



City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Agenda

City Council

Tuesday, December 15, 2020

7:00 PM

On Zoom - Open agenda to see cable, phone & streaming options

On Friday, June 12, 2020, an amendment to the Open Meetings Act was signed into law. This new law replaces the gubernatorial executive order concerning the Open Meetings Act and allows public bodies to temporarily conduct meetings remotely during a state of emergency, subject to certain requirements, including a determination by the head of the public body that an in-person meeting is not practical or prudent.

On Tuesday, June 16, 2020, Mayor Chirico issued an executive order determining that in-person meetings of the City Council and the City's boards and commissions are not currently practical or prudent due to the COVID-19 pandemic.

TO WATCH OR LISTEN TO THE CITY COUNCIL MEETING LIVE:

- Watch on WCNC GOVERNMENT ACCESS TELEVISION (Ch. 6-WOW, Ch. 10 - Comcast, Ch. 99 - AT&T)
- Watch online at <https://naperville.legistar.com>
- Listen by telephone (audio only) – registration to receive dial-in phone number required by calling the City Clerk's Office, (630) 305-5300, by 5 p.m. on December 15

TO SUBMIT PUBLIC COMMENT IN THE MEETING:

To address the City Council via Zoom and provide public comment, members of the public must register by 5 p.m. on December 15 at: www.naperville.il.us/speakersignup

The public may choose to provide public comment in any of the following ways:

1. Submit a written comment to the City in advance of the City Council meeting (by 5 p.m. on December 15) to be read into the public record during the City Council meeting by a member of staff.
2. Submit a one-word statement of "SUPPORT" or "OPPOSITON" regarding a specific agenda item to be read into the public record during the City Council meeting by a member of staff.
3. Address the City Council live during the City Council meeting via spoken audio. Individuals who want to address the Council live must sign up to speak in advance of the City Council meeting (by 5 p.m. on December 15).

Once signed up, the individual will receive an email from the City Clerk's Office after the sign-up time ends with information about how to join the meeting.

- Online sign-up closes at 5 p.m. on December 15, at which time no other speakers or comments will be accepted.

PUBLIC ACCOMMODATION:

- Any individual who would prefer to listen to the meeting by telephone, to speak during the meeting by telephone, or who may require an accommodation to listen to or participate in the meeting, should contact the City Clerk at (630) 305-5300, by 5 p.m. on December 15.
- Questions regarding online sign-up may be directed to the City Clerk's Office 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:**E. PLEDGE TO THE FLAG:****F. AWARDS AND RECOGNITIONS:****G. PUBLIC FORUM:**

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

I. CONSENT AGENDA:

1. [20-1458](#) Approve the cash disbursements for the period of 11/01/2020 through 11/30/2020 for a total of \$46,548,045.79.
2. [20-1407](#) Approve the City Council Budget Workshop #2 minutes of November 9, 2020
3. [20-1438](#) Approve the City Council Budget Workshop #3 minutes of November 23, 2020
4. [20-1490](#) Approve the regular City Council meeting minutes of December 1, 2020
5. [20-1486](#) Approve the City Council meeting schedule for January, February and March 2021
6. [20-1158](#) Approve the award of Sole Source Procurement 20-375, Axon Taser Equipment, to Axon Enterprise for an amount not to exceed \$276,000 and for a five-year term
7. [20-1480](#) Approve Mayoral appointments to the Emergency Telephone System Board and the Liquor Commission
8. [20-1481](#) Approve a temporary use to allow a searchlight to be used at The Compass Church, 1551 Hobson Road, on December 18-19, 2020
9. [20-1447](#) Accept the public underground and street light improvements at Wagner Farm Phase 2 and authorize the City Clerk to reduce the corresponding public improvement surety
10. [20-1386B](#) Pass the ordinance granting a variance to allow a recreational vehicle exceeding the weight requirements to be parked on the driveway at 16 Pepperidge Road - PZC #20-1-095
11. [20-1387B](#) Pass the ordinance granting a variance to allow a generator to encroach into the interior side yard setback at 743 Cardigan Court - PZC #20-1-097
12. [20-1393B](#) Pass the ordinance decommissioning the Downtown Advisory Commission of the City of Naperville and deleting Chapter 20 (Downtown Advisory Commission) of Title 2 (Boards and Commissions) of the Naperville Municipal Code

