



**CITY COUNCIL MEETING OF MAY 3, 2016
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL
APPROVED BY THE CITY COUNCIL ON
May 17, 2016 AS WRITTEN.**

CALL TO ORDER:

5:00 P.M.

A Mayor Steve Chirico
Councilwoman Becky Anderson
Councilman Kevin M. Coyne
Councilman Kevin Gallaher
Councilwoman Patricia A. Gustin
Councilman Paul Hinterlong
Councilman John J. Krummen
Councilwoman Rebecca Boyd-Obarski

Absent

Councilwoman Judith Brodhead

Also Present

City Manager, Doug Krieger
Deputy City Manager, Marcie Schatz
City Attorney, Jill Pelka-Wilger
City Prosecutor, Kavita Athanikar
City Clerk, Pam Gallahue
Web Content Coordinator, Kevin Apgar
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, Allison Laff
Deputy Director of TED, Jennifer Louden
Director of Public Utilities – Electric, Mark Curran
Director of Public Utilities – Water, Jim Holzäpfel
Director of Public Works, Dick Dublinski

Press

Chicago Sun Times, Daily Herald, Naperville Sun, NCTV-17

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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; **(6)** Setting of a price for sale or lease of property owned by the public body; **(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, Anderson.

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 5:12 P.M.
CLOSED SESSION ADJOURNED AT 6:57 P.M.**

D ROLL CALL:

Mayor Chirico called the meeting back to order at 7:03 p.m.

ROLL CALL:

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

Nays: None

Absent: Brodhead

Motion declared carried.

E PLEDGE TO THE FLAG:

PLEDGE GIVEN

F AWARDS AND RECOGNITIONS:

F1 Advisory Commission on Disabilities

ADVISORY COMMISSION
ON DISABILITIES

Hinterlong presented Student Recognition Awards to Molly Ohse, Ryan Steinberger, Anjani Maley, Vince Ruseñas, students in Naperville Community Unit School District 203 and Indian Prairie School District 204 for their outstanding efforts working with fellow students with disabilities.

O2 Americans with Disabilities Act Facility Transition Plan

AMERICANS WITH
DISABILITIES ACT
FACILITY TRANSITION
PLAN

Gustin moved to approve the 2016 update of the City of Naperville Americans with Disabilities Act (ADA) Facility Transition Plan. Second, Hinterlong.

VOICE VOTE: Motion declared carried.

42 District 203 2016 Architecture Award

DISTRICT 203 2016
ARCHITECTURE AWARD

Chirico presented the District 203 2016 Architecture Award to Michael Findlay, Adam Giazzon, Collin Osmun and Caleb Schemmel for their design and vision of the Iroquois Mall area on East Ogden Avenue.



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- 43** Letter Carriers' Food Drive Day **LETTER CARRIERS' FOOD DRIVE DAY**
Gallaher proclaimed May 14, 2016 as Letter Carriers' Food Drive Day and presented the Proclamation to Diane Ramonas, Donor Relations Officer at Loaves & Fishes Community Services.
- F4** New City of Naperville Website **NEW CITY OF NAPERVILLE WEBSITE**
Apgar presented the new City website which was launched on May 2, 2016. Council congratulated staff on the new website and highlighted the improvements.
- G** **PUBLIC FORUM:**
- G1** Suicide Prevention Project – You are Not Alone
Dr. Caroline Morrison, discussed the program and requested permission to post program signage in strategic locations.
Council praised the program and pledged support for the project.
- H** **CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR REMAINING ITEMS:**
Obarski moved to use the Omnibus method to approve the Consent Agenda. Second, Hinterlong.
VOICE VOTE: Motion declared carried.
CONSENT AGENDA:
Obarski moved to approve the Consent Agenda. Second, Hinterlong.
ROLL CALL:
Ayes: Chirico, Anderson, Coyne, Gallaher, Gustin, Hinterlong, Krummen, Obarski
Nays: None
Absent: Brodhead
Motion declared carried.
- I1** Regular City Council Minutes **REGULAR CITY COUNCIL MINUTES**
Council approved the Regular City Council Meeting Minutes of April 19, 2016.
- I2** Contract 14-174, Natural Gas Broker **CONTRACT 14-174, NATURAL GAS BROKER**
Council approved the award of the first two year option to Contract 14-174, natural gas broker, to Center Point Energy Services for an amount not to exceed \$486,026.00.
- I3** Bid 16-209, Water Meters **BID 16-209, WATER METERS**
Council approved the award of Bid 16-209, large diameter water meters, to HD Supply Waterworks, Ltd., for an amount not to exceed \$536,450.00 for a three year period.
- Bid 16-211, 2016 Parking Lot and Path Maintenance Program **BID 16-211, 2016 PARKING LOT & PATH MAINTENANCE PROGRAM**
Council approved the award of Bid 16-211, 2016 parking lot and multi-use path maintenance program to Denler, Inc., for an amount not to exceed \$405,978.00 plus a 5% contingency.



