



**CITY COUNCIL MEETING OF OCTOBER 6, 2015  
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL  
APPROVED BY THE CITY COUNCIL ON  
October 20, 2015 AS WRITTEN.**

---

**CALL TO ORDER:**

5:30 P.M.

- A** Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilwoman Judy Brodhead - Arrived at 5:39 p.m.  
Councilman Kevin M. Coyne  
Councilman Kevin Gallaher  
Councilwoman Patricia A. Gustin  
Councilman Paul Hinterlong – Arrived at 5:31 p.m.  
Councilman John J. Krummen  
Councilwoman Rebecca Boyd-Obarski

Absent

Also Present

City Manager, Doug Krieger  
Legal Director, Jill Pelka-Wilger  
City Prosecutor, Kavita Athanikar  
Asst. to City Manager, Amy Emery  
Deputy City Clerk, Nancy A. Bright  
Communications Manager, Linda LaCloche  
Police Chief, Robert Marshall  
Deputy Fire Chief, Richard Sander  
Fire Chief, Mark Puknaitis  
Director of Human Resources, James Sheehan  
Director of Finance, Rachel Mayer  
Director of Transportation and Engineering, Bill Novack  
Transportation Team Leader, Jennifer Loudon  
Planning Services Team Leader, Allison Laff  
Director of Public Works, Dick Dublinski  
Director of Public Utilities-Electric, Mark Curran  
Director of Public Utilities-Water, Jim Holzapfel

Press

Chicago Sun Times, Daily Herald, Naperville Sun

**FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 2**

**B ROLL CALL:**

**C CLOSED SESSION:**

Gustin moved to recess to Closed Session to discuss 5 ILCS 120/2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body; (2) Collective negotiating matters between the public body and its employees or their representatives; (5) The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussion whether a particular parcel should be acquired; (11) Litigation, when action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal; (21) Discussion of minutes of meetings lawfully closed under this Act, whether for the purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06. Second, Hinterlong.

**ROLL CALL:**

**Ayes:** Chirico, Anderson, Coyne, Gallaher, Gustin, Hinterlong, Krummen, Obarski

**Nays:** None

**Absent:** Brodhead

Motion declared carried.

**THE MEETING RECESSED TO CLOSED SESSION AT 5:34 P.M.  
CLOSED SESSION ADJOURNED AT 6:53 P.M.**

**Clerk's Note:** Councilwoman Brodhead entered Closed Session at 5:39 p.m.

**D ROLL CALL:**

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

**ROLL CALL to determine Quorum:**

**Present:** Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong, Krummen, Obarski

**Absent:** None

**E PLEDGE TO THE FLAG:**

PLEDGE GIVEN

**F AWARDS AND RECOGNITIONS:**

**F1 Your Digital Footprint Matters**

PROCLAMATION

Obarski presented the proclamation "Your Digital Footprint Matters" to Allan Davenport, Director of Instructional Technology, District 204, Jill Hlavacek, Director of Innovation & Learning, District 203, Kamala Martinez, RR Donnelley, Detective Rich Wistocki-Naperville Police Department, Zachary Larson-Thrivent Financial, Adam Russo-President-Edgewood Clinical Services and IdaLynn Wenhold-KidsMatter Executive Director.

**G PUBLIC FORUM:**

920.

**FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 3**

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

Brodhead moved to use the Omnibus method to approve the Consent Agenda.  
Second, Obarski.

**VOICE VOTE:**            Motion declared carried.

**I      CONSENT AGENDA:**

Brodhead moved to approve the Consent Agenda with the exception of items  
I13 and I17. Second, Hinterlong.

**ROLL CALL:**

**Ayes:**    Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong,  
              Krummen, Obarski

**Nays:**    None  
              Motion declared carried.

**I1      Regular City Council Minutes**

Council moved to approve the regular city council meeting minutes of  
September 15, 2015.

**REGULAR CITY COUNCIL  
MINUTES**

**I2      City Council Workshop Minutes**

Council moved to approve the City Council workshop minutes of July 27,  
2015.

**CITY COUNCIL  
WORKSHOP MINUTES**

**I3      Procurement 16-101, Sungard Public Sector Software**

Council moved to approve the award of sole source Procurement 16-101,  
SunGard public sector software maintenance and support to SunGard for  
public administration (\$137,659.02) and public safety (\$198,791.12) modules  
for a combined not to exceed amount of \$336,450.14.

