



**CITY COUNCIL MEETING OF FEBRUARY 18, 2014
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL
APPROVED BY THE CITY COUNCIL ON
March 4, 2014 AS WRITTEN.**

CALL TO ORDER:

7:00 P.M.

**A Mayor Pro Tem Paul Hinterlong
Councilwoman Judy Brodhead
Councilman Steve Chirico
Councilman Robert Fieseler
Councilman Douglas Krause
Councilman Joe McElroy
Councilman Grant Wehrli
Councilman David Wentz**

Absent

Mayor A. George Pradel

Also Present

City Manager, Doug Krieger
Deputy City Manager, Marcie Schatz
Assistant to City Manager, Amy Emery-Graunke
City Attorney, Margo Ely
City Clerk, Pam LaFeber
Communications Manager, Linda LaCloche
Police Chief, Robert Marshall
Bureau Chief, Mark Thurow
Chief Procurement Officer, Mike Bevis
T.E.D. Operations Manager, Allison Laff
Transportation Team Leader, Karyn Robles
Director of Transportation, William Novack
Director of Public Works, Dick Dublinski
Director of Public Utilities – Electric, Mark Curran
Civil Environmental Engineer, DPU-W, Joe Renn

Press

Chicago Sun Times, Daily Herald, Naperville Sun

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B CLOSED SESSION:

C PLEDGE TO THE FLAG:

PLEDGE GIVEN

D AWARDS AND RECOGNITIONS:

E PUBLIC FORUM:

E1 Property Damage Claim

Keith Kohley, 208 N. Fremont Street, asked Council to reconsider the City's denial of a claim regarding a back-up on his property.

Renn discussed the preventative maintenance schedule, that there was no record of an issue with the siphon, and that the 60-day maintenance schedule is appropriate.

Ely explained the claim in question and opined that the City has immunity, that waiving the City's defense under the Tort Immunity Act is against her advice, and that the City has a duty to pay when it is at fault.

Council discussed the possibility of having maintenance performed on a 30-day schedule.

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.

I CONSENT AGENDA:

Krause moved to approve the Consent Agenda with the exception of items 16. Second, Wehrli.

ROLL CALL:

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

Nays: None

Absent: Pradel

Motion declared carried.

I1 Cash Disbursements – 1/29/14

CASH DISBURSEMENTS

Council moved to approve the 1/29/14 cash disbursements in the amount of \$17,502,515.98.

I2 CDBG Acquisition, Early Release/Transfer of CDBG Liens Policy

CDBG

Council moved to approve the CDBG acquisition, early release/transfer of CDBG liens policy.

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- I3** Resolution No. 14-007, Operation of the regional household hazardous waste facility RESOLUTION NO. 14-007, OPERATION OF THE REGIONAL HOUSEHOLD HAZARDOUS WASTE FACILITY
- Council moved to adopt Resolution No. 14-007, authorizing the city manager to execute the intergovernmental agreement between the City of Naperville and Will County for the operation of the regional household hazardous waste facility.
- I4** Ordinance No. 14-009, 2014 Soap Box Derby Races ORDINANCE NO. 14-009, 2014 SOAP BOX DERBY RACES
- Council moved to pass Ordinance No. 14-009, to establish a temporary street closure for the 2014 Soap Box Derby Races.
- I5** Ordinance No. 14-010, 2014 Eikon 5K ORDINANCE NO. 14-010, 2014 EIKON 5K
- Council moved to pass Ordinance No. 14-010, to establish temporary traffic controls for the 2014 Eikon 5K Run on April 26, 2014 and issue a special event permit for the event.
- I7** Movie Theater Liquor License Classification MOVIE THEATER LIQUOR LICENSE CLASSIFICATION
- Council moved to table establishing a movie theater liquor license classification until March 4, 2014.
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- I6** Resolution No. 14-008, Cool Cities RESOLUTION NO. 14-008, COOL CITIES
- Stephanie Hastings, 3835 Caine, explained that this is a resolution to recommit to implementing the components of the Environmental Sustainability Plan.
- Dublinski discussed how Fleet Services contributes to the Environmental Sustainability efforts.
- Chirico moved to adopt Resolution No. 14-008, in support of the Sierra Club, Illinois Chapter, Cool Cities Program. Second, Brodhead.
- ROLL CALL:**
- Ayes:** Brodhead, Chirico, Fieseler, Krause, McElroy, Wehrli, Wentz, Hinterlong
- Nays:** None
- Absent:** Pradel
- Motion declared carried.
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- J** **OLD BUSINESS:**
- J1** 2014 Major Special Event Requests 2014 MAJOR SPECIAL EVENT REQUESTS
- Council discussed the special event application process, SECA funding, the distinction between major and minor events, resource allocation, and the level of community support for more events.
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J1 2014 Major Special Event Requests **Continued**

**2014 MAJOR SPECIAL
EVENT REQUESTS**

Chirico moved to reopen the 2014 Special Events calendar to add the Rotary Club's Freedom 5K and the Scullen Middle School's Scullen Sprint 5K and direct staff accordingly. Second, Wentz.

