



**CITY COUNCIL MEETING OF FEBRUARY 21, 2012  
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL  
APPROVED BY THE CITY COUNCIL ON  
March 6, 2012 AS WRITTEN.**

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**CALL TO ORDER:**

6:30 P.M.

- A** Mayor A. George Pradel  
Councilman Judy Brodhead  
Councilman Steve Chirico  
Councilman Robert Fieseler  
Councilman Paul Hinterlong-participated by teleconference at 6:35 p.m.  
Councilman Douglas Krause  
Councilman Joe McElroy  
Councilman Kenn Miller  
Councilman Grant Wehrli

Absent

None

Also Present

City Manager, Doug Krieger  
Assistant City Manager, Robert Marshall  
City Clerk, Pam LaFeber  
City Attorney, Margo Ely  
Fire Chief, Mark Puknaitis  
Deputy Police Chief, Gary Bolt  
Finance Director, Karen DeAngelis  
T.E.D. Business Group Director, Marcie Schatz  
T.E.D. Operations Manager, Allison Laff  
City Engineer, Bill 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

A handwritten signature in black ink, appearing to be the initials 'G' followed by a flourish.

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**B CLOSED SESSION:**

Wehrli 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; (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, Krause.

**ROLL CALL:**

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

**Nays:** None

Motion declared carried.

Wehrli moved to allow Councilman Hinterlong to participate via teleconference. Second, Miller.

**VOICE VOTE:** Motion declared carried.

**THE MEETING RECESSED TO CLOSED SESSION AT 6:35 P.M.**

**CLOSED SESSION ENDED AT 7:04 P.M.**

**OPEN SESSION:**

**MAYOR PRADEL CALLED THE MEETING BACK TO ORDER AT 7:08 P.M.**

**ROLL CALL to determine Quorum:**

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

**Absent:** None

**C PLEDGE TO THE FLAG:**

PLEDGE GIVEN

**D AWARDS AND RECOGNITIONS:**

**D1 Benet Academy Proclamation**

Councilman Krause proclaimed March 2, 2012 as the 125<sup>th</sup> Anniversary of Benet Academy and presented the proclamation to Stephen Marth, Principal of Benet Academy.

BENET ACADEMY  
PROCLAMATION

**D2 100<sup>th</sup> Anniversary of Hadassah Proclamation**

Councilman Krause proclaimed February 24, 2012 as the 100<sup>th</sup> Anniversary of Hadassah and presented the proclamation to Paulette Goodman and members of the DuPage-Will County Hadassah.

100<sup>TH</sup> ANNIVERSARY OF  
HADASSAH -  
PROCLAMATION

**E PUBLIC FORUM:**

**E1 Signs**

Mike Strick, 3827 Looking Post Court, spoke about changeable copy signs and asked Council to decrease the change interval.

Novack stated that the IDOT standard of a ten-second interval is appropriate for Naperville.

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- E2**      Truth and Government  
Gerard H. Schilling, 908 Carson Court, spoke about the cost of smart meters.
- E3**      Smart Meter  
Jerry Lennon, 7719 Butternut, discussed the effect of radiation on tumor cells.
- E4**      Smart Grid  
Jeff Perkins, 1356 Middleburg Road, discussed the cost of manual reads and stated meters do not need to be read each month.
- E5**      Smart Meters  
Kim Bendis, 2207 Mercer Court, discussed City and vendor emails related to smart meters.
- E6**      Smart Grid  
Tom Glass, 1304 Old Dominion Road, discussed City and vendor emails related to smart meters.
- E7**      Smart Grid  
Glenn Mendoza, 2734 Seiler Drive, discussed the smart meter testing conducted by the City.
- E8**      Smart Meters  
Eric Schoedel, 1219 Windemere Avenue, discussed smart meter return on investment.
- E9**      Smart Grid  
Amanda Rykov, 2763 Blakely Lane, discussed the report issued by American Academy of Environmental Medicine and the University of Albany regarding wireless smart meters
- E10**     Smart Meters  
Jennifer Stahl, 1427 Westglen, discussed the City's mission statement, values, and Code as they relate to smart meters.
- E11**     Smart Meters  
Dave Bendis, 2207 Mercer Court, discussed the transparency of the project.
- E12**     Smart Meters  
Susan Galle, 1280 Lance Lane, Carol Stream, spoke against the smart meter initiative.
- E13**     Smart Grid  
John Krummen, 2640 Haddassah Drive, discussed the benefits of the smart meter initiative.