13. [20-1452](#) Pass the ordinance granting a deviation to the 35' platted building line based on the provisions of Section 7-1-13 of the Municipal Code for the property located at 730 Highland Ave - PZC 20-1-111
14. [20-1454](#) Pass the ordinance releasing obligations and covenants in an agreement affecting the property located at 850 E. Ogden
15. [20-1479](#) Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2021 and ending December 31, 2021 adopting a total levy of \$27,000 for Special Service Area No. 31 (Downtown Streetscape - Block 423)
16. [20-1483](#) Pass the ordinance approving the Preliminary/Final Plat of Subdivision and OAA for Webster Street Estates (636 S. Webster) - PZC 20-1-103
17. [20-1421B](#) Pass the ordinance approving a variance to allow a screened-in porch to encroach into the rear yard setback at 2429 Newport Drive - PZC 20-1-100
18. [20-1491](#) Adopt the resolution authorizing execution of a collective bargaining agreement between the City of Naperville and F.O.P. Lodge No. 42.

J. PUBLIC HEARINGS:

1. [20-1468](#) Conduct a Truth-in-Taxation hearing for the City's property tax levy (Item 1 of 3)
2. [20-1469](#) Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2021 and ending December 31, 2021 adopting a total tax levy of \$62,126,976 (Item 2 of 3)
3. [20-1470](#) Pass the ordinance to abate a portion of the 2020 Tax Levy for the City of Naperville authorizing an abatement of \$8,624,089 from the total tax levy of \$62,126,976 for a net total of 2020 tax levy of \$53,502,887 (Item 3 of 3)
4. [20-1471](#) Conduct a Truth-in-Taxation hearing for the Special Service Area No. 23 (Naper Main) property tax levy (Item 1 of 2)
5. [20-1472](#) Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2021 and ending December 31, 2021 adopting a total levy of \$98,939 for Special Service Area No. 23 (Naper Main) (Item 2 of 2)
6. [20-1473](#) Conduct a Truth-in-Taxation hearing for the Special Service Area No. 25 (IL Route 59 and Lacrosse Lane) property tax levy (Item 1 of 2)

7. [20-1474](#) Pass the ordinance for the Levy and Assessment of Taxes for the fiscal year beginning January 1, 2021 and ending December 31, 2021 adopting a total levy of \$68,000 for Special Service Area No. 25 (IL Route 59 and Lacrosse Lane) (Item 2 of 2)
8. [20-1475](#) Conduct a Truth-in-Taxation hearing for the Special Service Area No. 33 (Downtown Maintenance Expenses and Marketing Costs) property tax levy (Item 1 of 2)
9. [20-1476](#) Pass the ordinance for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2021 and ending December 31, 2021 adopting a total tax levy of \$1,146,702 for Special Service Area No. 33 (Downtown Maintenance Expenses and Marketing Costs) (Item 2 of 2)

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

1. [20-1197C](#) Pass the ordinance amending the Naperville Municipal Code to expand and replace the Housing Advisory Commission and fair housing ordinance with the Human Rights and Fair Housing Commission and human rights and fair housing ordinance
2. [20-1360B](#) Consider two options concerning regulation of conflicts of interest:

OPTION 1: Pass the ordinance amending the Naperville Municipal Code's regulation of conflicts of interest

OPTION 2: Direct staff to include access, via the City of Naperville website, to City Councilmember Campaign Committee Contribution reports on file with the Illinois Board of Elections

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

1. [20-1429](#) Approve the award of Change Order #1 to Contract 18-036, Edward Substation Transformer, to Niagara Transformer Corporation for an amount not to exceed \$298,612 and a total award of \$1,500,684 plus 3% contingency

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. [20-1239B](#) Option A: Concur with Petitioners' request to overturn the decision made by the Historic Preservation Commission and approve COA #20-3281 permitting the stone applied over the existing brick at the base of the primary façade at 219 North Ellsworth Street, which was installed without an approved COA, to remain in place.

Option B: Concur with the Historic Preservation Commission and deny Petitioners' request to overturn the Historic Preservation Commission's denial of COA #20-3281, thereby requiring the stone applied over the existing brick at the base of the primary façade at 219 North Ellsworth Street, which was installed without an approved COA, to be removed.
2. [20-1488](#) Receive the December 2020 Financial Report

P. NEW BUSINESS:

Q. ADJOURNMENT:

Any individual with a disability requesting a reasonable accommodation in order to participate in a public meeting should contact the Communications Department at least 48 hours in advance of the scheduled meeting. The Communications Department can be reached in person at 400 S. Eagle Street, Naperville, IL., via telephone at 630-420-6707 or 630-305-5205 (TDD) or via e-mail at info@naperville.il.us. Every effort will be made to allow for meeting participation.