City of Naperville

400 S. Eagle Street
Naperville, IL 60540

Meeting Minutes

City Council

Tuesday, May 1, 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 Paul Hinterlong
Councilwoman Rebecca Obarski
Councilman Benjamin White

Absent: 1 - Councilman John Krummen

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)(1) Performance of a Specific Individual; 120/2(c)(11) Pending Litigation; and 120/2(c)(21) Approval of Minutes. The motion carried by the following vote:

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

Absent: 1 - Krummen

OPEN SESSION - 7:00 p.m.

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

A motion was made by Councilman Coyne, seconded by Councilwoman Obarski, to allow Councilman Krummen to participate via teleconference. The motion carried by the following vote:

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

Absent: 1 - Krummen

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

E. PLEDGE TO THE FLAG:

The Pledge was given.

F. AWARDS AND RECOGNITIONS:

1. Present the Accessible Community Task Force Student Recognition Awards

Hinterlong presented the awards.

2. Proclaim May 1, 2018 as Friedrich-Jones Funeral Home Day

Obarski presented the Proclamation.

3. Proclaim May 12, 2018 as “Letter Carriers’ “Stamp Out Hunger” Food Drive Day”

Gustin presented the Proclamation.

4. Proclaim May 2018 as Mental Health Awareness Month

Gustin presented the Proclamation.

G. PUBLIC FORUM:

Citizens Appreciate Public Safety (CAPS)
Dave Wentz, Lisa Gangi, and Ron Davidson explained how to submit a CAPS nomination and discussed the May 17 event for the Police Department.

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 with the exception of Item 110. The motion carried by the following vote:

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

1. Approve the minutes from City Council's April 17, 2018 5th Avenue Workshop with Ryan Companies.

Council approved.

2. Approve the regular City Council meeting minutes of April 17, 2018.

Council approved.

3. Approve the award of Bid 18-095, Insulated Conductors, to The Okonite Company for an amount not to exceed $855,217.64

Council approved.

4. Approve the award of Option Year One to Contract 17-091, Storm Sewer Rehabilitation (8"-24" Diameter) Cured-In-Place-Pipelining, to Hoerr Construction Inc. for an amount not to exceed $600,000

Council approved.

5. Approve the award of Option Year One to Contract 16-173, Leaf Disposal Services, to BioAg for an amount not to exceed $160,000 (Item 1 of 2)

Council approved.

6. Authorize the City Manager to Extend the Lease for Three Parcels of City Property for Leaf Disposal. (Item 2 of 2)

Council authorized.

7. Approve appointments to the Board of Fire and Police, Planning and Zoning Commission and Sister Cities Commission

Council approved.

8. Accept the public improvements at Ashwood Park IV and Ashwood Crossings and authorize the City Clerk to reduce the corresponding public improvement surety

Council accepted.

9. Approve the City Council meeting schedule for May, June and July 2018

Council approved.

10. Waive the first reading and pass an ordinance amending Title 3, Chapter 1, Section 9 of the Naperville Municipal Code pertaining to the distribution of collected food and beverage taxes for the Special Events and Cultural Amenities (SECA) Grant Program reinstating an annual escalator component (six positive votes required)

Enactment No.: ORD 18-046

A motion was made by Councilwoman Brodhead, seconded by Councilman Hinterlong, to waive the first reading and pass the ordinance. The motion carried by the following vote:

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

Nay: 2 - Coyne, and Gustin

11. Waive the first reading and pass an ordinance amending Title 3, Chapter 1, Section 9 the Naperville Municipal Code reducing the Downtown Food and Beverage Tax to 0.75% (six positive votes required)

Council passed.

Enactment No.: ORD 18-039

12. Pass the ordinance approving the transfer of $14,894,565 of the 2018 Volume Cap to the City of Aurora in shared effort to assist qualified homebuyers in the City of Naperville.

Council passed.

Enactment No.: ORD 18-040

13. Pass the ordinance approving a conditional use for VR-360 (PZC 18-1-018) to allow an amusement establishment at 22 E Chicago Avenue

Council passed.

Enactment No.: ORD 18-041

14. Pass the ordinance establishing temporary traffic controls for the 2018 G.L.O.W. Run for Reading 5K and issue a Special Event permit for the event

Council passed.

Enactment No.: ORD 18-042

15. Pass the ordinance to establish temporary street closures and issue a Special Event permit for the Downtown Naperville Car Show to be held on Saturday, June 16, 2018

Council passed.

Enactment No.: ORD 18-043

16. Pass the ordinance granting a deviation to the 40’ platted building line pursuant to Section 7-1-13 (Platted Setbacks and Building Lines) of the Municipal Code to allow for the construction of a new single-family residence at the subject property located at 1050 Prairie Avenue - PZC 18-1-033.

Council passed.