**PROCUREMENT 16-101,  
SUNGARD PUBLIC  
SECTOR SOFTWARE**

**I4      Procurement 16-100, Storage Area Network (SAN) Replacement**

Council moved to approve the award of Procurement 16-100, storage area  
network replacement, to Hewlett Packard, through the State of Illinois joint  
purchasing contract, for an amount not to exceed \$167,121.00.

**PROCUREMENT 16-100,  
STORAGE AREA  
NETWORK (SAN)  
REPLACEMENT**

**I5      Bid 16-085, West-Southwest Waterworks**

Council moved to approve the award of utility funded Bid 16-085, west-  
southwest waterworks 8 mg reservoir exterior coating, to DN Tanks, Inc., for  
an amount of \$141,488.00 plus a 5% contingency.

**BID 16-085, WEST-  
SOUTHWEST  
WATERWORKS**

**I6      Carillon Club Unit 4**

Council moved to accept the public watermain and sanitary sewer  
improvements in Carillon Club Unit 4 and authorize the city clerk to reduce  
the corresponding public improvement surety.

**CARILLON CLUB UNIT 4**

**I7      Shiva Estates**

Council moved to accept the public street and street light improvements in  
Shiva Estates and authorize the city clerk to reduce the corresponding public  
improvement surety.

**SHIVA ESTATES**

*MB*

**FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 4**

- I8**      Ordinance No. 15-161, 2015 Hometown Holidays/Friends of Little Friends Electric Parade  
Council moved to pass Ordinance No. 15-161, to establish temporary traffic controls and issue a special event permit for the 2015 Hometown Holidays/Friends of Little Friends Electric Parade.
- I9**      Ordinance No. 15-162, Wendy's, PZC 15-1-073  
Council moved to pass Ordinance No. 15-162, approving a variance from Section 5-4-3:2.4 (commercial monument sign height) and Section 5-4-5:2.5 (commercial monument sign setback) of the Municipal Code to allow installation of a monument sign at the property located at 1560 N. Route 59, Naperville, IL 60563, PZC 15-01-073.
- I10**     Ordinance No. 15-163, Illinois Hospital Association, PZC 15-01-074  
Council moved to pass Ordinance No. 15-163, approving a variance from Section 5-4-3:5 (prohibited signs, off premises signs) of the Naperville Municipal Code to allow for the installation of off premises signage for Illinois Hospital Association at 1203 Warrenville Road, PZC 15-01-074.
- I11**     Ordinance No. 15-164, Advance Auto Parts, PZC 15-01-081  
Council moved to pass Ordinance No. 15-164, approving a variance from Section 5-4-3:5 (prohibited signs, off premises signs) of the Naperville Municipal Code for the property located at 1767 W. Ogden Avenue, PZC 15-01-081.
- I12**     Ordinance No. 15-165, Encroachment License Agreement – 411 S. Wright Street  
Council moved to pass Ordinance No. 15-165, approving an Encroachment License Agreement for improvements on the city right of way at 411 S. Wright Street.
- I14**     Ordinance No. 15-166, Naperville Marathon and Half Marathon  
Council moved to pass Ordinance No. 15-166, establishing temporary traffic controls and issue a special event permit, including an amplifier permit, for the Naperville Marathon and Half Marathon on November 8, 2015.
- I15**     Resolution No. 15-025, Edward/Elmhurst Healthy Driven Naperville Marathon and Half Marathon  
Council moved to adopt Resolution No. 15-025, between the Illinois Department of Transportation and the City of Naperville for the closure of a portion of U.S. Route 34 for the 2015 Naperville Marathon and Half Marathon.
- I16**     Ordinance No. 15-167, Automatic Late Night Permit Reduction Exception  
Council moved to waive the first reading and pass Ordinance No. 15-167, amending Section 13 of Chapter 3, Title 3 of the Naperville Municipal Code to provide an exception to the automatic late night permit reduction upon a change in ownership for premises not located in the downtown.
- ORDINANCE NO. 15-161,  
2015 HOMETOWN  
HOLIDAYS/FRIENDS OF  
LITTLE FRIENDS  
ELECTRIC PARADE
- ORDINANCE NO. 15-162,  
WENDY'S , PZC 15-1-073
- ORDINANCE NO. 15-163,  
ILLINOIS HOSPITAL  
ASSOCIATION, PZC 15-01-  
074
- ORDINANCE NO. 15-164,  
ADVANCE AUTO PARTS,  
PZC 15-01-081
- ORDINANCE NO. 15-165,  
ENCROACHMENT  
LICENSE AGREEMENT –  
411 S. WRIGHT STREET
- ORDINANCE NO. 15-166,  
NAPERVILLE MARATHON  
AND HALF MARATHON
- RESOLUTION NO. 15-025,  
EDWARD/ELMHURST  
HEALTHY DRIVEN  
NAPERVILLE MARATHON  
AND HALF MARATHON
- ORDINANCE NO. 15-167,  
AUTOMATIC LATE NIGHT  
PERMIT REDUCTION  
EXCEPTION

