



**CITY COUNCIL MEETING OF SEPTEMBER 20, 2016  
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL  
APPROVED BY THE CITY COUNCIL ON  
October 4, 2016 AS WRITTEN.**

**CALL TO ORDER:**

5:45 P.M.

- A** Mayor Steve Chirico  
Councilwoman Becky Anderson  
Councilwoman Judith Brodhead  
Councilman Kevin M. Coyne  
Councilman Kevin Gallaher  
Councilwoman Patricia A. Gustin  
Councilman Paul Hinterlong  
Councilman John J. Krummen

Absent

Councilwoman Rebecca Boyd-Obarski

Also Present

City Manager, Doug Krieger  
Deputy City Manager, Marcie Schatz  
City Attorney, Jill Pelka-Wilger  
Deputy Legal Director, Mike DiSanto  
City Prosecutor, Kavita Athanikar  
Communications Manager, Linda LaCloche  
City Clerk, Pam Gallahue  
Fire Chief, Mark Puknaitis  
Deputy Fire Chief, Richard Sander  
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, Jennifer Louden  
Deputy Director of TED, Allison Laff  
Director of Public Utilities – Electric, Mark Curran  
Director of Public Utilities-Water, Jim Holzapfel  
Director of Public Works, Dick Dublinski

Press

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

**B ROLL CALL:**

**FINAL AGENDA  
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**C CLOSED SESSION:**

Gustin moved to recess to Closed Session to discuss **5 ILCS 120/2(c)(5)** The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussion whether a particular parcel should be acquired; **(6)** Setting of a price for sale or lease of property owned by the public body; **(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, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting; **(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, Krummen.

**ROLL CALL:**

**Ayes:** Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong, Krummen

**Nays:** None

**Absent:** Obarski

Motion declared carried.

**THE MEETING RECESSED TO CLOSED SESSION AT 5:50 P.M.  
CLOSED SESSION ADJOURNED AT 6:30 P.M.**

**D ROLL CALL:**

Mayor Chirico called the meeting back to order at 7:01 p.m.

**ROLL CALL:**

**Ayes:** Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong, Krummen

**Nays:** None

**Absent:** Obarski

Motion declared carried.

**E PLEDGE TO THE FLAG:**

**PLEDGE GIVEN**

**E1** Girl Scout Troops of the Islamic Center led the Pledge.

**F AWARDS AND RECOGNITIONS:**

**F1** Crime Prevention Month

Hinterlong proclaimed September as Crime Prevention Month and presented the Proclamation to Dave Hilderbrand, Nancy Quigley, and Dave Ferrari.

**F2** Illinois State Bar Association Award

Vincent Cornelius, President of the Illinois State Bar Association, and James F. McCluskey, Second Vice President of the Illinois State Bar Association, presented the Illinois State Bar Association Award to the Naperville Police Officer Shaun Ferguson.

**G PUBLIC FORUM:**



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**G1**     Naperville Marathon  
Craig Bixler and Dave Sheble, Naperville Marathon, presented changes to the 2016 race route.

By consensus Council granted the City Manager the authority to approve changes to the ordinance and traffic control plans as appropriate with the revisions.

**G2**     Marathon  
Tom LuPinacci, President, SS. Peter & Paul Parish Council, thanked staff and organizers for rerouting the event.

Gallahue explained that the churches will receive the map and traffic control plans once they have been finalized.

**G3**     Procedures Enforcement  
Gregg Harris, Clown Cab, Naperville, requested the Police Department intervene in a matter involving two recent fares.

Marshall said he would follow-up with the speaker.

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

Brodhead moved to use the Omnibus method to approve the Consent Agenda. Second, Gallaher.

**VOICE VOTE:**           Motion declared carried.

**I**       **CONSENT AGENDA:**

Brodhead moved to approve the Consent Agenda with the exception of items I7, I9, I15, and I19. Second, Hinterlong.

**ROLL CALL:**

**Ayes:**   Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong, Krümmen

**Nays:**   None

**Absent:** Obarski

          Motion declared carried.

**I1**     Cash Disbursements, 8/3 – 8/31/16  
Council approved the 8/3/16 thru 8/31/16 cash disbursements in the amount of \$30,853,101.40.

