



# City of Naperville

400 S. Eagle Street  
Naperville, IL 60540

## Meeting Minutes

### City Council

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Tuesday, December 4, 2018

7:00 PM

Council Chambers

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#### A. CALL TO ORDER:

Chirico called the meeting to order at 6:15 p.m.

#### B. ROLL CALL:

- Present:** 6 - Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilwoman Rebecca Obarski  
Councilman Benjamin White
- Absent:** 3 - Councilwoman Judith Brodhead  
Councilman Kevin Coyne  
Councilman John Krummen

#### C. CLOSED SESSION - 6:15 p.m.

OPEN SESSION - 7:00 p.m.

#### D. ROLL CALL:

- Present:** 8 - Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilman Kevin Coyne  
Councilwoman Patty Gustin  
Councilman Paul Hinterlong  
Councilman John Krummen  
Councilwoman Rebecca Obarski  
Councilman Benjamin White
- Absent:** 1 - Councilwoman Judith Brodhead

#### Also Present

City Manager, Doug Krieger; Deputy City Manager, Marcie Schatz; City Attorney, Mike DiSanto; City Clerk, Pam Gallahue; Fire Chief, Mark Puknaitis; Police Chief, Robert Marshall; Director of Finance, Rachel Mayer; Director of Human Resources, James Sheehan; 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; Deputy Director of Public Utilities - Water, Amy Ries; Director of Public Works, Dick

Dublinski; Fire Marshall, Scott Scheller

Daily Herald, Naperville Sun, NCTV-17

**E. PLEDGE TO THE FLAG:**

The Pledge was given.

**F. AWARDS AND RECOGNITIONS:**

- 1. Present the President’s Volunteer Service Awards to the citizen volunteers. Emergency Management Coordinator, Dan Nelson, will present the awards.

Dan Nelson, Emergency Management Coordinator, presented the awards.

**G. PUBLIC FORUM:**

Construction Issues on Jefferson Street

Maura Clifford and Karen Blecke, Naperville, requested Council move the temporary office trailer, fencing, and scaffolding near the intersection of Jefferson and Main.

Novack advised that staff is meeting with representatives from the Downtown Naperville Alliance on December 5 to discuss a more appropriate location for the trailer. He added that moving the scaffolding will also be discussed.

Leaf Pickup

Don Fiegerich, discussed the recent leaf pickup efforts and the overall process.

Dublinski explained that leaf pickup did not occur the weekend after Thanksgiving because the fleet was being changed over in preparation for the predicted snow storm. He said that the leaf pickup process will be evaluated over the winter.

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

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

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

**Absent:** 1 - Brodhead

**I. CONSENT AGENDA:**

**Approval of the Consent Agenda**

**A motion was made by Councilwoman Obarski, seconded by Councilman**

**Hinterlong, to approve the Consent Agenda. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

1. Approve the regular City Council meeting minutes of November 20, 2018  
**Council approved.**
2. Approve the minutes from the October 29, 2018 Budget Workshop  
**Council approved.**
3. Approve the award of RFQ 18-027, Architectural & Engineering Services, to Kluber Inc. and Legat Architects as approved vendors for future projects for an amount not to exceed \$221,000 and for a two-year term  
**Council approved.**
4. Approve the award of Change Order #1 to Contract 16-306, Socrata Digital Government Software Package, to Carahsoft Inc. for an amount not to exceed \$28,011.98 and a total award of \$188,722.34  
**Council approved.**
5. Approve the award of Cooperative Procurement 18-277, Fire Department Ambulance Replacement, to Foster Coach Sales for an amount not to exceed \$265,392.00  
**Council approved.**
6. Approve the award of Option Year Two to Contract 16-115, Naper Settlement Janitorial Maintenance, to Coverall Health Based Cleaning Systems for an amount not to exceed \$192,738  
**Council approved.**
7. Approve the award of Change Order #1 to Contract 18-146, Leaf Disposal, to Tri-County Excavation & Construction for an amount not to exceed \$9,000 and a total award of \$76,500  
**Council approved.**
8. Approve the award of Change Order #1 to Contract 18-178, Royal Saint George Water Main replacement, to Copenhaver Construction for an additional 180 days  
**Council approved.**
9. Approve the City Council meeting schedule for December 2018 and January & February 2019  
**Council approved.**

10. Pass the ordinance approving a First Amended Fire Suppression System Installation Agreement for 22, 24, and 26 W. Jefferson Avenue - BRB Case #95.