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- 15** RFP 16-166, Vehicle Exhaust Extraction System
Council approved the award of RFP 16-166, vehicle exhaust extraction system, to Hastings Air Energy for an amount not to exceed \$126,640.00.
- 16** Naperville Central High School 2016 Graduation Fireworks
Council approved the Naperville Central High School's permit request to hold a fireworks display on May 18, 2016.
- 17** Naperville North High School 2016 Graduation Fireworks
Council approved Naperville North High School's permit request to hold a fireworks display on May 18, 2016.
- 18** Naperville Country Club 2016 Fireworks Display
Council approved the Naperville Country Club's permit request to hold a fireworks display on June 26, 2016.
- 19** Ordinance No. 16-057, 2016 G.L.O.W. Run for Reading 5K
Council passed Ordinance No. 16-057, establishing temporary traffic controls for the 2016 G.L.O.W. Run for Reading 5K and issue a special event permit for the event.
- 110** Ordinance No. 16-058, 2016 Espirit de She Triathlon
Council passed Ordinance No. 16-058, establishing temporary traffic controls and issue a special event permit and amplifier permit for the Espirit de She Women's Triathlon on June 12, 2016.
- 111** Ordinance No. 16-059, 1112 S. Washington Street
Council passed Ordinance No. 16-059, amending Ordinance No. 81-028, to revoke Sections 2 and 3 and revoke the Declaration of Restrictive Covenants attached to this ordinance in its entirety related to restrictive regulations and conditions pertaining to the use of the property located at 1112 S. Washington Street.
- 112** Ordinance No. 16-060, Harter Investments, PZC 16-01-016
Council passed Ordinance No. 16-060, approving a variance from Section 5-4-5:2 (monument signs) of the Naperville Municipal Code to permit an existing monument sign to remain perpendicular to Washington Street for the property located at 600 N. Washington Street, PZC 16-01-016.
- 113** Ordinance No. 16-061, Midland Drive Parking Restrictions
Council waived the first reading and passed Ordinance No. 16-061, to establish a "no parking, stopping, or standing zone from 8:45 to 9:15 am and 3:15 to 3:45 p.m., school days only" from the centerline of Springdale Circle to the centerline of Fieldstone Court on the west side of Midland Drive.

J **PUBLIC HEARINGS:**

OLD BUSINESS:

L **ORDINANCES AND RESOLUTIONS:**



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L1 600 S. Main Street, PZC 15-1-120

Option 1 Ordinance No. 16-062, Variance and approve reduction of corner side yard

Don Smyczynski and Laurie Bollnow, Petitioners, explained the proposal of demolishing the existing home, constructing a new home, and adding a detached accessory structure.

Council discussed development and associated regulations over time, appropriateness of changing setbacks, precedential value, permitted uses, compliance with the teardown/infill regulations, new construction sidewalk requirements, and that future improvements may require additional variances.

Coyne moved to pass Ordinance No. 16-062, and concur with the planning and zoning commission and the petitioner to approve variances to Section 6-6c-7:1 (R2 District; yard requirements) to reduce the required front and corner side yards on the subject property in order to construct a single-family residence and associated accessory structure at the subject property located at 606 S. Main Street. Second, Gustin.

ROLL CALL:

Ayes: Anderson, Coyne, Gallaher, Gustin, Krummen, Chirico

Nays: Hinterlong, Obarski

Absent: Brodhead

Motion declared carried.

**ORDINANCE NO. 16-062,
VARIANCE & APPROVE
REDUCTION OF CORNER
SIDE YARD**

Option 2 Variance and deny reduction of corner side yard

**VARIANCE AND DENY
REDUCTION OF CORNER
SIDE YARD**

L2 Ordinance No. 16-063, Class S1 Liquor License

Council discussed the proposed concept, the appropriateness of the location because no new package-good stores are allowed in the downtown, deviating from established policy, pairing food/liquor, adding another liquor license classification, and that this will expand what the downtown has to offer in a new way.

