



CITY COUNCIL MEETING OF JUNE 2, 2009  
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL  
APPROVED BY THE CITY COUNCIL ON  
June 16, 2009 AS WRITTEN.

**CALL TO ORDER**

6:00 P.M.

- A Mayor Pro Tem James Boyajian  
Councilman Judy Brodhead  
Councilman Robert Fieseler  
Councilman Richard R. Furstenau  
Councilman Paul Hinterlong  
Councilman Douglas Krause  
Councilman Kenn Miller  
Councilman Grant Wehrli

Absent

Mayor A. George Pradel

Also Present

City Manager, Doug Krieger  
Assistant City Manager, Robert Marshall  
Records Management Team Leader, Pam LaFeber  
City Attorney, Margo Ely  
Fire Chief, Mark Puknaitis  
Police Chief, David Dial  
Director of Public Utilities, Allan Poole  
Director of Public Works, David Van Vooren  
Director Mgmt Svcs. Business Group, Don Carlsen  
Director of T.E.D. Business Group, Marcie Schatz  
T.E.D. Operations Manager, Allison Laff  
T.E.D. Engineering Team Leader, Bill Novack  
T.E.D. Transportation Team Leader, Karyn Robles  
T.E.D. Development Team Leader, Dick Dublinski

Press

Chicago Sun Times, Daily Herald, Naperville Sun

A handwritten signature in black ink, appearing to be the initials 'JF' or similar, located at the bottom left of the page.

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**B. CLOSED SESSION – 6:07 p.m.**

Furstenau moved to recess to Closed Session to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, collective negotiating, litigation, probable or imminent; 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 5 ILCS 120/2(c)(1)(2)(11)(21) Second, Miller.

**ROLL CALL:**

**Ayes:** Boyajian, Brodhead, Fieseler, Furstenau, Hinterlong, Krause, Miller, Wehrli

**Nays:** None

**Absent:** Pradel

Motion declared carried

**THE MEETING RECESSED TO CLOSED SESSION AT 6:07 P.M.**

**CLOSED SESSION ENDED AT 6:58 P.M.**

**OPEN SESSION**

**MAYOR PRO TEM BOYAJIAN CALLED THE MEETING BACK TO ORDER AT 7:00 P.M.**

**ROLL CALL to determine Quorum:**

**Present:** Boyajian, Brodhead, Fieseler, Furstenau, Hinterlong, Krause, Miller, Wehrli

**Absent:** Pradel

**C. PLEDGE TO THE FLAG:**

PLEDGE GIVEN

**D AWARDS AND RECOGNITIONS:**

**D1 Recognize the DPW Relocation Team as the Team Award Recipient for June**

Councilman Miller recognized the Department of Public Works' Relocation Team as the Team Award recipient for June

**D2 Proclaim Sunday June 28, 2009 as Parkinson's Disease Awareness Day**

PARKINSON'S DISEASE  
AWARENESS DAY

Councilman Wehrli proclaimed Sunday, June 28, 2009 as Parkinson's Disease Awareness Day and presented the proclamation to Mary Ann Ostrenga, Team Fox Volunteer



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**D3**     Proclaim the week of June 7-13, 2009 as American Cancer Society  
Cancer Prevention Study-3

AMERICAN CANCER  
SOCIETY CANCER  
PREVENTION STUDY-3

Councilman Wehrli proclaimed the week of June 7-13, 2009 as American Cancer Society Cancer Prevention Study-3 and presented the proclamation to Kim Rohan, volunteer chair for the CPS-3 study and Shawn Nolan, committee member for Relay For Life of Naperville

**E**     **PUBLIC FORUM:**

**E1**     Consideration for Hot Dog Cart Permit

Jim Vosmik, 1233 Spaulding Road, Bartlett, asked to be considered for a concession cart permit

Council explained that only one permit has been approved on a trial basis and directed staff to contact the petitioner if the concession cart program is expanded next year

**E2**     Sandpiper Lane Easement

Mark Levesque, 1272 Sandpiper Lane, discussed the city's communication to the neighbors regarding easements for the 75<sup>th</sup> and Washington sound wall project

Council stated that staff's cooperation with the residents on this project is commendable, that every resident in Naperville is paying for the sound walls with their tax dollars, and that if an agreement cannot be reached maybe the walls should not be constructed

Krieger summarized the communication efforts by the city to the residents since December 2008

Curran and Novack explained where the utilities are currently placed, that the need for relocation is because of the installation of the wall, and that the need for 10 foot easements parallel to Washington Street was not discovered until December 2008.