Enactment No.: ORD 18-138

**Council passed.**

11. Conduct the first reading on an ordinance amending Article E (Annexation Fees), F (Development, Zoning and Subdivision Fees) and H (Fees for Construction and New Development) of Chapter 9 (Municipal Finances) of the Naperville Municipal Code.

**Council passed.**

12. Pass the ordinance approving a right-of-way encroachment for a blade sign to overhang the public right-of-way in front of 30 W. Jefferson

Enactment No.: ORD 18-139

**Council passed.**

13. Conduct the first reading of an ordinance amending Section 3-3-11:1 of the Naperville Municipal Code setting the limit of available Class M - Recreational liquor licenses at 14 and Late Night Permits for non-Downtown locations at 43.

**Council passed.**

14. Approve the firework display application and issue a permit for the December 31, 2018 display at Top Golf Naperville.

**Council approved.**

## **J. PUBLIC HEARINGS:**

1. Conduct the public hearing for the 2019 Annual Operating Budget (Item 1 of 2)

Chirico opened the Public Hearing at 9:19 p.m.

Dick Furstenau, discussed the EAV and the utility departments.

Council discussed that shifting taxes for discretionary spending to non-residents was intentional, that Naperville leads by example, and that the sales tax remains competitive.

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Obarski, to close the Public Hearing at 9:25 p.m. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

2. Pass the ordinance adopting the 2019 Annual Budget in the amount of \$451,398,341

(Item 2 of 2)

Council discussed that Naperville is financially strong, staff has done its due diligence during the budget preparation, the increase is less than inflation, the need to explore other revenue streams such as food/beverage tax, the appropriateness of the number of FTE's requested, and the need for staff to continue to implement efficiencies when appropriate.

Mayer reiterated that the need for one FTE and two part-time employees in the Finance call center is to provide a bridge through ERP system implementation and meter reading changes. She also said the positions are funded by the utility departments' budget, which includes a rate reduction, and will not impact the General Fund budget or the property tax.

Council discussed steps to pay down debt, the annual increase of the cost of doing business, the impressive financial progress made by increasing cash reserves and bringing up maintenance levels, and the need to trust the city manager and staff to manage operations efficiently.

Mayer stated that if the property tax rate had remained flat at the 2015 level the City would have realized an estimated \$18M in revenue, however the Council chose to grant property tax relief to the residents, and reduced the rate each year since 2015.

Krieger explained the timeline to reach debt and cash reserve goals, what can happen when desired levels are reached, and that any recurring revenue can be applied to General Fund without violating the financial principles.

Enactment No.: ORD 18-140

**A motion was made by Councilman Coyne, seconded by Councilman Hinterlong, passed the ordinance as amended to adopt the 2019 Annual Budget in the amount of \$451,398,341 and direct staff to prepare a report for Council consideration that outlines additional revenue streams that shall include the Food and Beverage tax which could be increased and the proceeds of which could be used to abate the City of Naperville tax. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

## **K. OLD BUSINESS:**

1. Receive the report from City's Advocate, S.B. Friedman, provide direction on key topics, and authorize Ryan Companies to move forward with Phase II (Baseline Concept Creation).

Bev Frier, Naperville, spoke against moving forward with Phase II.  
Philip Meno, Naperville, spoke against moving forward with Phase II.  
Jay Mitchell, Naperville, spoke against moving forward with Phase II.  
Jeffrey Havel, Naperville, spoke against moving forward with Phase II.  
J. Koller, Naperville, spoke against moving forward with Phase II.

Dick Furstenau, Naperville, spoke against moving forward with Phase II.  
Patrick Kelly, Naperville, spoke against moving forward with Phase II but asked Council to consider pedestrian issues if the Phase II vote is in the affirmative.  
Mike Tobak, Naperville, spoke against moving forward with Phase II.

Krieger provided history on the 5th Avenue project, stated that this topic has appeared on 12 City Council meeting agendas, and introduced the SB Friedman representative.

Jeff Dickinson, SB Friedman, discussed the development process including the public-private partnership and public engagement opportunities, gave specifics on the site, and the topics needing policy direction by the Council.

Council discussed the appropriateness of moving forward before a decision on the location of the DuPage Children's Museum is made, commuter permit spaces and the number of spaces necessary to alleviate parking concerns, impediments to fair housing and input by the Housing Advisory Commission, the pace of the project thus far, apprehensiveness to take a straw poll, the desire to be flexible with decisions, the need to make improvements to fair housing, that traffic studies and different scenarios should be done, and the role and scope of SB Friedman.

