



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

CALL TO ORDER:

6:30 P.M.

**A Mayor A. George Pradel
Councilman Steve Chirico
Councilman Paul Hinterlong
Councilman Douglas Krause
Councilman Joe McElroy
Councilman Grant Wehrli
Councilman David Wentz**

Absent

**Councilwoman Judy Brodhead
Councilman Robert Fieseler**

Also Present

**City Manager, Doug Krieger
Deputy City Manager, Marcie Schatz
Assistant to City Manager, Amy Emery-Graunke
Senior Asst. City Attorney, Pat Lord
City Clerk, Pam LaFeber
Communications Manager, Linda LaCloche
Police Chief, Robert Marshall
Fire Chief, Mark Puknaitis
Deputy Chief, Richard Sander
Director of Finance, Karen DeAngelis
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
Director of Public Utilities- Water, Jim Holzapfel**

Press

Chicago Sun Times, Daily Herald, Naperville Sun

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B CLOSED SESSION:

McElroy moved to recess to Closed Session to discuss 5ILCS/120(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity; (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, Wehrli.

ROLL CALL:

Ayes: Pradel, Chirico, Hinterlong, Krause, McElroy, Wehrli, Wentz

Nays: None

Absent: Brodhead, Fieseler

Motion declared carried.

**THE MEETING RECESSED TO CLOSED SESSION AT 6:33 P.M.
CLOSED SESSION ADJOURNED AT 6:56 P.M.**

OPEN SESSION:

Mayor Pradel called the meeting back to order at 7:02 p.m.

ROLL CALL to determine Quorum:

Present: Pradel, Chirico, Hinterlong, Krause, McElroy, Wehrli, Wentz

Absent: Brodhead, Fieseler

C PLEDGE TO THE FLAG:

PLEDGE GIVEN

D AWARDS AND RECOGNITIONS:

D1 March 2014 Purchasing Month

MARCH 2014
PURCHASING MONTH

Councilman Hinterlong presented the March 2014 Purchasing Month Proclamation to Mike Bevis, Chief Procurement Officer.

E PUBLIC FORUM:

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. Second, Wehrli.

ROLL CALL:

Ayes: Pradel, Chirico, Hinterlong, Krause, McElroy, Wehrli, Wentz

Nays: None

Absent: Brodhead, Fieseler

Motion declared carried.

- | | |
|---|---|
| <p>11 <u>Cash Disbursements – 2/12/14</u></p> <p>Council moved to approve the 2/12/14 cash disbursements in the amount of \$8,421,046.38.</p> | <p>CASH DISBURSEMENTS</p> |
| <p>12 <u>Bid 14-126, Landscape Maintenance and Mowing Services</u></p> | <p>BID 14-126, LANDSCAPE
MAINTENANCE AND
MOWING SERVICES</p> |
| <p>12a Council moved to approve the award of Bid 14-126, landscape maintenance and mowing services, to Alanis Landscaping for south of 75th Street for an amount not to exceed \$103,660.00 for a two-year term.</p> | |
| <p>12b Council moved to approve the award of Bid 14-126, landscape maintenance and mowing services to Twin Oaks Landscaping for north of 75th Street, for an amount not to exceed \$136,020.00 for a two-year term.</p> | |
| <p>13 <u>Contract 12-132, Emerald Ash Borer Treatment</u></p> <p>Council moved to approve the award of option year two to Contract 12-132, emerald ash borer treatment to The Care of Trees for Treatment #1 and 2 for an amount not to exceed \$122,766.00 and to Kinnucan Company for treatment #3 for an amount not to exceed \$355,153.00 for a total award of \$477,919.00.</p> | <p>CONTRACT 12-132,
EMERALD ASH BORER
TREATMENT</p> |
| <p>14 <u>Contract 13-127, Tree Planting</u></p> <p>Council moved to approve the award of option year one to Contract 13-127, tree planting, to The Fields on Caton Farm, for an amount not to exceed \$307,500.00.</p> | <p>CONTRACT 13-127, TREE
PLANTING</p> |
| <p>15 <u>Contract 13-131, Service Lateral Lining</u></p> <p>Council moved to approve the award of option year one extension to Contract 13-131, service lateral lining, to Performance Pipelining, Inc., for an amount not to exceed \$792,000.00 plus a 3% contingency.</p> | <p>CONTRACT 13-131,
SERVICE LATERAL
LINING</p> |
| <p>16 <u>RFP 14-142, Site-Wide Signage for Naper Settlement</u></p> <p>Council moved to approve the award of RFP 14-142, site-wide signage for Naper Settlement, to Sikich, LLC for an amount not to exceed \$107,950.00.</p> | <p>RFP 14-142, SITE-WIDE
SIGNAGE FOR NAPER
SETTLEMENT</p> |
| <p>17 <u>Contract 11-117, Multi-Functional Copiers</u></p> <p>Council moved to approve the award of change order #3 to Contract 11-117, multi-functional copiers – cost-per-copy, for phase IV, to Canon Solutions America for an amount of \$25,938.24 for a four year contract period or \$6,484.56 per year, plus a 3% contingency.</p> | <p>CONTRACT 11-117, MULTI-
FUNCTIONAL COPIERS</p> |