CASH DISBURSEMENTS –  
8/3 – 8/31/16

**I2**     SECA Grant Program Workshop Minutes  
Council approved the City Council SECA Grant Program Workshop Minutes of August 22, 2016.

SECA GRANT PROGRAM  
WORKSHOP MINUTES

**I3**     Workforce and Work Environment Strategy Workshop Minutes  
Council approved the Workforce and Work Environment Strategy Workshop Minutes of August 30, 2016.

WORKFORCE AND WORK  
ENVIRONMENT  
STRATEGY WORKSHOP  
MINUTES

**I4**     Regular City Council Minutes  
Council approved the Regular City Council Meeting Minutes of September 6, 2016.

REGULAR CITY COUNCIL  
MINUTES





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- I17**      Ordinance No. 16-144, Water Street District South Phase  
Council passed Ordinance No. 16-144, approving the vertical subdivision plat for the Water Street District South Phase-Resubdivision No. 1.      **ORDINANCE NO. 16-144,  
WATER STREET DISTRICT  
SOUTH PHASE**
- I18**      Resolution No. 16-030, Naperville Test Track  
Council adopted Resolution No. 16-030, approving and authorizing the execution of the amended test track agreement between the City of Naperville and the participating dealerships.      **RESOLUTION NO. 16-030,  
NAPERVILLE TEST TRACK**
- I20**      Best Buy Carpet and Granite Tops  
Council continued discussion regarding the petitioner's request for a pre-annexation agreement for the property located at 9S065, 9S080, and 9S081 Route 59 to the November 15, 2016 City Council meeting.      **BEST BUY CARPET AND  
GRANITE TOPS**
- 
- I7**      Contract 16-115, Naper Settlement Janitorial & Maintenance Services  
Krummen moved to approve the award of Change Order #1 to Contract 16-115, Naper Settlement Janitorial & Maintenance Services to Coverall Health Based Cleaning Systems, for an amount not to exceed \$8,500.00 and a total award of \$187,807.00. Second, Hinterlong.      **CONTRACT 16-115, NAPER  
SETTLEMENT  
JANITORIAL &  
MAINTENANCE SERVICES**
- ROLL CALL:**  
**Ayes:**      Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong, Krummen, Chirico  
**Nays:**      None  
**Absent:**      Obarski  
Motion declared carried.
- I9**      Contract 16-218, Municipal Center-Entry Plaza Improvements  
Krummen moved to approve the award of Change Order #1 to Contract 16-218, municipal center-entry plaza improvements phase 1, with RoMAAS Inc., for an amount not to exceed \$68,209.00 and a total contract amount not to exceed \$448,109.00. Second, Hinterlong.      **CONTRACT 16-218,  
MUNICIPAL CENTER-  
ENTRY PLAZA  
IMPROVEMENTS**
- ROLL CALL:**  
**Ayes:**      Brodhead, Coyne, Gallaher, Gustin, Hinterlong, Krummen, Chirico, Anderson  
**Nays:**      None  
**Absent:**      Obarski  
Motion declared carried.
- I15**      Ordinance No. 16-145, Water Street District Signage, PZC 16-1-113  
Council discussed having a sign that identifies Naperville and incorporating "Naperville" into the proposed design, implementing a lease agreement, identifying a revenue source, and an appropriate number of signs.      **ORDINANCE NO. 16-145,  
WATER STREET DISTRICT  
SIGNAGE, PZC 16-1-113**
- Laff explained the 2012 sign package and that the Council directed the Petitioner to not use "Riverwalk" in any signage.
- Jeff Prosapio, Naperville and Attorney for the Petitioner, stated that the sign logo is brand standard and cannot be changed, that the reservations system identifies the hotel as Indigo Naperville Riverwalk, and that the Petitioner is open to a lease agreement with the approval of the City Council.



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**115**     Ordinance No. 16-145, Water Street District Signage, PZC 16-1-113  
**Continued**

ORDINANCE NO. 16-145,  
WATER STREET DISTRICT  
SIGNAGE, PZC 16-1-113

Wilger explained that the Municipal Code permits the City Manager to authorize a lease agreement on his own. She said the agreement will be brought before the Council if there are any concerns.