Council requested a report which explains how much the 10 foot easements would cost

**F**     **HOLDOVER ITEMS:**

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

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

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

**VOICE VOTE:**         Motion declared carried



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I CONSENT AGENDA:

Miller moved to approve the Consent Agenda with the exception of items I7, I14, I15 Second, Krause

ROLL CALL:

Ayes: Boyajian, Brodhead, Fieseler, Furstenau, Hinterlong, Krause, Miller, Wehrli

Nays: None

Absent: Pradel

Motion declared carried

- I1 Cash Disbursements 05/19/2009 CASH DISBURSEMENTS – 5/19/09  
Council asked staff to determine if the purchase of drinking water at city buildings is necessary  
Council moved to approve the May 19, 2009 Cash Disbursements in the amount of \$14,451,015.56
- I2 City Clerk's License & Permit Report CITY CLERK'S LICENSE & PERMIT REPORT  
Council moved to approve the City Clerk's License & Permit Report for fireworks applications.
- I3 Award of Change Order #1 to Contract 07-181 – Auto Body Repair CHANGE ORDER #1 TO CONTRACT 07-181, AUTO BODY REPAIR  
Council moved to approve the award of Change Order #1 to Contract 07-181, Auto Body Repair, to Maaco Collision Repair for an amount not to exceed \$82,769 and Gerald Subaru for an amount not to exceed \$15,000 for a total of \$97,769 00
- I4 Award of Bid 10-016, 24" 30" and 42" Diameter Sanitary Sewer Main Cured in Place Pipe Lining BID 10-016, 24" 30" AND 42" DIAMETER SANITARY SEWER MAIN CURED IN PLACE PIPE LINING  
Council moved to approve the award of Bid 10-016, CIP WWU06C, 24", 30" & 42" Diameter Sanitary Sewer Main CIPP Central-South Interceptor Phase 5, to Michels Corporation, for an amount not to exceed \$594,609 00 plus a 3% contingency.
- I5 Award of Contract 10-035, Two Heavy Duty Plow Trucks CONTRACT 10-035, TWO HEAVY DUTY PLOW TRUCKS  
Council moved to approve the award of Contract 10-035, Two Heavy Duty Plow Trucks, to Prairie International, through the State of Illinois Joint Purchasing Contract for an amount not to exceed \$275,288 00
- I6 Award of Bid 09-150, 2009 Microsurfacing Program CIP# MP010 BID 09-150, 2009 MICROSURFACING PROGRAM CIP# MP010  
Council moved to approve award of Bid 09-150, 2009 Microsurfacing Program CIP# MP010, to Micro-Surfacing Inc for an amount not to exceed \$539,628 00, plus a 3% contingency

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- I18**     Approve RFQ 09-177, Phase III Engineering-Construction Inspection Services to TranSystems  
Miller asked for clarification of Furstenau's question regarding relatives of city employees working for the five companies that were awarded the contracts, Furstenau stated he is protecting the city and was satisfied with the answer given to him by staff  
Council moved to approve RFQ 09-177, Phase III Engineering-Construction Inspection Services to TranSystems, URS, AECOM, Civiltech and Christopher Burke Engineering Ltd. as approved vendors, per the terms of the RFQ, for consideration for CIP projects in Fiscal Years 09/10, 10/11, and 11/12 for an amount not to exceed the budgeted amount
- I19**     Appointments to the Boards and Commissions  
Council moved to approve the Mayoral appointments of William Epp to the Riverwalk Commission and Dr Herman B White, Jr. to the Board of Fire and Police Commissioners
- I10**     Reappointment to a Board or Commission  
Council moved to approve the Mayoral reappointment of Bill Novack to the Riverwalk Commission.
- I11**     Great American Yard Sale - Temporary Special Event Signage  
Council moved to approve the recommendation to allow the Great American Yard Sale to place temporary special event signage in designated locations in Naperville
- I12**     Accept the Public Underground Improvements in Springbrook Prairie Pavilion  
Council moved to accept the public improvements underground improvements in Springbrook Prairie Pavilion and authorize the City Clerk to reduce the corresponding letters of credit
- I13**     CDBG Weatherization Program Funding Modification  
Council moved to accept modification of the CDBG Weatherization Program funding from \$30,000 00 to \$12,930 00
- I16**     Ordinance No 09-064, to establish temporary road closures and no parking zones for the Cavalcade of Brass Drum and Bugle Corps Competition scheduled for June 27, 2009  
Council moved to pass Ordinance No 09-064, establishing temporary road closures and no parking zones for the Cavalcade of Brass Drum and Bugle Corps Competition scheduled for June 27, 2009.
- RFQ 09-177, PHASE III  
ENGINEERING-  
CONSTRUCTION  
INSPECTION SERVICES  
TO TRANSYSTEMS
- APPOINTMENTS TO THE  
BOARDS AND  
COMMISSIONS
- REAPPOINTMENT TO A  
BOARD OR COMMISSION
- GREAT AMERICAN YARD  
SALE
- PUBLIC IMPROVEMENTS
- CDBG WEATHERIZATION  
PROGRAM
- ORDINANCE 09-064,  
CAVALCADE OF BRASS  
DRUM AND BUGLE  
CORPS COMPETITION