Krieger explained that the smart grid project will continue to move forward and that the Council would not do anything to jeopardize the safety of residents. He said that it is easy to take what has been written about the project out of context, that the issues that have been raised over the months are taken seriously by staff and Council, and that no new evidence has been presented to justify stopping implementation.



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Ely confirmed that a resident complaint had been filed with the IEPA but the City has not been asked to provide information.

Curran updated the Council on status of meter installation.

**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.

**I CONSENT AGENDA:**

Miller moved to approve the Consent Agenda with the exception of item I13. Second, Krause.

**ROLL CALL:**

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

**Nays:** None  
Motion declared carried.

**I1 Cash Disbursements – 2/1/12**

Council moved to approve the 2/1/12 cash disbursements in the amount of \$6,173,422.22.

CASH DISBURSEMENTS  
– 2/1/12

**I2 Regular City Council Meeting Minutes of February 7, 2012**

Council moved to approve the Regular City Council Meeting Minutes of February 7, 2012.

REGULAR CITY  
COUNCIL MEETING  
MINUTES – 2/7/12

**I3 Contract 08-121, Janitorial/Custodial Services**

Council moved to approve the award of option year three and final to Contract 08-121, Janitorial/Custodial Services to Mlady Maintenance for an amount not to exceed \$345,000.00.

CONTRACT 08-121,  
JANITORIAL/CUSTODIAL  
SERVICES

**I4 Contract 08-146, Fuel Tank Wagon**

Council moved to approve the award of option year two (April 1, 2012-March 31, 2013) Extension to Contract 08-146, fuel tank wagon, to Feece Oil for an amount not to exceed \$200,000.00.

CONTRACT 08-146, FUEL  
TANK WAGON

**I5 Contract 10-142, Landscape Maintenance**

CONTRACT 10-142,  
LANDSCAPE  
MAINTENANCE AND  
MOWING SERVICES

**I5a Contract 10-142, North and South of 75<sup>th</sup> Street**

Council moved to approve the award of option year one (April 1, 2012-March 31, 2013) to Contract 10-142, landscape maintenance and mowing services, to Alaniz Landscaping for north and south of 75<sup>th</sup> Street for an amount not to exceed \$85,082.00.

