



# City of Naperville

400 S. Eagle Street  
Naperville, IL 60540

## Meeting Minutes

### City Council

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Tuesday, May 15, 2018

7:00 PM

Council Chambers

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#### A. CALL TO ORDER:

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

#### B. ROLL CALL:

**Present:** 7 - Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilwoman Judy Brodhead  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilman John Krummen  
Councilman Benjamin White

**Absent:** 2 - Councilman Kevin Coyne  
Councilwoman Rebecca Obarski

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

**A motion was made by Councilwoman Gustin, seconded by Councilman White, to recess to Closed Session to discuss 120/2(c)(5) Purchase of Property and**

**120/2(c)(21) Approval of Minutes. The motion carried by the following vote:**

**Aye:** 7 - Chirico, Anderson, Brodhead, Gustin, Hinterlong, Krummen, and White

**Absent:** 2 - Coyne, and Obarski

Coyne and Obarski entered the meeting at 5:35 p.m.

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 Krummen  
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; Deputy Fire Chief, Andy Dina; Police Chief, Robert Marshall; Director of Finance, Rachel Mayer; Director of Human Resources, James Sheehan; Director of TED, Bill Novack; Deputy Director of TED, Allison Laff; Director of Public Utilities - Electric, Mark Curran; Director of Public Utilities - Water, Jim Holzapfel; Budget and Administrative Manager - Public Works, Christine Schwartzhoff

Daily Herald, Naperville Sun, NCTV-17

Krummen entered the meeting at 7:07 p.m.

## **E. PLEDGE TO THE FLAG:**

Pledge given.

## **F. AWARDS AND RECOGNITIONS:**

Hinterlong discussed the upcoming Memorial Day Parade.

Chirico recognized police officers as part of Public Safety Week.

1. Award presentation to the winners of District 203's Architecture Design Project

Brodhead recognized the award winners.

2. Proclaim May 2018 as Amyotrophic Lateral Sclerosis Awareness Month

Gustin presented the Proclamation.

3. Proclaim May 21 - 27, 2018 as National Public Works Week

Gustin presented the Proclamation.

4. Proclaim June 2, 2018 as National Gun Violence Awareness Day

Anderson presented the Proclamation.

**G. PUBLIC FORUM:****95th Street Expansion**

Doreen Swindall, Naperville, requested the City install a sound wall or other type of barrier for residents in this area.

Novack explained the project as approved by the Federal Highway Administration and said trees will be installed by DPW in 2019.

Council discussed the agenda item that was tabled regarding cost sharing between Will County, area residents, and the City. Council said Will County has not responded and that all residents will need to contribute equally.

By consensus, Council directed staff to bring back an agenda item discussing the approval of financial assistance for a sound wall or barrier.

**Commuter Parking**

Jim Hill, Naperville, discussed commuter parking rate and the Parking Rate Study.

**Naperville Elderly Housing**

David Weeks, Naperville, discussed the grant that was recently awarded to the organization.

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

**A motion was made by Councilwoman Brodhead, seconded by Councilman Hinterlong, to use the Omnibus method to approve the Consent Agenda. The motion carried by the following vote:**

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

**I. CONSENT AGENDA:**

**A motion was made by Councilwoman Brodhead, seconded by Councilman Hinterlong, to approve the Consent Agenda as amended to change item I3 to read, "Approve the award of Bid 18-068, Transmission Tower Painting, to Morris Painting Inc. for an amount not to exceed \$326,240, plus a 5% contingency" and item I8 to include a Council Workshop on June 27. The motion carried by the following vote:**

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

1. Approve 04/05/2018 thru 04/27/2018 Cash Disbursement for \$25,706,346.78

Council approved.

2. Approve the regular City Council meeting minutes of May 1, 2018

Council approved.

3. Approve the award of Bid 18-068, Transmission Tower Painting, to Morris Painting Inc. for an amount not to exceed \$325,000, plus a 5% contingency

Council approved.

4. Approve the award of Bid 18-085, 2018 Parking Lot Pavement Maintenance, to Chicago Paving Contractors, Inc. for an amount not to exceed \$349,900, plus a 5% contingency

Council approved.

5. Approve the award of Cooperative Procurement 18-035, LED Light Fixture Conversion, to Graybar for an amount not to exceed \$392,671 and Wesco Distribution Inc. for an amount not to exceed \$40,441 for a total award of \$433,112

Council approved.

6. Approve the award of Sole Source Procurement 18-115, Phase III - Emergency Vehicle Exhaust Extraction System Replacement, to Hastings Air Energy for an amount not to exceed \$185,886, plus a 5% contingency

Council approved.

7. Approve reappointments to City boards and commissions

Council approved.

8. Approve the City Council meeting schedule for June, July and August 2018

Council approved.

9. Pass the ordinance approving the final plat of subdivision and the owner's acknowledgement & acceptance (OAA) for Avenida located at 504 Commons, Naperville - PZC 17-1-150

Council passed.

