



**CITY COUNCIL MEETING OF NOVEMBER 1, 2011
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL
APPROVED BY THE CITY COUNCIL ON
November 15, 2011 AS WRITTEN.**

CALL TO ORDER:

5:30 P.M.

A Mayor A. George Pradel
Councilman Judy Brodhead
Councilman Steve Chirico
Councilman Robert Fieseler
Councilman Douglas Krause
Councilman Joe McElroy
Councilman Kenn Miller
Councilman Grant Wehrli

Absent

Councilman Paul Hinterlong

Also Present

City Manager, Doug Krieger
Assistant City Manager, Robert Marshall
City Clerk, Pam LaFeber
City Attorney, Margo Ely
Fire Chief, Mark Puknaitis
Police Chief, David E. Dial
Finance Director, Karen DeAngelis
T.E.D. Business Group Director, Marcie Schatz
T.E.D. Operations Manager, 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

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

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B. CLOSED SESSION:

Krause moved to recess to Closed Session to discuss 5ILCS/120(c) (2) Collective negotiating matters between the public body and its employees or their representatives; (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, Wehrli.

ROLL CALL:

Ayes: Pradel, Brodhead, Chirico, Fieseler, Krause, McElroy, Miller, Wehrli

Nays: None

Absent: Hinterlong

Motion declared carried.

THE MEETING RECESSED TO CLOSED SESSION AT 5:35 P.M.

CLOSED SESSION ENDED AT 6:06 P.M.

OPEN SESSION

MAYOR PRADEL CALLED THE MEETING BACK TO ORDER AT 7:00 P.M.

ROLL CALL to determine Quorum:

Present: Pradel, Brodhead, Chirico, Fieseler, Krause, McElroy, Miller, Wehrli

Absent: Hinterlong

C. PLEDGE TO THE FLAG:

PLEDGE GIVEN

D AWARDS AND RECOGNITIONS:

D1 North Central College Day Proclamation

Councilman Bob Fieseler proclaimed November 11, 2011 as North Central College Day in celebration of its 150th birthday and presented the proclamation to Dr. Harold Wilde, North Central College President.

NORTH CENTRAL
COLLEGE DAY
PROCLAMATION

E PUBLIC FORUM:

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, Wehrli.

VOICE VOTE: Motion declared carried.

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I CONSENT AGENDA:

Miller moved to approve the Consent Agenda. Second, Wehrli.

ROLL CALL:

Ayes: Pradel, Brodhead, Chirico, Fieseler, Krause, McElroy, Miller, Wehrli

Nays: None

Absent: Hinterlong

Motion declared carried.

I1 Cash Disbursements – 10/13/2011

Council moved to approve the October 13, 2011 cash disbursements in the amount of \$16,629,614.20.

CASH DISBURSEMENTS –
10/13/11

I2 Bid 12-085, Uniform Rentals

BID 12-085, UNIFORM
RENTALS

I3 Procurement 12-099, Life Insurance

Council moved to approve Procurement 12-099, basic life, AD&D and optional life insurance be awarded to ING for a three year period January 1, 2012 through December 31, 2014 for an amount not to exceed \$408,194.00.

PROCUREMENT 12-099,
LIFE INSURANCE

I4 Appointments to Boards and Commissions

Council moved to approve the Mayoral appointments of Bruce Hanson to the Naperville Public Library Board and Steve Frost to the Planning and Zoning Commission.

APPOINTMENTS TO
BOARDS AND
COMMISSIONS

I5 Student Representatives to Boards and Commissions

Council moved to approve the Mayoral appointments of student representatives to the Boards and Commissions.

STUDENT
REPRESENTATIVES TO
BOARDS AND
COMMISSIONS

I6 Tax Levy, SSA #21, SSA #24 and SSA #23

Council moved to set the public hearing date on the City's tax levy, SSA #21, SSA#24, and SSA #23 Tax Levy for November 15, 2011.

TAX LEVY, SSA #21, SSA
#24 AND SSA #23

I7 Ordinance No. 11-153, 712 Mulberry Court, PCZ 11-1-115

Council moved to pass Ordinance No. 11-153, granting a variance from Section 6-6A-7:1 (R1a Low-Density Single-Family Residence District: Yard Requirements) of the Naperville Municipal Code to reduce the front yard setback requirement from 30' to 25.6' in order to accommodate a portico at 712 Mulberry Court, PCZ 11-1-115.