Athanikar explained the difference between Class S and the proposed subset of Class S1.

Gallaher moved to pass Ordinance No. 16-063, amending Sections 1 and 11 of Chapter 3, Title 3 of the Naperville Municipal Code to establish a Class S1 – Specialty Food and Liquor Shop liquor license classification. Second, Hinterlong.

ROLL CALL:

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

Nays: Krummen

Absent: Brodhead

Motion declared carried.

**ORDINANCE NO. 16-063,
CLASS S1 LIQUOR
LICENSE**



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3 Resolution No. 16-014, Reimbursement of Capital Projects
Mayer explained the importance of borrowing at optimal times.
Hinterlong moved to adopt Resolution No. 16-014, official intent for reimbursement of capital projects. Second, Gallaher.
ROLL CALL:
Ayes: Gallaher, Gustin, Hinterlong, Krummen, Obarski, Chirico, Anderson
Nays: None
Absent: Brodhead
Motion declared carried.

RESOLUTION NO. 16-014,
REIMBURSEMENT OF
CAPITAL PROJECTS

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

N **PETITIONS AND COMMUNICATIONS:**

O **REPORTS AND RECOMMENDATIONS:**

O1 City Council Meeting Schedule

Gustin moved to approve the City Council Meeting Schedule for May, June, July and August 2016. Second, Hinterlong.

VOICE VOTE: Motion declared carried.

CITY COUNCIL MEETING
SCHEDULE

3 1st Quarter Financial Reports

Mayer gave a brief presentation on the City's financial performance during the first quarter of CY2016.

1ST QUARTER FINANCIAL
REPORTS

O4 Shared Road District Services with Naperville Township Road District

Krieger reviewed the changes that have been requested by the Commissioner including the City including administrative support salary and clarification on services to be provided by the City. Krieger stated that the revised estimate for annual cost savings is now \$700,000/year due to the additional changes, that the Commissioner believes the public does not support the agreement based on the number of speakers that attended the recent Township meeting, and that he would like to have an advisory referendum on the subject. Krieger said all requests have been incorporated into the current version and will be presented to the Township by the close of business on May 4.

SHARED ROAD DISTRICT
SERVICES WITH
NAPERVILLE TOWNSHIP
ROAD DISTRICT

Council discussed the proposed administrative salary of \$30/hour, stated that savings decrease for each concession the City makes, and that a Positively Naperville survey showed public support at greater than 80%. Council also stated that it is not reasonable to delay, that no one from the Highway Commission has attended Council meetings, and that it doesn't support delaying for an advisory referendum to be held. Council inquired if there is a reason the Township does not want to have the conversation about shared services and discussed negotiating in good faith.

NEW BUSINESS:



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P1 Downtown Walgreen's

Hinterlong asked if a sunset was placed on the prohibition of package good sales at the downtown Walgreen's.

Wilger stated there is no sunset.

P2 Sales Tax

Coyne stated that local sales tax rate is decreasing June 1, 2016.

P3 Bee Hives in Cress Creek

Anderson stated that a resident in Cress Creek has seven hives and asked about drafting an ordinance to limit the number of permitted hives.

Novack said this issue is regulated by the Department of Agriculture, discussed permits in neighboring municipalities, staff will continue to research, that any text amendment will be under police enforcement, and the goal is to not prohibit bees entirely.

P4 Top Volunteer Award

Gustin congratulated Jungin Angie Lee of Metea Valley High School for receiving the Prudential Spirit of Community Award in Washington, D.C.

P5 Connelly Office Space

Chirico discussed the proposed office space at Paw Paw Corners building and that there has been positive support from DNA and the Chamber.

Laff explained downtown restrictions for office space and that a zoning variance is required to allow this use.

By consensus Council approved a six month occupancy permit while Senator Connelly goes through the Planning/Zoning Commission and permitting processes.

Q **ADJOURNMENT:**

ADJOURNMENT

Hinterlong moved to adjourn the Regular City Council meeting of May 3, 2016 at 9:24 p.m. Second, Gustin.

VOICE VOTE: Motion declared carried.

The Regular City Council Meeting of May 3, 2016 officially adjourned at 9:24 p.m.


PAM GALLAHUE, PH.D.
CITY CLERK

PG: bk