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- I5b**     Contract 10-142, Specialty Sites  
Council moved to approve the award of option year one (April 1, 2012-March 31, 2013) to Contract 10-142, landscape maintenance and mowing services for the specialty sites, including mowing 10 fire stations, to Sebert Landscaping for an amount not to exceed \$93,398.00.
- I6**     Contract NPW-012-FY12B, Data Center Air Conditioning Upgrade     CONTRACT NPW-012-FY12B, DATA CENTER AIR CONDITIONING UPGRADE  
Council moved to approve the award of Job Order Contract NPW-012-FY12B, CIP MB159, data center air conditioning upgrade to F.H. Paschen, LLC for an amount not to exceed \$153,708.00 and authorize the transfer of funds.
- I7**     Contract 10-011, Rehabilitation of Sanitary Sewer Laterals     CONTRACT 10-011, REHABILITATION OF SANITARY SEWER LATERALS  
Council moved to approve the award of option year two extension (May 1, 2012-April 30, 2013) to Utility Funded, Contract 10-011, rehabilitation of sanitary sewer laterals, to Performance Pipelining, Inc. for an amount not to exceed \$960,950.00.
- I8**     Contract 10-158, Water Meter Replacement Program Services     CONTRACT 10-158, WATER METER REPLACEMENT PROGRAM SERVICES  
Council moved to approve the award of option year 2 extension (May 1, 2012-April 30, 2013) to Utility Funded Contract 10-058, water meter replacement program services to Expert Plumbing for an amount not to exceed \$123,837.50.
- I9**     Bid 12-097, Tertiary Sand Filters     BID 12-097, TERTIARY SAND FILTERS  
Council moved to approve the award of utility-funded Bid 12-097, CIP WWU28, tertiary sand filters, to Joseph J. Henderson & Sons, Inc., for an amount not to exceed \$1,298,000.00 plus a 3% contingency.
- I10**    Contract 07-158, Multi-Functional Copiers     CONTRACT 07-158, MULTI-FUNCTIONAL COPIERS  
Council moved to approve the award of a 120-day extension (January 1, 2012 – April 30, 2012) of Phase II for Contract 07-158, multi-functional copiers (cost-per-copy) to IKON Office Solutions for an amount not to exceed \$14,973.37.
- I11**    Contract 11-151, Tree Planting     CONTRACT 11-151, TREE PLANTING  
Council moved to approve the award of option year one extension (March 1, 2012 – February 28, 2013) to Contract 11-151, tree planting, to St. Aubin Nursery, for an amount not to exceed \$432,500.00.
- I12**    Resolution No. 12-006, Sale of Property along IL Route 59     RESOLUTION NO. 12-006, SALE OF PROPERTY ALONG IL ROUTE 59  
Council moved to adopt Resolution No. 12-006, approving the sale of property along IL Route 59, to the Illinois Department of Transportation and directing the City Manager and City Council to execute the deed and other documents to convey title to the property.



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**I14**      Ordinance No. 12-015, Towing Procedures

ORDINANCE NO. 12-015  
TOWING PROCEDURES

Council moved to waive first reading and pass Ordinance No. 12-015, amending Title 11 (Motor Vehicles and Traffic), Chapter 5 (Motor Vehicle Tows), Article B (Towing Procedure) to revise the fees to be a uniform \$300.00 fee and automatically schedule an administrative hearing.

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**Clerk's Note:** Chirico recused himself to avoid the appearance of a conflict of interest and left the dais at 8:11 p.m.

**I13**      903 Stanton Drive, PCZ 11-1-159

903 STANTON DRIVE,  
PCZ 11-1-159

**Option A**      Concur with staff and petitioner and approve a 6' fence with screening

Bob Covert, 928 Hobson Road, urged Council to approve Option B.

Lisa Groskopf, Petitioner and 903 Stanton Court, discussed the reasons for variance request.

Amy Martin, 920 Hobson Road, urged Council to approve Option B.

Karen Coleman, 1012 Sanctuary Lane, urged Council to approve Option B.

Laff displayed the fence recommended by the Planning and Zoning Commission and the alternate options. She discussed the Zoning Code requirements and the Hobson Road Study parameters. She stated that any other property in Naperville, aside from those on Hobson Road can, by right, install a fence.

Krause moved to concur with staff and the petitioner and direct preparation of an ordinance approving a 6' fence along the rear property line of 903 Stanton Drive, subject to the conditions that either a 2' ornamental top be provided, or additional landscaping be provided along the exterior of the fence to provide a 50% screening. Second, Fieseler.

**ROLL CALL:**

**Ayes:**      Fieseler, Krause

**Nays:**      Brodhead, Hinterlong, McElroy, Miller, Wehrli, Pradel

**Absent:**     Chirico

Motion declared **not** carried.



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I13      903 Stanton Drive, PCZ 11-1-159    **Continued**

903 STANTON DRIVE,  
PCZ 11-1-159

**Option**    Concur the Planning and Zoning Commission and approve a 6' open  
**B**            fence excluding chain link

McElroy moved to concur with the Planning and Zoning Commission and direct preparation of an ordinance approving a 6' open fence along the rear property line of 903 Stanton Drive excluding chain link. Second, Wehrli.

**ROLL CALL:**

**Ayes:**      Hinterlong, McElroy, Miller, Wehrli, Pradel, Brodhead  
**Nays:**      Fieseler, Krause  
**Absent:**     Chirico  
                 Motion declared carried.

