



**CITY COUNCIL MEETING OF OCTOBER 21, 2014
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL
APPROVED BY THE CITY COUNCIL ON
November 5, 2014 AS WRITTEN.**

CALL TO ORDER:

7:00 P.M.

A Mayor A. George Pradel
Councilwoman Judy Brodhead
Councilman Steve Chirico
Councilman Robert Fieseler
Councilman Doug Krause
Councilman Joe McElroy
Councilman Grant Wehrli
Councilman David Wentz

Absent

Councilman Paul Hinterlong

Also Present

City Manager, Doug Krieger
Deputy City Manager, Marcie Schatz
Asst. to City Manager, Amy Emery-Graunke
Interim Legal Director, Jill Pelka-Wilger
Asst. City Attorney, Mike DiSanto
City Clerk, Pam LaFeber
Communications Manager, Linda LaCloche
Police Chief, Robert Marshall
Fire Chief, Mark Puknaitis
Deputy Fire Chief, Rick Sander
Director of Finance, Rachel Mayer
Director of T.E.D., Bill Novack
T.E.D. Operations Manager, Allison Laff
Transportation Team Leader, Jennifer Louden
Project Manager, Anastasia Urban
Director of Public Works, Dick Dublinski
Director of Public Utilities, Electric, Mark Curran
Director of Public Utilities, Jim Holzapfel

Press

Chicago Sun Times, Daily Herald, Naperville Sun

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B **CLOSED SESSION:**

OPEN SESSION:

C **PLEDGE TO THE FLAG:**

PLEDGE GIVEN

D **AWARDS AND RECOGNITIONS:**

D1 Homelessness Awareness Week

HOMELESSNESS
AWARENESS WEEK

McElroy proclaimed October 27-November 1 as Homelessness Awareness Week and presented the Proclamation to Jennie Gates of Bridge Communities.

D2 360 Youth Services Day

360 YOUTH SERVICES
DAY

McElroy proclaimed November 7, 2014 as 360 Youth Services Day and presented the Proclamation to John Norman, Ron Hume, and Nancy Wiersum.

D3 Red Ribbon Week

RED RIBBON WEEK

McElroy proclaimed October 23-31 as Red Ribbon Week and presented the Proclamation to Police Chief Marshall and Fire Chief Puknaitis.

D4 October Team Award - ADA Compliance Team

OCTOBER TEAM AWARD -
ADA COMPLIANCE TEAM

Brodhead presented the October Team Award to the ADA Compliance Team members Steve Cope, Amy Emery, Kristen Foley, Jennifer Runestad and Kevin Apgar.

E **PUBLIC FORUM:**

E1 Sound Wall – Washington & Bailey

Richard Milord (Representing River's Edge HOA), requested matching funds to build a sound wall.

Novack explained that when sound walls have been installed they have been associated with road widening, that this is unique because of the cost share request, and that the proposal would improve the area.

Council asked that the Finance Department research the funding options.

E2 Project at Costco, 1320 S. Rt. 59

Jon Karn (Representing K-Five Construction), discussed the resurfacing project and asked Council to approve nighttime work hours in order to reduce business and traffic interruptions.

By consensus Council approved the requested nighttime work hours.

F **HOLDOVER ITEMS:**

G **PETITIONS AND COMMUNICATIONS TO THE COUNCIL:**

H **CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR
REMAINING ITEMS:**

Krause moved to use the Omnibus method to approve the Consent Agenda. Second, Wehrli.

VOICE VOTE: Motion declared carried.

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I CONSENT AGENDA:

Krause moved to approve the Consent Agenda with the exception of items I6 and I7. Second, Wentz.

ROLL CALL:

Ayes: Pradel, Brodhead, Chirico, Fieseler, Krause, McElroy, Wehrli, Wentz

Nays: None

Absent: Hinterlong
Motion declared carried.

I1 Cash Disbursements 10/08/14

Council moved to approve the 10/08/14 cash disbursements in the amount of \$7,128,983.28.

CASH DISBURSEMENTS –
10/08/14

I2 Regular City Council Minutes

Council moved to approve the Regular City Council Meeting minutes of October 7, 2014.

REGULAR CITY COUNCIL
MINUTES

I3 Contract 12-155, Riverwalk Consultant

Council moved to approve the award of Change Order #1 to Contract 12-155, Riverwalk Consultant, to Engineering Resource Associates, Inc., for a total amount not to exceed \$89,241.00 and a total contract award in the amount of \$378,241.00.

CONTRACT 12-155,
RIVERWALK
CONSULTANT

I4 Donation of Vehicle 32IT, Fire Ladder Truck

Council moved to waive the Naperville Procurement Code and approve the donation of Vehicle 32IT, a fire ladder truck to Cancun, Mexico.