ORDINANCE NO. 11-153, 712
MULBERRY COURT, PCZ 11-
1-115

I8 Ordinance No. 11-154, Centennial Beach Seasonal Bus Stop on Jackson Avenue

Council moved to pass Ordinance No. 11-154, to establish a seasonal bus stop and revise the No-Parking Zone on the south side of Jackson Avenue.

ORDINANCE NO. 11-154,
CENTENNIAL BEACH
SEASONAL BUS STOP

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- I9** Ordinance No. 11-155, Water Street District, PC #1630
Council moved to pass Ordinance No. 11-155, approving an extension to the effective period for the Water Street planned unit development to December 31, 2013, PC 1630. ORDINANCE NO. 11-155,
WATER STREET DISTRICT,
PC #1630
- I11** Ordinance No. 11-156, 2011 Volume Cap
Council moved to pass Ordinance No. 11-156, approving the transfer of \$13,647,795.00 of the 2011 Volume Cap to the Will Kankakee Regional Development Authority. ORDINANCE NO. 11-156,
2011 VOLUME CAP
-
- K1** RFP 10-139, Naperville Smart Grid Initiative Consultant (NSGI) – Phase 3-2012
Tom Glass, 1304 Old Dominion Road, spoke against the workaround solution and asked about additional money being paid to West Monroe and staff travel. RFP 10-139, NAPERVILLE
SMART GRID INITIATIVE
(NSGI) – PHASE 3-2012
- Krieger stated that a report is being completed for bi-monthly reads and explained why the \$70 meter is not compatible with the workaround option. He also said that technology is always improving and staff anticipates updates to the infrastructure in the future.
- Ely stated that all staff travel is legal and allowed by the contract.
- Bruce Jones, 1124 Langley Circle, spoke in favor of the Smart grid infrastructure and the Ambassador program.
- George Isaac, 1136 Dickens Avenue, discussed meter security and asked Council to place a moratorium on meter deployment.
- Curran said that a full security plan will be tested and that the final plan must be approved by the Department of Energy. He said that the city began discussing Smart meter technologies 15 years ago and the actual Smart meters approximately 10 years ago.
- Kim Bendis, 2207 Mercer Court, spoke against the Smart grid initiative.
- Council discussed transparency of project information to residents and Council, when Smart grid initiative was approved, and what happens if the contract is terminated.
- Donna Allen, 221 Bay Colony Drive, stated that there are residents that still need to be educated on the initiative and asked to be assured that the benefits outweigh the risks.
- Krieger clarified that West Monroe holds the rights to the open platform that allows the different systems to populate, send and draw information.



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- K1** RFP 10-139, Naperville Smart Grid Initiative Consultant (NSGI) – Phase 3-2012 Continued RFP 10-139, NAPERVILLE SMART GRID INITIATIVE (NSGI) – PHASE 3-2012
- Wehrli moved to approve the award of RFP 10-139, Naperville Smart Grid Initiative Consultant – Phase 3-2012 for 2011, to West Monroe Partners for the amount of \$1,453,000.00. Second, Chirico.
- ROLL CALL:**
Ayes: Pradel, Brodhead, Chirico, Fieseler, McElroy, Miller, Wehrli
Nays: Krause
Absent: Hinterlong
Motion declared carried.
- I10** Ordinance No. 11-157, Utility Construction Reimbursement and Code Compliance Agreement – Busse Aurora, LLC ORDINANCE NO. 11-157, AGREEMENT – BUSSE AURORA, LLC
- Holzappel stated that many agreements have been satisfied with the exception of some sidewalk improvements. Other annexations were not signed by the property owners and the city will need to work with them individually to secure elements noted in the agreements. The Busse agreement is a side agreement and is easier to administer because it has recapture provisions and no sunset language. The city will have recourse in the future, however it will be at the time of building permit rather than the dates noted in the documents.
- Miller moved to pass Ordinance No. 11-157, authorizing an agreement between the city and Busse Aurora, LLC establishing a reimbursement schedule for utilities constructed by the city and obligating Universal to bring the subject property into compliance with the Municipal Code. Second, Chirico.
- ROLL CALL:**
Ayes: Chirico, Fieseler, Krause, McElroy, Miller, Wehrli, Pradel, Brodhead
Nays: None
Absent: Hinterlong
Motion declared carried.
- I12** Parking Fines PARKING FINES
- Council discussed the increase and how best to modify parking patterns.
- Dial stated that he has spoken to the president of North Central College and he supports the proposed increase and requested a media campaign notifying residents/visitors of the change.
- Council discussed increasing the proposed fire lane parking violations but stated all fees need to be fair to not prohibit people from coming to the downtown.
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K2 Contract 09-017, Red Light Photo Enforcement