*Handwritten mark*

**FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 5**

- I13**      Ordinance No. 15-168, Standard Market Parking Lot  
Vince Priest (Naperville - Petitioner) updated the City Council on attempts to market the property and asked Council to approve the extension.  
Council discussed the appearance of the parking lot; the length of the extension, the challenges to the original development of the property and possible restaurant uses for the remaining lot.  
Gallaher moved to pass Ordinance No. 15-168, approving a temporary use to allow for a temporary parking lot to remain at Standard Market (1508 Aurora Avenue) through October 7, 2020. Second, Gustin.

**ORDINANCE NO. 15-168,  
STANDARD MARKET  
PARKING LOT**

**ROLL CALL:**

**Ayes:**        Brodhead, Coyne, Gallaher, Gustin, Krummen, Obarski,  
                  Chirico, Anderson  
**Nays:**        Hinterlong  
                  Motion declared carried.

- I17**      Sunday Liquor Sales  
James Haselhorst (Naperville Resident) opposed the elimination of the full meal requirement and asked for more time for public comment.  
Brett Hintz (TopGolf) spoke in favor of expanding Sunday liquor hours.  
Andy Nosek (Quigley's Irish Pub) spoke in favor of expanding Sunday liquor hours.  
Athanikar described the history of the Sunday restriction, food requirements for various liquor license classes and presented statistics on statewide opening hours.  
Council discussed the Sunday start time, the meal requirement, lack of food service definition in the Code, and getting input from youth based organizations.  
First reading held.

**SUNDAY LIQUOR SALES**

---

**J**        **PUBLIC HEARINGS:**

**K**        **OLD BUSINESS:**

**L**        **ORDINANCES AND RESOLUTIONS:**

- L1**      Ordinance No. 15-169, Residential Care Unit, PZC 15-01-075  
Matt Koupal (Naperville Resident) spoke in favor of a conditional permit.  
Council discussed other disabilities that were not covered in the definition.  
Brodhead moved to pass Ordinance No. 15-169, amending Section 6-1-6 (Definitions) and Section 6-2 (general zoning provisions) of the Naperville Municipal Code pertaining to Residential Care Units. Second, Anderson.

**ORDINANCE NO. 15-169,  
RESIDENTIAL CARE UNIT**

**ROLL CALL:**

**Ayes:**        Gallaher, Gustin, Hinterlong, Krummen, Obarski, Chirico,  
                  Anderson, Brodhead, Coyne  
**Nays:**        None  
                  Motion declared carried.

*M.B.*

**FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 6**

**L2**

Ordinance No. 15-170, Revising the SECA fund allocation and home rule sales tax provisions

James Haselhorst (Naperville Resident) opposed the reduction of the SECA fund allocation.

Brodhead moved to waive the first reading pass Ordinance No. 15-170, amending Section 9 of Chapter 1, Title 3, of the Naperville Municipal Code revising the SECA fund allocation and home rule sales tax provisions of the food and beverage tax ordinance. Second, Hinterlong.

**ROLL CALL:**

**Ayes:** Gustin, Hinterlong, Krummen, Obarski, Chirico, Anderson, Brodhead, Coyne, Gallaher

**Nays:** None  
Motion declared carried.

ORDINANCE NO. 15-170,  
REVISING THE SECA  
FUND ALLOCATION &  
HOME RULE SALES TAX  
PROVISIONS

**L3**

Elimination of Liquor Display Confinement

Colin Dalough (Standard Market) spoke in favor of eliminating the liquor display confinement restrictions and allowing cross marketing.