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- I8** Contract 14-079, Roadway Snow Plowing
Council moved to approve the award of Change Order #2 to Contract 14-079, roadway snow plowing to various contractors for an amount not to exceed \$190,000.00 for a total award of \$763,250.00.
- I9** Resolution No. 14-009, Naperville Riverwalk Maintenance Agreement
Council moved to adopt Resolution No. 14-009, approving the third amendment to the Intergovernmental Agreement and Lease between the City of Naperville and Naperville Park District for the Naperville Riverwalk.
- I10** Ordinance No. 14-012, 2014 Memorial Day Parade
Council moved to pass Ordinance No. 14-012, to establish temporary street closures and parking restrictions for the 2014 Memorial Day Parade and issue a Special Event Permit for the event.
- I11** Ordinance No. 14-013, 2014 360 Youth Services Spring Ahead 5K and 10K Run
Council moved to pass Ordinance No. 14-013, to establish temporary street closures for the 2014 360 Youth Services Spring Ahead 5K and 10K Run on May 4, 2014 and approve a amplifier permit and special event permit for the event.
- I12** Ashwood Pointe Phases 2A and 2B, PZC 13-1-155 and 156
- I12a** Ordinance No. 14-014, Ashwood Pointe Phase 2a
Council moved to pass Ordinance No. 14-014, approving a final subdivision plat for Ashwood Pointe Phase 2a.
- I12b** Ordinance No. 14-015, Ashwood Pointe Phase 2b
Council moved to pass Ordinance No. 14-015, approving a final subdivision plat for Ashwood Pointe Phase 2b.
- J** **OLD BUSINESS:**
- J1** Movie Theater liquor license classification
Wehrli moved to remove this item from the agenda. Second, Hinterlong.
VOICE VOTE: Motion declared carried.
- K** **AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:**
- L** **REPORTS AND RECOMMENDATIONS:**
- L1** City Council Meeting Schedule
Hinterlong moved to approve the City Council meeting schedule for March, April and May 2014 and changing "May" to "March." Second, Wentz.
VOICE VOTE: Motion declared carried.
- CONTRACT 14-079,
ROADWAY SNOW
PLOWING**
- RESOLUTION NO. 14-009,
NAPERVILLE RIVERWALK
MAINTENANCE
AGREEMENT**
- ORDINANCE NO. 14-012,
2014 MEMORIAL DAY
PARADE**
- ORDINANCE NO. 14-013,
2014 360 YOUTH
SERVICES SPRING AHEAD
5K AND 10K RUN**
- ASHWOOD POINTE
PHASES 2A AND 2B, PZC
13-1-155 & 156**
- ORDINANCE NO. 14-014,
ASHWOOD POINTE PHASE
2A**
- ORDINANCE NO. 14-015,
ASHWOOD POINTE PHASE
2B**
- MOVIE THEATER LIQUOR
LICENSE CLASSIFICATION**
- CITY COUNCIL MEETING
SCHEDULE**



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L2 Regular City Council Minutes

REGULAR CITY COUNCIL
MINUTES

Wehrli moved to approve the regular city council meeting minutes of February 18, 2014. Second, Chirico.

VOICE VOTE: Motion declared carried.

Abstain: Pradel

L3 Renewable Energy Grant – 12.2 kW Solar Energy System

RENEWABLE ENERGY
GRANT – 12.2 KW SOLAR
ENERGY SYSTEM

Chirico moved to approve the recommended Renewable Energy Grant to the Naperville Park District. Second, Hinterlong.

ROLL CALL:

Ayes: Chirico, Hinterlong, Krause, McElroy, Wehrli, Wentz, Pradel

Nays: None

Absent: Brodhead, Fieseler

 Motion declared carried.

L4 2014 Legislative Action Plan

2014 LEGISLATIVE
ACTION PLAN

Council discussed the process to determine the priorities.

Hinterlong moved to approve the 2014 Legislative Action Plan. Second, Chirico.

ROLL CALL:

Ayes: Hinterlong, Krause, McElroy, Wehrli, Wentz, Pradel, Chirico

Nays: None

Absent: Brodhead, Fieseler

 Motion declared carried.

M **PUBLIC HEARINGS:**

M1 JSG Annexation, PZC 13-1-086

JSG ANNEXATION, PZC 13-
1-086

Clerk's Note: Wehrli recused himself due to a conflict of interest and left the dais at 7:15 p.m.