ROLL CALL:

Ayes: Chirico, Fieseler, Wentz, Brodhead
Nays: Krause, McElroy, Wehrli, Hinterlong
Absent: Pradel
 Motion declared not carried.

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

K1 Bid 14-094, Grit removal and return activated sludge pumping addition

**BID 14-094, GRIT
REMOVAL AND RETURN
ACTIVATED SLUDGE
PUMPING ADDITION**

Wehrli moved to approve the award of Bid 14-094, grit removal and return activated sludge pumping addition, to Allan Mack & Sons, Inc., for an amount not to exceed \$5,760,000.00 plus a 3% contingency. Second, Chirico.

ROLL CALL:

Ayes: Fieseler, Krause, McElroy, Wehrli, Wentz, Hinterlong,
 Brodhead, Chirico
Nays: None
Absent: Pradel
 Motion declared carried.

L **REPORTS AND RECOMMENDATIONS:**

L1 City Council Meeting Schedule

**CITY COUNCIL MEETING
SCHEDULE**

Wehrli moved to approve the City Council meeting schedule for February, March, April and May 2014. Second, Krause.

VOICE VOTE: Motion declared carried.

L2 Regular City Council Minutes

**REGULAR CITY COUNCIL
MINUTES**

Wehrli moved to approve the regular city council meeting minutes of February 4, 2014. Second, Wentz.

VOICE VOTE: Motion declared carried.

L3 Crosswalk on Sycamore Drive

**CROSSWALK ON
SYCAMORE DRIVE**

Wehrli moved to rescind the recommendation to remove the marked crosswalk on Sycamore Drive at Laurel Lane. Second, Wentz.

VOICE VOTE: Motion declared carried.

L4 Edward Hospital Naperville Marathon and Half Marathon

**EDWARD HOSPITAL
NAPERVILLE MARATHON
AND HALF MARATHON**

Bob Hackett, PO Box 2734, discussed the route change to accommodate the increased number of runners, improve safety, and to showcase the neighborhoods. He explained proactive communication efforts that will begin in the summer.

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L4 Edward Hospital Naperville Marathon and Half Marathon Continued

Craig Bixler, 1122 Keim Trail, St. Charles, discussed course changes and how the course was designed.

Chirico moved to approve the route for the second annual Edward Hospital Naperville Marathon and Half Marathon scheduled for Sunday, November 9, 2014. Second, Wentz.

VOICE VOTE: Motion declared carried.

EDWARD HOSPITAL
NAPERVILLE MARATHON
AND HALF MARATHON

M **PUBLIC HEARINGS:**

M1 Mandarino Annexation, PZC 13-1-109

MANDARINO
ANNEXATION, PZC 13-1-
109

M1a Public hearing for first amendment to annexation agreement

Wehrli opened the public hearing at 8:13 p.m.

Sam Mandarino, Petitioner and 26W337 Bauer, discussed the site plan, the reasons for deviating from the proposed Tree Preservation plan, and requested that the fine for removing trees be waived.

Council discussed appropriate remediation, when the property was annexed, the recommendation of the arborist, and whether or not the fine is punitive.

Wehrli moved to close the public hearing at 8:22 p.m. Second, Krause.

VOICE VOTE: Motion declared carried.

PUBLIC HEARING

M1b Ordinance No. 14-011, first amendment to annexation agreement for 26W337 Bauer Road

ORDINANCE NO. 14-011,
26W337 BAUER RD.

Wehrli moved to pass Ordinance No. 14-011, authorizing execution of the first amendment to the annexation agreement for the property located at 26W337 Bauer Road and remove all references to fines. Second, Chirico.

ROLL CALL:

Ayes: Krause, Wehrli, Wentz, Hinterlong, Brodhead, Chirico,
Fieseler

Nays: McElroy

Absent: Pradel

Motion declared carried.

N **ORDINANCES AND RESOLUTIONS:**

O **NEW BUSINESS**

O1 Traffic

Chirico discussed an ordinance that prohibits traffic blocking intersections, the difficulty with its enforcement, and asked that an awareness campaign be launched to encourage drivers to not block intersections in lieu of waiting through another signal cycle.

Council directed staff to review the fine structure for blocking intersections.

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O2 Prescription medication

Fieseler discussed partnering with pharmacies to perform follow-ups and advise consumers of how to dispense medication.

Marshall explained the Take Back Program which accepts human and pet medications.

O3 Progressive income tax in Illinois

Council directed staff to draft a resolution opposing the progressive income tax.

O4 Landlord training

Council directed staff to revisit implementing a training program for landlords.

P **CLOSED SESSION:**

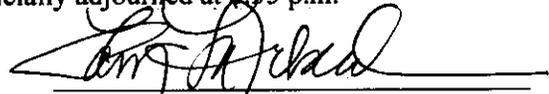
Q **ADJOURNMENT:**

ADJOURNMENT

Wehrli moved to adjourn the Regular City Council meeting of February 18, 2014 at 8:35 p.m. Second, Chirico.

VOICE VOTE: Motion declared carried.

The Regular City Council Meeting of February 18, 2014 officially adjourned at 8:35 p.m.



PAM LAFERBER PH.D.
CITY CLERK

PL: BK