DONATION OF VEHICLE
32IT, FIRE LADDER
TRUCK

I5 Appointments to Boards and Commissions

Council moved to approve Mayoral appointments of Macarena Tamayo-Calabrese to the Sister Cities Commission, and Gregory Gustin to the Transportation Advisory Board.

APPOINTMENTS TO
BOARDS AND
COMMISSIONS

I8 Ordinance No. 14-161, Parking Regulations - Main Street & Benton Avenue

Council moved to pass Ordinance No. 14-161, to modify parking regulations along Main Street and Benton Avenue.

ORDINANCE NO. 14-161,
PARKING REGULATIONS -
MAIN ST. & BENTON AVE.

I9 Resolution No. 14-039, BNSF Railway Company, Lease Agreement

Council moved to adopt Resolution No. 14-039, approving an indefinite term lease for land between the City of Naperville and the BNSF Railway Company.

RESOLUTION NO. 14-039,
BNSF RAILWAY
COMPANY, LEASE
AGREEMENT

I10 Ordinance No. 14-162, Stormwater Facility Variances

Council moved to pass Ordinance No. 14-162, approving variances to the City of Naperville Design Manual for public improvements for the property located at 1203 E. Warrenville Road.

ORDINANCE NO. 14-162,
STORMWATER FACILITY
VARIANCES

I11 Resolution No. 14-040, Calico Energy Settlement Agreement

Council moved to adopt Resolution No. 14-040, approving the settlement agreement between the City and Calico Energy, Inc.

RESOLUTION NO. 14-040,
CALICO ENERGY
SETTLEMENT
AGREEMENT

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- I12** Contract No. 14-063, Recycling Carts CONTRACT NO. 14-063,
RECYCLING CARTS
Council moved to approve the change order to Contract 14-063, recycling carts, to Cascade Engineering, Inc. for an amount not to exceed \$28,536.00.
-
- I6** No Parking Zone on Franklin Avenue NO PARKING ZONE ON
FRANKLIN AVENUE
Kathy Benson, Naperville, spoke in opposition to the No Parking Zone.
Wentz moved to pass the ordinance to establish a No Parking Zone on the north side of Franklin Avenue between Webster and Eagle Streets. Second, Chirico.
ROLL CALL:
Ayes: Chirico, Fieseler, Wentz, Pradel,
Nays: Brodhead, Krause, McElroy, Wehrli
Absent: Hinterlong
Motion declared **not** carried.
Clerk's Note: Brodhead recused herself from the dais at 7:36 p.m.
- I7** North Central College Residence Hall, PZC 14-1-102 NORTH CENTRAL
COLLEGE RESIDENCE
HALL, PZC 14-1-102
- I7a** Ordinance No. 14-163, Variances for Residence Hall ORDINANCE NO. 14-163,
VARIANCES FOR
RESIDENCE HALL
Wehrli moved to pass Ordinance No. 14-163, approving variances to Section 6-2-4:1 (building height and bulk) and Section 6-7g-10:6.1 (height limitations/bulk regulations) of the Municipal Code in order to construct a residence hall which exceeds the maximum height (50') as established by the datum point, and the maximum number of stories (4) on the subject property and pass Ordinance No. 14-164, approving a variance to Section 2-5.4.5 of the Design Manual for public improvements to exceed the maximum height (3') of a retaining wall. Second, Wentz.
ROLL CALL:
Ayes: Chirico, Fieseler, Krause, McElroy, Wehrli, Wentz, Pradel
Nays: None
Recused: Brodhead
Absent: Hinterlong
Motion declared carried.
- I7b** Ordinance No. 14-164, Variance to Design Manual for Public Improvements ORDINANCE NO. 14-164,
VARIANCE TO DESIGN
MANUAL FOR PUBLIC
IMPROVEMENTS
Clerk's Note: Brodhead returned to the dais at 7:37 p.m.

J **OLD BUSINESS:**

K **AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:**



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L REPORTS AND RECOMMENDATIONS:

L1City Council Meeting Schedule

CITY COUNCIL MEETING
SCHEDULE

Wehrli moved to approve the City Council meeting schedule for October, November and December 2014, and January 2015. Second, Krause.

VOICE VOTE: Motion declared carried.

L2RFI Late Night Identification Scanners

DiSanto explained that the City Council unanimously directed staff to research card scan technology and discussed the challenges with card scanner technology, how other municipalities have addressed these challenges, and that many places have implemented technology voluntarily.

Council discussed the RFI, possible costs to businesses, FOIA ramifications, creative sentencing, how the downtown businesses have used a group messaging application to communicate, and making card scanning mandatory.