M1a Vacation of the Columbia Street right-of-way along the west side of the properties to allow parties to reach a mutually agreed upon resolution for division of the requested vacated right-of-way

M1b JSG annexation agreement for the properties located at 705 Parkside Road and 626 Columbia Street

Public Hearing

Pradel opened the public hearing at 7:15 p.m.

Win Wehrli, 104 S. Parkway and Petitioner's Attorney, requested annexation of the unincorporated properties located at 705 Parkside Road and 626 S. Columbia Street and rezoning of the properties to R1B (medium-density single-family residence district) upon annexation. In addition, the petitioner is requesting vacation of the portion of Columbia Street adjacent to the two properties and re-subdivide the properties into two lots facing Parkside Road.



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M1b JSG annexation agreement for the properties located at 705 Parkside Road and 626 Columbia Street

Public Hearing - Continued

Dick Fürstenau, 709 Zaininger, discussed the public process and flooding concerns.

Council said all requirements are being followed and that some Council members visited the area in question.

Novack explained the long-term storm management/flooding solution, funding for the infrastructure, and installation timeline.

Chirico moved to close the public hearing at 7:22 p.m. Second, Krause.

VOICE VOTE: Motion declared carried.

Wentz moved to reopen the public hearing at 7:23 p.m. Second, Chirico.

VOICE VOTE: Motion declared carried.

Daniel Bukowski, 702 Wright Street, requested that flooding issues be addressed.

Lord recommended that the public hearing be continued so interested parties can work toward an agreement.

Krieger explained the number of votes needed for approval and suggested the topic be continued to April 1.

Chirico moved to continue the public hearing of the JSG annexation agreement for the properties located at 705 Parkside Road and 626 Columbia Street to April 1. Second, Wentz.

VOICE VOTE: Motion declared carried.

Abstain: Wehrli

Krause moved to open and continue the public hearing of the vacation of the Columbia Street right-of-way along the west side of the properties to allow parties to reach a mutually agreed upon resolution for division of the requested vacated right-of-way. Second, Hinterlong.

VOICE VOTE: Motion declared carried.

Abstain: Wehrli

Clerk's Note: Wehrli returned to the dais at 7:27 p.m.

N **ORDINANCES AND RESOLUTIONS:**

N1 IMRF Audit

Krause invoked Council Rules.

Wehrli objected.

ROLL CALL on the Objection:

Ayes: McElroy, Wehrli, Wentz, Pradel, Chirico, Hinterlong

Nays: Krause

Absent: Brodhead, Fieseler

Motion declared carried.



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Council discussed the members that were absent and how they wished to vote.

Chirico moved to create an Omnibus Ordinance to approve items N1a-d. Second, Hinterlong.

N1a Resolution No. 14-010, Termination of Participation by Elected Officials in the Illinois Municipal Retirement Fund (IMRF)

Wehrli made a Motion in Substitution to adopt Resolution No. 14-010, relating to termination of participation by elected officials in the Illinois Municipal Retirement Fund effective March 4, 2014. Second, Chirico.

ROLL CALL:

Ayes: McElroy, Wehrli, Wentz, Pradel, Chirico, Hinterlong, Krause

Nays: None

Absent: Brodhead, Fieseler

Motion declared carried.

RESOLUTION NO. 14-010,
TERMINATION OF
PARTICIPATION BY
ELECTED OFFICIALS IN
THE IMRF

N1b Ordinance No. 14-016, delete pension participation from the benefits for council members

Wehrli moved to waive first reading and pass Ordinance No. 14-016, amending Section 1-5-3 of the Naperville Municipal Code to delete pension participation from the benefits for Council members. Second, Hinterlong.

ROLL CALL:

Ayes: Wehrli, Wentz, Pradel, Chirico, Hinterlong, Krause, McElroy

Nays: None

Absent: Brodhead, Fieseler

Motion declared carried.

ORDINANCE NO. 14-016,
DELETE PENSION
PARTICIPATION FROM
THE BENEFITS FOR
COUNCIL MEMBERS

N1c Resolution No. 14-011, relating to Sick Leave Donations to Retirement Health Savings Plans upon retirement

Wehrli moved to adopt Resolution No. 14-011, relating to Sick Leave Donations to Retirement Health Savings Plans upon retirement. Second, Hinterlong.

VOICE VOTE: Motion declared carried.

RESOLUTION NO. 14-011,
SICK LEAVE DONATIONS
TO RETIREMENT HEALTH
SAVINGS PLANS

N1d Resolution No. 14-012, Pensionability of Internet and Cell Phone Benefits

Wehrli moved to adopt Resolution No. 14-012, relating to the pensionability of internet and cell phone benefits until May 4, 2015. Second, Hinterlong.