Enactment No.: ORD 18-048

10. Receive the staff report for R.R. Breitwieser Corner located at 41 W. Jefferson Avenue, Naperville - PZC 18-1-004 (Item 1 of 3)

Council received the report.

11. Pass the ordinance granting a variance to exceed the required 6 foot maximum setback requirement in the B4 (Downtown Core) District pursuant to Section 6-7D-6 (B4 District: Yard Requirements) of the Naperville Municipal Code at the subject property located at 41 W. Jefferson Avenue (R.R. Breitwieser Corner) (Item 2 of 3)

Council passed.

Enactment No.: ORD 18-049

12. Adopt the resolution approving an encroachment license agreement for the subject property located at 41 W. Jefferson Avenue (R.R. Breitwieser Corner) (Item 3 of 3)

Council adopted.

Enactment No.: RES 18-07

13. Pass the ordinance amending Sections 3-3-11:1 and 3-3-11:3 of the Naperville Municipal Code setting the limit of available Class M - Recreational liquor licenses at 12 and Late Night Permits for non-Downtown locations at 41.

Council passed.

Enactment No.: ORD 18-050

14. Approve the fireworks display application and issue a permit for the May 21, 2018 Naperville North High graduation ceremony

Council approved.

15. Approve the fireworks display application and issue a permit for the May 21, 2018 Naperville Central High School graduation ceremony

Council approved.

16. Approve the fireworks display application and issue a permit for the June 24, 2018 Naperville Country Club event

Council approved.

#### **J. PUBLIC HEARINGS:**

#### **K. OLD BUSINESS:**

#### **L. ORDINANCES AND RESOLUTIONS:**

1. 1.Concur with the petitioner, the Historic Preservation Commission, and the Planning and Zoning Commission and pass an ordinance approving height, setback, and lot coverage variances to Section 6-2-10:1, Section 6-2-10:5, and Section 6-2-10:3 of the Naperville Municipal Code for the property located at 122 N. Loomis, Naperville - PZC #18-1-006; or

2.Concur with staff and pass the ordinance approving setback and lot coverage variances to Section 6-2-10:1 and Section 6-2-10:5, and denying a height variance to Section 6-2-10:3 of the Naperville Municipal Code for the property located at 122 N. Loomis, Naperville - PZC #18-1-006

Kathleen C. West, Naperville, spoke in favor of Option #1 and explained that three variances are necessary in order to demolish the current detached garage

at the subject property and construct a three-car, 682 square foot detached garage in its place. The proposed detached garage will be located approximately 5' from the northern property line, 3' from the eastern property line, and be 21' 5- 5/8" in height.

Council discussed the character of the neighborhood, stormwater, Historic Preservation Commission discussion, height, code enforcement, and other variances in the area.

**A motion was made by Councilman Coyne, seconded by Councilman Hinterlong, to concur with the petitioner, the Historic Preservation Commission, and the Planning and Zoning Commission and pass an ordinance approving height, setback, and lot coverage variances to Section 6-2-10:1, Section 6-2-10:5, and Section 6-2-10:3 of the Naperville Municipal Code for the property located at 122 N. Loomis, Naperville - PZC #18-1-006. The motion carried by the following vote:**

**Aye:** 8 - Chirico, Anderson, Brodhead, Coyne, Gustin, Hinterlong, Krummen, and White

**Nay:** 1 - Obarski

#### **M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:**

#### **N. PETITIONS AND COMMUNICATIONS:**

#### **O. REPORTS AND RECOMMENDATIONS:**

##### **1. Receive the 2018 1st Quarter Financial Report**

Mayer presented the first quarter summary specifically highlighting that the City has the lowest property tax rate in 50 years, the home rule sales tax, that the food and beverage tax is outperforming expectations and is up 8.5% from last year, winter operations, special census, local gas tax, real estate transfer tax, overtime pay, MIP, financial principles, and what can be expected in the second quarter report.

Council discussed the decrease in motor fuel tax, possible impact of electric vehicles and seasonality, closing of Sam's Club gas station, real estate transfer tax and eliminating outliers from analysis.

Mayer explained a recent billing issue due to a keying error in the utility system, that a solution has been reached, and no further action is necessary at this time.

Council discussed communication efforts in this instance and what should be done going forward.

#### **P. NEW BUSINESS:**

Overnight Parking

Krummen asked about suspending overnight parking regulations during the summer while college students are home.

Marshall responded that the police department and TED have partnered to

examine overnight parking, exemption situations, and that the departments would need to meet and discuss how a temporary suspension program could be managed.

**Q. ADJOURNMENT:**

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to adjourn the Regular City Council Meeting of May 15, 2018 at 8:14 p.m. The motion carried by the following vote:**

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

/S/ Pam Gallahue  
Pam Gallahue, PhD  
City Clerk