**Clerk's Note:** Chirico returned to the dais at 8:35 p.m.

**J**            **OLD BUSINESS:**

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

**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 2012. Second, Miller.

**VOICE VOTE:**      Motion declared carried.

**L2**          9-1-1 Telecommunicator position

9-1-1  
TELECOMMUNICATOR  
POSITION

Wehrli moved to authorize the City Manager to recruit externally and fill one vacant 9-1-1 telecommunicator position in the Police Department. Second, Miller.

**ROLL CALL:**

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

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**L3**      Temporary/Seasonal Personnel

TEMPORARY/SEASONAL  
PERSONNEL

Council discussed the City nepotism policy, hiring Naperville students first, and that relatives of employees should not be eligible for seasonal/temporary assignments.

Wehrli moved to authorize the City Manager to recruit externally and hire 28 temporary/seasonal personnel and to exclude children and grandchildren of employees and City Council members from the eligibility pool. Second, Chirico.

**ROLL CALL:**

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

**Nays:**      None

                 Motion declared carried.

**L4**      Vacant Project Engineer and Community Planner Position

VACANT PROJECT  
ENGINEER &  
COMMUNITY PLANNER  
POSITION

Chirico moved to grant approval to recruit externally and fill one vacant project engineer and one vacant community planner position in the Department of Transportation, Engineering and Development. Miller.

**ROLL CALL:**

**Ayes:**      McElroy, Miller, Wehrli, Pradel, Brodhead, Chirico,  
                 Hinterlong, Krause

**Nays:**      Fieseler

                 Motion declared carried.

**L5**      Tree Preservation

TREE PRESERVATION

Miller moved to adopt the recommended scope of work and direct staff to convene a working group comprised of various Naperville stakeholders in FY 12/13 to investigate the use of specific tools to reduce or prevent tree damage during the construction of renovation of single-family homes and aid in the treatment of existing diseased trees. Second, Chirico.

**ROLL CALL:**

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

**Nays:**      None

                 Motion declared carried.

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**M PUBLIC HEARINGS:**

**M1** Stormwater Variance – Standard Market of Naperville

STORMWATER  
VARIANCE – STANDARD  
MARKET OF  
NAPERVILLE

**M1a** Public Hearing

Pradel opened the public hearing at 8:52 p.m.

Miller moved to close the public hearing at 8:52 p.m. Second, Krause

**VOICE VOTE:** Motion declared carried.

**M1b** Ordinance No. 12-016, Stormwater Variance – Standard Market of Naperville

ORDINANCE NO. 12-016,  
STORMWATER  
VARIANCE – STANDARD  
MARKET OF  
NAPERVILLE

Miller moved to pass Ordinance No. 12-016, approving a stormwater variance from the DuPage Countywide Stormwater ordinance for the Standard Market of Naperville located at 1520 Aurora Avenue. Second, Chirico

**ROLL CALL:**

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

**Nays:** None  
Motion declared carried.

**N ORDINANCES AND RESOLUTIONS:**

**O NEW BUSINESS**

**P CLOSED SESSION:**

CLOSED SESSION

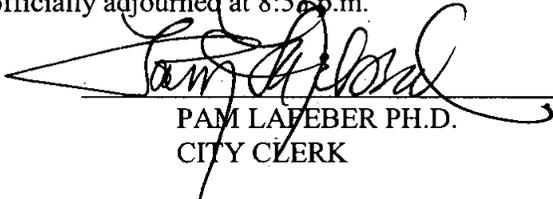
**Q ADJOURNMENT:**

ADJOURNMENT –  
8:53P.M.

Wehrli moved to adjourn the Regular City Council meeting of February 21, 2012 at 8:53 p.m. Second, Krause.

**VOICE VOTE:** Motion declared carried.

The Regular City Council Meeting of February 21, 2012 officially adjourned at 8:53 p.m.



PAM LAFERBER PH.D.  
CITY CLERK

PL: BK