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- I17**     Ordinance No 09-065, Reappropriation Bond  
Krieger informed Council that any questions or decisions pertaining to I17 should be made from the revised ordinance  
Council moved to pass Ordinance No. 09-065, reappropriation bond and allow staff to amend the FY09 and FY10 Budgets accordingly  
ORDINANCE 09-065,  
REAPPROPRIATION  
BOND
- I18**     Fees and Fines Ordinances
- I18a**    Ordinance No 09-066, establishing Section 1 of Chapter 8 of Title 10 of the Naperville Municipal Code, Creating an Administrative Bail/Bond Processing Fee  
Council moved to pass Ordinance No 09-066, establishing Section 1 of Chapter 8 of Title 10 of the Naperville Municipal Code, creating an administrative bail/bond processing fee  
ORDINANCE 09-066,  
ADMINISTRATIVE  
BAIL/BOND PROCESSING  
FEE
- I18b**    Ordinance No 09-067, Amending the Naperville Municipal Code Increasing the Minimum Penalties and Eliminating Inconsistencies Regarding Ordinance and Traffic Violations  
Council moved to pass Ordinance No 09-067, amending the Naperville Municipal Code increasing the minimum penalties and eliminating inconsistencies regarding ordinance and traffic violations  
ORDINANCE 09-067,  
ORDINANCE AND  
TRAFFIC VIOLATIONS
- I18c**    Ordinance No 09-068, amending the Naperville Municipal Code increasing the minimum fine for general ordinance violations  
Council moved to pass Ordinance No 09-068, amending the Naperville Municipal Code increasing the minimum fine for general ordinance violations  
ORDINANCE 09-068,  
INCREASING MINIMUM  
FINE
- I18d**    Ordinance No 09-069, eliminating the separate and inconsistent minimum fine for Retail Theft, which minimum fine is provided for in Section 1-4-1 of the General Penalty provision  
Council moved to pass Ordinance No 09-069, eliminating the separate and inconsistent minimum fine for Retail Theft, which minimum fine is provided for in Section 1-4-1 of the General Penalty provision  
ORDINANCE 09-069,  
GENERAL PENALTY  
PROVISION
- I19**     Ordinance No 09-070, establishing traffic controls for Ribfest 2009, July 2 – July 5  
Miller disclosed he is a member of the Exchange Club  
Council moved to pass Ordinance No 09-070, establishing traffic controls for Ribfest 2009, July 2 – July 5, 2009  
ORDINANCE 09-070,  
RIBFEST 2009
- I20**     Boy Scouts of America BB Program at the Von Oven Scout Reservation  
Council moved to approve the Boy Scouts of American BB Program at the Von Oven Scout Reservation for the Month of July 2009  
BOY SCOUT OF AMERICA  
BB PROGRAM



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**J OLD BUSINESS**

**J1 Energy Efficiency and Conservation Block Grant**

**ENERGY EFFICIENCY  
AND CONSERVATION  
BLOCK GRANT**

Krieger reviewed the decision-making process date and the resulting allocations

Cheryl Pomeroy, 1145 S. Lombard Ave , Oak Park, urged the Council to expand the funding for home energy audits, to implement low/no-cost education workshops, and explained the different levels of home energy audits and their associated costs

Stephame Hastings, 3835 Caine Court, asked Council to add \$20,000 to Line Item #5, explained that NCTV can produce an educational video for \$10,000 and to postpone the decision on parking

Jeff Jost, 735 Violet Circle, suggested additional measures to conserve energy

Joe Konopacki, 4712 Deron Ave , Lisle, conducts home performance testing and suggests funding education.