Council discussed the practice of overselling spaces, commuter behavior and experience, community input, the 2009 5th Avenue Study, and the possibility of scheduling a workshop to discuss project and direction in detail.

Dickinson encouraged the Council reach consensus on a preliminary preferred concept, stated that details can come in the next phase, and that several topics are binary and require a yes/no answer.

Council discussed needing a clearer path but that it may not be possible because of conflicting interests, the need for more options and concepts, being guided by the experts, the appropriateness of delaying a straw poll until after the decision has been made on the location of the DuPage Children's Museum, practicality of a ground lease, joint parking venture, and the need to present the project to the Housing Advisory Commission.

Krieger explained a DuPage Children's Museum update will be on the December 18 agenda but final decisions will most likely not be reached by that time. He concurred with scheduling a workshop in late January.

The report was received.

Meeting went into Recess from 9:09 p.m. - 9:18 p.m.

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

1. Pass the ordinance amending Chapter 1 (Building Codes) of Title 5 (Building Regulations) of the Naperville Municipal Code adopting the 2018 International Code Council set of codes, including proposed local amendments.

Dick Furstenau, questioned several codes and local amendments.

Scheller explained the sprinkler requirements.

Enactment No.: ORD 18-141

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Gustin, to pass the ordinance amending Chapter 1 (Building Codes) of Title 5 (Building Regulations) of the Naperville Municipal Code adopting the 2018 International Code Council set of codes, including proposed local amendments.. The motion carried by the following vote:**

**Aye:** 7 - Anderson, Coyne, Gustin, Hinterlong, Krummen, Obarski, and White

**Nay:** 1 - Chirico

**Absent:** 1 - Brodhead

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

1. Waive the applicable provisions of the Naperville Procurement Code and award Procurement 18-281, Water Utility Automated Meter Infrastructure Business Case and Preliminary Implementation Plan, to West Monroe Partners, LLC for an amount not to exceed \$125,932

Curran explained West Monroe qualifications, why a business case should be done first, and the analysis of what components can be leveraged moving forward.

Krieger discussed the performance of West Monroe during the electric meter transition.

**A motion was made by Councilman Coyne, seconded by Councilman Hinterlong, waive the applicable provisions of the Naperville Procurement Code and award Procurement 18-281, Water Utility Automated Meter Infrastructure Business Case and Preliminary Implementation Plan, to West Monroe Partners, LLC for an amount not to exceed \$125,932. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

2. Approve the award of Change Order #1 to Contract 15-036, Residential Curbside Recycling Services, to Groot Industries, Inc. for an amount not to exceed \$146,400 and a total award of \$1,396,392

Dublinski explained the leaf pickup process and detailed recent pickup efforts.

**A motion was made by Councilman Coyne, seconded by Councilwoman Gustin, approve the award of Change Order #1 to Contract 15-036, Residential Curbside Recycling Services, to Groot Industries, Inc. for an amount not to exceed \$146,400 and a total award of \$1,396,392. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

**N. PETITIONS AND COMMUNICATIONS:**

**O. REPORTS AND RECOMMENDATIONS:**

1. Approve the 2018 Goal Update to the City of Naperville’s ADA Transition Plan for Public Rights of Way and Sidewalks

Novack explained prioritization regarding signalized intersections and four-way stops, project timeline, and sidewalk details.

**A motion was made by Councilman Hinterlong, seconded by Councilman White, approve the 2018 Goal Update to the City of Naperville’s ADA Transition Plan for Public Rights of Way and Sidewalks. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

2. Conduct the first reading of an ordinance amending Section 2-20-2 (Downtown Advisory Commission: Membership) to add a seat to the commission for the Downtown Naperville Alliance.

First reading held

**P. NEW BUSINESS:**

Aurora TIF

Coyne discussed the possibility that Aurora may receive a TIF on property bordering Naperville.

By consensus, Council directed staff to prepare a report analyzing the impact of an Aurora TIF on residents if approved.

**Q. ADJOURNMENT:**

**A motion was made by Councilman Hinterlong, seconded by Councilwoman Obarski, to adjourn the Regular City Council Meeting of December 4, 2018 at 10:17 p.m. The motion carried by the following vote:**

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

**Absent:** 1 - Brodhead

/S/ Pam Gallahue  
Pam Gallahue, PhD  
City Clerk