Connie Zaiò (Jewel-Osco) spoke in favor of eliminating the liquor display confinement restrictions and allowing cross marketing.

Athanikar provided the history of the confinement ordinance.

Council discussed the inability to regulate displays at different types of stores, exposure to minors, tastings in cross marketing areas, restricting liquor sales hours at 24-hour stores, and asked for input from youth organizations and substance abuse prevention groups.

First reading held.

ELIMINATION OF LIQUOR  
DISPLAY CONFINEMENT

**L4**

Atwater Subdivision, Phase 1 and 1a, PZC 14-1-146

Kathleen West, attorney for the Petitioner, requested the item be continued at the next City Council Meeting.

Gustin moved to table Item L4 to the Naperville City Council Meeting of October 20, 2015. Second, Hinterlong.

**VOICE VOTE:** Motion declared carried.

**L4a**

Final Planned Unit Development (PUD)

FINAL PLANNED UNIT  
DEVELOPMENT (PUD)

**L4b**

Final Plat Of Subdivision & OAA

FINAL PLAT OF  
SUBDIVISION & OAA

**L4c**

Plat of Easement Grant

PLAT OF EASEMENT  
GRANT

**M**

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

**N**

**PETITIONS AND COMMUNICATIONS:**

*OMB*

**FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 7**

**O      REPORTS AND RECOMMENDATIONS:**

**O1      City Council Meeting Schedule**

**CITY COUNCIL MEETING  
SCHEDULE**

Hinterlong moved to approve the City Council Meeting Schedule for October, November and December 2015. Second, Gustin.

**VOICE VOTE:**            Motion declared carried.

**O2      Meeting Rooms**

**MEETING ROOMS**

Tim Yao (Naperville) of the NaNoWriMo writing event opposed charging meeting room fees.

Wayne Piccin (Naperville) of AMICI Club opposed charging meeting room fees.

Deborah Scouten of the Fox Valley Genealogy Society opposed charging meeting room fees.

Council discussed the cost of resetting and cleaning the meeting rooms, cost of room renovation, fees charged by other public buildings in Naperville, and reducing contractor hours for room cleaning.

Gallaher moved to direct staff to draft a policy for City Council approval regarding meeting room use fees of thirty dollars (\$30) for the lunch room or Meeting Room A or Meeting Room B and sixty dollars (\$60) for Meeting Rooms A and B. Second Coyne.

**ROLL CALL:**

**Ayes:**            Chirico, Anderson, Brodhead, Coyne, Gallaher, Hinterlong,  
                         Obarski

**Nays:**            Gustin, Krummen  
                         Motion declared carried.

**P      NEW BUSINESS:**

**P1      Route 59 Train Station Parking**

Gustin inquired about filling vacant spaces at the Route 59 train station parking lot.

Louden stated that parking fees go to Burlington Fund not the General Fund. She explained that the wait list for the Route 59 lot was eliminated in 2010, expects an increase in demand when Route 59 construction is complete and will explore marketing the availability through eNews or targeted promotions to people on the wait list for other parking lots.

**P2      Council Team Building**

Obarski received consensus to explore the possibility of a team building retreat for the new City Council.

**P3      City Council Budget Review Process**

City Council asked for additional budget workshops.

*M.B.*

FINAL AGENDA  
CITY COUNCIL MEETING  
OCTOBER 6, 2015  
PAGE 8

P4

Expand Definition for Residential Care Unit Eligibility

Gallaher asked for consensus to direct staff to research other types of disabilities that may be included in the eligibility definition.

Q

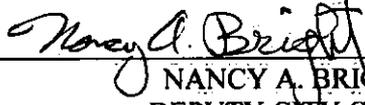
**ADJOURNMENT:**

ADJOURNMENT

Obarski moved to adjourn the Regular City Council meeting of October 6, 2015 at 9:48 p.m. Second, Anderson.

**VOICE VOTE:** Motion declared carried.

The Regular City Council Meeting of October 6, 2015 officially adjourned at 9:48 p.m.

  
\_\_\_\_\_  
NANCY A. BRIGHT  
DEPUTY CITY CLERK

NB: bk