DiSanto presented the revised project funding allocation matrix based upon Council direction of May 19, 2009.

Council discussed the matrix and reached consensus as follows:

Line 2 - \$20,000, Line 5 - \$235,000, and Line 9 - \$150,000

Furstenau moved to approve project allocations for the Energy Efficiency and Conservation Block Grant Second, Wehrli

**ROLL CALL:**

**Ayes:** Furstenau, Hinterlong, Krause, Miller, Wehrli, Boyajian, Brodhead, Fieseler

**Nays:** None

**Absent:** Pradel

Motion declared carried

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

**L REPORTS AND RECOMMENDATIONS:**

**L1 Regular City Council Meeting Minutes of May 19, 2009**

**MINUTES – 5/19/09**

Krause moved to approve the Regular City Council Meeting Minutes of May 19, 2009 Second, Miller

**VOICE VOTE:** Motion declared carried

**L2 City Council Meeting Schedule**

**CITY COUNCIL MEETING  
SCHEDULE**

Krause moved to approve the City Council Meeting Schedule for June, July and August 2009 Second, Miller

**VOICE VOTE:** Motion declared carried

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**L3**      Greenhouse Gas Emissions Inventory & Best Practices for Emissions Reductions Report

Council discussed integrating the EnviroLink Committee efforts with staff, the need for a better defined method of how results will be determined and successes measured; the electric energy supply policy and how it relates to city buildings, and the recycling program.

Furstenau moved to receive the Greenhouse Gas Emissions Inventory & Best Practices for Emissions Reductions Report and directed staff to consider the recommendations for implementation and the creation of the Environmental Sustainability Strategic Plan Goal Second, Wehrli.

**VOICE VOTE:**            Motion declared carried

GREENHOUSE GAS  
EMISSIONS INVENTORY  
& BEST PRACTICES FOR  
EMISSIONS  
REDUCTIONS REPORT

**L4**      Staff Recommendation to Hire Personnel to Fill Four Vacant Positions

Council discussed not hiring the three requested officers because of the economy, but allowing the Police Department to start the hiring process which could take up to six months.

Furstenau moved to authorize the City Manager to recruit externally and hire personnel for three Police Officer position and one Telecommunicator (911) position Second, Krause

**ROLL CALL:**

**Ayes:**            Hinterlong, Krause, Miller, Wehrli, Boyajian, Brodhead,  
                         Fieseler, Furstenau

**Nays:**            None

**Absent:**          Pradel

                         Motion declared carried

STAFF  
RECOMMENDATION TO  
HIRE PERSONNEL TO  
FILL FOUR VACANT  
POSITIONS

**M**      **PUBLIC HEARING:**

**N**      **ORDINANCES AND RESOLUTIONS:**

**O**      **NEW BUSINESS:**

**O1**      Council term limits and "at-large" representation

Boyajian will facilitate this meeting as a private citizen and requested no press release be done by the city

**O2**      75<sup>th</sup> and Washington Street Project

Wehrli commended the Police Department, the Transportation, Engineering and Development Business Group, and the Department of Public Works for their efforts on this project

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O3 Train Station Motorcycle Parking

Krause questioned why only five spaces were recently released  
Robles explained that five permit holders did not renew their permits  
so those were released to the general public, and reviewed the  
notification process and methods by which residents can request a  
permit

O4 Storm Water Committee

Krause explained that charitable organizations can no longer hold car  
washes, that a \$125,000 fine is associated with an infraction, and  
urged residents to contact their congressmen  
Furstenau suggested Council draft a one-page epistle to the elected  
officials expressing dislike for this mandate

O5 Historic District Building Guidelines

Council requested the Transportation, Engineering and Development  
Business Group develop an RFP for the compilation of the Historic  
Sites Design Guidelines book

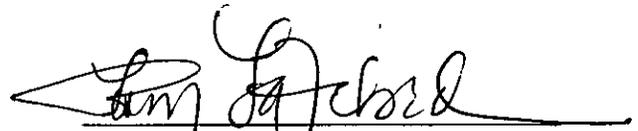
P **CLOSED SESSION:**

Q **ADJOURNMENT:**

Wehrli moved to adjourn the Regular City Council meeting of June  
2, 2009 at 9.04 p.m. Second, Miller

**VOICE VOTE:** Motion declared carried

The Regular City Council Meeting of June 2, 2009 officially adjourned at 9.04 p.m



PAM LAFERBER, Ph D  
CITY CLERK

PL.BK