**CONTRACT 09-017, RED
LIGHT PHOTO
ENFORCEMENT**

Council discussed the two cameras that are being removed due to the construction on Route 59, the crash data received from the camera at Ogden and Aurora, and what other locations have a high number of crashes/injuries.

Schatz stated that some intersections along 75th Street would be good candidates for the cameras, however there are no other intersections where the crash data can justify the installation of a camera. She went on to say that three years of crash data is required for installation at a state intersection. She said that safety should improve after the Route 59 construction.

DeAngelis stated not renewing the Redflex contract will result in a \$186,000 revenue shortfall for FY 2012-2013.

Wehrli moved to approve the award of option year one to Contract 09-017, Red Light Photo Enforcement, to Redflex Traffic Systems, Inc., for an amount not to exceed \$348,540.00. Second, Miller.

ROLL CALL:

Ayes: McElroy, Miller, Pradel, Brodhead

Nays: Wehrli, Chirico, Fieseler, Krause

Absent: Hinterlong

Motion declared **not** carried.

K3 Procurement 12-098, Medical Insurance

**PROCUREMENT 12-098,
MEDICAL INSURANCE**

Krause moved to approve the award of Procurement 12-098, the City's medical insurance contract to Blue Cross Blue Shield of Illinois for one year for an amount not to exceed \$16,572,735.00. Second, Wehrli.

ROLL CALL:

Ayes: Miller, Wehrli, Pradel, Brodhead, Chirico, Fieseler,
 Krause, McElroy

Nays: None

Absent: Hinterlong

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 November and December 2011 and January 2012. Second, Miller.

VOICE VOTE: Motion declared carried.

L2 Regular City Council Meeting Minutes of October 18, 2011

**REGULAR CITY COUNCIL
MEETING MINUTES**

Miller moved to approve the Regular City Council Meeting Minutes of October 18, 2011 as amended. Second, Chirico

VOICE VOTE: Motion declared carried.

Abstain: Fieseler, Hinterlong.

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L3 Rehire Police Officer from the Lay-Off Rehire Eligibility List REHIRE POLICE OFFICER

Wehrli moved to authorize the City Manager to rehire one police officer from the layoff rehire eligibility list. Second, Chirico.

ROLL CALL:

Ayes: Wehrli, Pradel, Brodhead, Chirico, Fieseler, Krause, McElroy, Miller

Nays: None

Absent: Hinterlong

Motion declared carried.

N **ORDINANCES AND RESOLUTIONS:**

O **NEW BUSINESS**

O1 Smart meter

Brodhead clarified that she was quoting the British Medical Journal not the World Health Organization (WHO) literature during the earlier discussion.

Wehrli stated that he will provide the date of the article he referenced.

O2 Plan Commissioner

McElroy wished Plan Commissioner Messer a Happy Birthday.

O3 Transportation Advisory Board Appointment

Fieseler acknowledged Steve Frost for his service on the Transportation Advisory Board and congratulated him on his appointment to the Planning and Zoning Commission.

P **CLOSED SESSION:**

CLOSED SESSION

Q **ADJOURNMENT:**

ADJOURNMENT – 8:56 P.M.

Wehrli moved to adjourn the Regular City Council meeting of November 1, 2011 at 8:56 p.m. Second, Miller.

VOICE VOTE: Motion declared carried.

The Regular City Council Meeting of November 1, 2011 officially adjourned at 8:56 p.m.


PAM LAFEBER PH.D.
CITY CLERK

PL: BK