Enactment No.: ORD 18-044

17. Pass the ordinance establishing temporary traffic controls and issue a Special Event Permit and Amplifier Permit for the Naperville Women's Triathlon (formerly the Esprit de She Women's Triathlon) on June 10, 2018

Council passed.

Enactment No.: ORD 18-045

18. Conduct the first reading of an 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.

First reading held.

J. PUBLIC HEARINGS:

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

1. Concur with the petitioner and the Planning and Zoning Commission and pass an ordinance approving variances to Section 6-16-3:7 (Prohibited Signs), Section 6-16-5:2.2.2 (Sign Area), and Section 6-16-5:2.2.4 (Sign Height) of the Naperville Municipal Code for the property located at 1303 Ridgeland Avenue, Naperville - PZC 17-1-147;

OR

Concur with staff and pass the ordinance approving a variance to Section 6-16-3:7 (Prohibited Signs) and denying variances to Section 6-16-5:2.2.2 (Sign Area) and Section 6-16-5:2.2.4 (Sign Height) of the Naperville Municipal Code for the property located at 1303 Ridgeland Avenue, Naperville - PZC 17-1-147

Laff explained that staff concurs with the Planning and Zoning Commission to approve the off-premises variance but does not recommend the approval of the area and height variances.

Charles Margosian III (Petitioner), explained the proposal to replace an existing off-premises ground sign at the Naper Ridge subdivision, the request for variances from the Municipal Code for both sign area and height, and the hardship case. Margosian cited other non-conforming signs in the area.

Council discussed tenant exposure, the need for improved wayfinding, gateway properties, the appropriateness of incorporating the address and "Naperville"

into the design.

Enactment No.: ORD 18-047

A motion was made by Councilwoman Gustin, seconded by Councilman Hinterlong, to concur with the petitioner and the Planning and Zoning Commission and pass an ordinance approving variances to Section 6-16-3:7 (Prohibited Signs), Section 6-16-5:2.2.2 (Sign Area), and Section 6-16-5:2.2.4 (Sign Height) of the Naperville Municipal Code for the property located at 1303 Ridgeland Avenue, Naperville - PZC 17-1-147 and to partner with staff to incorporate the street address and "Naperville" into the design. The motion carried by the following vote:

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

2. Adopt a resolution authorizing the City Manager to enter into a Line of Credit Agreement with the Riverwalk Foundation for an amount not to exceed $120,000.

DiSanto stated the City has issued a line of credit to Safety Town and for the Millenium Carillon.

Krieger explained the Riverwalk Foundation and temporary restriction of funds.

Council discussed fundraising, risks, scalable park design, pledges are tendered over time, line of credit cap, that the funds are restricted for construction, the solar project RFP, and active pledges.

Enactment No.: RES 18-06

A motion was made by Councilman Coyne, seconded by Councilman Hinterlong, to adopt a resolution authorizing the City Manager to enter into a Line of Credit Agreement with the Riverwalk Foundation for an amount not to exceed $120,000. The motion carried by the following vote:

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

Nay: 1 - Anderson

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. Receive the report and direct staff to establish a 50/50 Cost Share program for tree replacements and planting.

Dublinski explained the budget challenge to departments, that this is using the same methodology as the sidewalk program, the percentage of residents who decline to replant, and that the cost share program is a pilot for fall.

A motion was made by Councilwoman Gustin, seconded by Councilman

Hinterlong, to receive the report and approve the pilot cost share program. The motion carried by the following vote:

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

Nay: 1 - Krummen

2. Authorize the City Manager to approve the Police Department's request to increase the CY18 headcount by one FTE to hire an additional Community Service Officer (CSO) position

A motion was made by Councilwoman Obarski, seconded by Councilman Hinterlong, to authorize the City Manager to approve the Police Department's request to increase the CY18 headcount by one FTE to hire an additional Community Service Officer (CSO) position. The motion carried by the following vote:

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

3. Approve the use of the City's logo on select monument signs to be installed along Ogden Avenue from Washington Street to the City's eastern boundary

Council discussed the appropriateness of incorporating the logo on a business sign and the potential for it to be seen as an endorsement.

Laff explained the placement of signs, enforcement of illegal use of the City logo, no violation if "Naperville" is used, and limitations of constructing monument signs at the City's gateways.

A motion was made by Councilman Coyne, seconded by Councilman Hinterlong, to approve the use of the City's logo on select monument signs to be installed on private property located along Ogden Avenue from Washington Street to the City's eastern boundary, subject to the condition that said monument sign shall include no other commercial signage and giving staff discretion to apply certain sign standards for select commercial monument signs installed on private property located along Ogden Avenue from Washington Street to the City's eastern boundary, subject to the condition that said commercial monument signs shall not include the City's logo. The motion carried by the following vote:

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

P. NEW BUSINESS:

Q. ADJOURNMENT:

A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to adjourn the Regular City Council Meeting of May 1, 2018 at 8:20 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