ROLL CALL:

Ayes: Wentz, Pradel, Chirico, Hinterlong, Krause, McElroy, Wehrli

Nays: None

Absent: Brodhead, Fieseler

Motion declared carried.

RESOLUTION NO. 14-012,
PENSIONABILITY OF
INTERNET AND CELL
PHONE BENEFITS

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- N2** Ordinance No. 14-017, Calamos Headquarters and CityGate Centre 2020 ORDINANCE NO. 14-017,
Wehrli moved to pass Ordinance No. 14-017, granting an extension to CALAMOS
Ordinance 12-018, to allow continued use of a temporary parking facility at HEADQUARTERS AND
Calamos Headquarters and City Gate Centre until the commencement of the CITYGATE CENTRE 2020
development's Phase 2 construction or October 7, 2019 whichever occurs
first. Second, Hinterlong.
- ROLL CALL:**
Ayes: Pradel, Chirico, Hinterlong, Krause, McElroy, Wehrli, Wentz
Nays: None
Absent: Brodhead, Fieseler
 Motion declared carried.
- N3** Ordinance No. 14-018, Body Piercing Definition ORDINANCE NO. 14-018,
Wehrli moved to waive the first reading and pass Ordinance No. 14-018, BODY PIERCING
amending Title 4, Chapter 7, Sections 1 and 4 of the Naperville Municipal DEFINITION
Code excluding ear piercing from the body piercing definition and
associated regulations. Second, Hinterlong.
- ROLL CALL:**
Ayes: Chirico, Hinterlong, Krause, McElroy, Wehrli, Wentz, Pradel
Nays: None
Absent: Brodhead, Fieseler
 Motion declared carried.
- N4** Resolution No. 14-013, FY 2015-2019 Capital Improvement Program RESOLUTION NO. 14-013,
Wehrli moved to adopt Resolution No. 14-013, approving the FY 2015-2019 FY 2015-2019 CAPITAL
Capital Improvement Program (CIP). Second, Hinterlong. IMPROVEMENT
PROGRAM
- ROLL CALL:**
Ayes: Hinterlong, Krause, McElroy, Wehrli, Wentz, Pradel, Chirico
Nays: None
Absent: Brodhead, Fieseler
 Motion declared carried.
- N5** Resolution No. 14-014, DuPage Mayors and Managers Legislative Priorities RESOLUTION NO. 14-014,
Chirico moved to adopt Resolution No. 14-014, endorsing the 2014 DUPAGE MAYORS AND
Municipal Legislative Priorities of DuPage Mayors and Managers MANAGERS LEGISLATIVE
Conference. Second, Wentz. PRIORITIES
- ROLL CALL:**
Ayes: Krause, McElroy, Wehrli, Wentz, Pradel, Chirico, Hinterlong
Nays: None
Absent: Brodhead, Fieseler
 Motion declared carried.
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N6 Resolution No. 14-015, Progressive Income Tax

RESOLUTION NO. 14-015,
PROGRESSIVE INCOME
TAX

Krause moved to adopt Resolution No. 14-015, opposing any graduated, progressive Illinois State income tax. Second, Wehrli.

McElroy made a Motion in Substitution to eliminate "Sound tax policy should reward work effort, saving, investment, risk-taking, and entrepreneurship to promote self-sustaining prosperity." Second, Chirico.

VOICE VOTE: Motion declared carried.

O **NEW BUSINESS**

O1 Review of CIP

Council directed staff to forward the following CIP items to the Financial Advisory Board (FAB) for review: fueling station, automated meter reading, LED street lights, and electric vehicle charging station.

Council discussed the appropriateness of having FAB review the entire CIP.

O2 Police and Fire department efforts for St. Baldrick's

Hinterlong thanked the Police and Fire departments for their St. Baldrick's efforts.

O3 Native plants in new developments

Hinterlong requested that more native plants be included in the landscaping of new developments.

O4 Naper Notify system

Wentz commended staff for their test of the Naper Notify system.

LaCloche discussed lessons learned from the test.

P **CLOSED SESSION:**

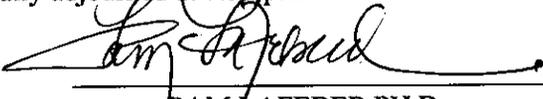
Q **ADJOURNMENT:**

ADJOURNMENT

Wehrli moved to adjourn the Regular City Council meeting of March 4, 2014 at 7:51p.m. Second, Hinterlong.

VOICE VOTE: Motion declared carried.

The Regular City Council Meeting of March 4, 2014 officially adjourned at 7:51 p.m.


PAM LAFERBER PH.D.
CITY CLERK

PL: BK

