENT:

A motion was made by Councilman Hinterlong, seconded by Councilman White, to adjourn the Regular City Council Meeting of December 6, 2022 at 7:44 p.m. The motion carried by a voice vote.

/S/ Pam Gallahue
Pam Gallahue, PhD
City Clerk