Wehrli moved to direct staff to release the Request for Information, RFI 15-126 ID Scanners. Second, Chirico.

VOICE VOTE: Motion declared carried.

L3Water Street District, North and South Phase, PZC 14-1-108 and 109

Jeff Prosapio, Petitioner, discussed the changes associated with the request to adjust the lot lines and stated that the development is anticipated to break ground in December 2014.

Bob Fischer, Naperville, spoke against the proposed development.

Kathy Benson, Naperville, spoke against the proposed development.

Jim Shanchuk, Representing Valet Services, spoke in favor of the Water Street Development and how valet spaces are distributed in the downtown.

Richard Furstenau, Naperville, spoke against the proposed development.

Dick Galitz, Naperville, spoke against the proposed development.

BREAK: 8:24 P.M.

Mayor Pradel called the meeting back to order at 8:34 p.m.

L3aFinal subdivision plats for the Water Street District-North and South Phase

Council discussed shadows cast on the Riverwalk, height of the parapet, the impact on parking and traffic in the downtown, and the use of valet spaces. Council also discussed traffic that will cut through the Municipal Center parking garage, the narrowness of the alley, and the proposed Traffic Director. Council stressed the importance of traffic flow and reduction of congestion. Council also reviewed FAR measurements, previous plan changes and variances, TIF district extension, and access to utilities.



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L3a Final subdivision plats for the Water Street District-North and South Phase
Continued

Brodhead moved to direct staff to prepare ordinances approving the final subdivision plats for the Water Street District-North Phase and South Phase and directed staff to prepare an ordinance approving a major change to the PUD and final PUD plats for the Water Street District-North Phase/South Phase, variance to Section 6-7D-4 (B4: required conditions), and the Owners Acknowledgement and Acceptance Agreement. Second, Wentz.

ROLL CALL:

Ayes: Fieseler, McElroy, Wentz, Pradel, Brodhead, Chirico

Nays: Krause, Wehrli

Absent: Hinterlong

 Motion declared carried.

L3b Major Change to PUD & final PUD plats, Owners Acknowledgement & Acceptance

L3c Temporary parking lot – 141 Aurora Avenue

Brodhead moved to direct staff to prepare an ordinance approving a temporary use to allow for a temporary parking lot to be located at 141 Aurora Avenue through June 30, 2016. Second, Wentz.

ROLL CALL:

Ayes: McElroy, Wentz, Pradel, Brodhead, Chirico, Fieseler

Nays: Krause, Wehrli

Absent: Hinterlong

 Motion declared carried.

L3d Right-of-way encroachments

Brodhead moved to direct staff to prepare the necessary ordinances approving right-of-way encroachments for one transformer to be located in the Water Street public right-of-way and one transformer to be located in the Webster Street public right-of-way (in the parking lot adjacent to the Naperville Township building). Second, Wentz.

ROLL CALL:

Ayes: Wentz, Pradel, Brodhead, Chirico, Fieseler

Nays: McElroy, Wehrli, Krause

Absent: Hinterlong

 Motion declared carried.

M **PUBLIC HEARINGS:**

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N ORDINANCES AND RESOLUTION:

N1 Ordinance No. 14-165, DuPage Children's Museum Lease Agreement Modifications

ORDINANCE NO. 14-165,
DUPAGE CHILDREN'S
MUSEUM LEASE
AGREEMENT

Chirico moved to pass Ordinance No. 14-165, authorizing the execution of a second amended and restated lease agreement between the City of Naperville and the DuPage Children's Museum. Second, Brodhead.

ROLL CALL:

Ayes: Wentz, Pradel, Brodhead, Chirico, Fieseler, McElroy

Nays: Wehrli, Krause

Absent: Hinterlong

Motion declared carried.

O NEW BUSINESS

O1 Crime Free Program

Marshall explained the voluntary program focused on elimination of crime, drugs, and gangs in multi-family housing units.

By consensus staff was directed to research mandating the program and applying it exclusively to multi-family and accidental landlords (those leasing by default).

O2 Prescription Drug Drop-off Program

Fieseler thanked Chief Puknaitis and Chief Marshall for their efforts to curb prescription drug abuse.

P CLOSED SESSION:

Q ADJOURNMENT:

ADJOURNMENT

Krause moved to adjourn the Regular City Council meeting of October 21, 2014 at 9:39 p.m. Second, Wehrli.

VOICE VOTE: Motion declared carried.

The Regular City Council Meeting of October 21, 2014 officially adjourned at 9:39 p.m.


PAM LA FEBER
CITY CLERK

PL:bk