Hinterlong moved to pass Ordinance No. 16-145, approving a variance from Section 5-4-3:5 (prohibited signs; off premises signs) of the Municipal Code in order to install an off premises wall sign at 120 Water Street, Naperville and authorize the City Manager to execute a lease agreement, PZC 16-1-113. Second, Gustin.

**ROLL CALL:**

**Ayes:**     Coyne, Gallaher, Gustin, Hinterlong, Krummen, Chirico, Anderson,  
              Brodhead

**Nays:**     None

**Absent:**    Obarski

              Motion declared carried.

**119**     Resolution No. 16-031, Naperville Elderly Homes Board of Directors

RESOLUTION NO. 16-031,  
NAPERVILLE ELDERLY  
HOMES BOARD OF  
DIRECTORS

Scott Mitchell, Naperville, spoke in favor of the proposed resolution and suggested the language be modified from "45 units" to "45-60 units."

Coyne moved to adopt Resolution No. 16-031, supporting the grant application of the Naperville Elderly Homes Board of Directors for the Martin Avenue Apartments expansion of senior housing options. Second, Hinterlong.

**ROLL CALL:**

**Ayes:**     Gallaher, Gustin, Hinterlong, Krummen, Chirico, Anderson,  
              Brodhead, Coyne

**Nays:**     None

**Absent:**    Obarski

              Motion declared carried.

**J**        **PUBLIC HEARINGS:**

**J1**        711 Woodlawn Avenue, PZC 16-1-076

711 WOODLAWN  
AVENUE, PZC 16-1-076

**J1a**       Public Hearing

PUBLIC HEARING

Chirico opened the public hearing at 8:05 p.m.

Hinterlong moved to close the public hearing at 8:05 p.m. Second, Gustin.

**VOICE VOTE:**        Motion declared carried.



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Hinterlong moved to use the Omnibus method to approve items J1b, J1c, J1d and J1e. Second, Gallaher.

**VOICE VOTE:** Motion declared carried.

Hinterlong moved to pass the Ordinances approving items J1b, J1c, J1d and J1e. Second, Krummen.

**ROLL CALL:**

**Ayes:** Gustin, Hinterlong, Krummen, Chirico, Anderson, Brodhead, Coyne, Gallaher

**Nays:** None

**Absent:** Obarski

Motion declared carried.

- |            |   |  |
|------------|---|--|
| <b>J1b</b> | <u>Ordinance No. 16-146, Annexation Agreement</u><br>Council passed Ordinance No. 16-146, authorizing execution of the annexation agreement.  | ORDINANCE NO. 16-146,<br>ANNEXATION<br>AGREEMENT         |
| <b>J1c</b> | <u>Ordinance No. 16-147, annexing 711 Woodlawn Avenue</u><br>Council passed Ordinance No. 16-147, annexing 711 Woodlawn Avenue.   | ORDINANCE NO. 16-147,<br>ANNEXING 711<br>WOODLAWN AVENUE |
| <b>J1d</b> | <u>Ordinance No. 16-148, rezoning</u><br>Council passed Ordinance No. 16-148, rezoning the subject property to R1b (medium density single-family residence district) upon annexation.   | ORDINANCE NO. 16-148,<br>REZONING                        |
| <b>J1e</b> | <u>Ordinance No. 16-149, granting a deviation (platted setbacks and building lines)</u><br>Council passed Ordinance No. 16-149, granting a deviation from Section 7-1-13 (platted setbacks and building lines) of the Municipal Code to permit the construction of a single-family residence located at 30 feet from the front property line.   | ORDINANCE NO. 16-149,<br>GRANTING A DEVIATION            |
| <b>J2</b>  | <u>Truth Lutheran Church, PZC 16-01-055</u>   | TRUTH LUTHERAN<br>CHURCH, PZC 16-01-055                  |
| <b>J2a</b> | <u>Public Hearing</u><br>Chirico opened the public hearing at 8:07 p.m.<br>Paul Mitchell, Naperville and Attorney for the Petitioner, described the development as a single-story brick church with 107 parking spaces and onsite detention. Upon annexation, the subject property will be rezoned to OCI (Office, Commercial and Institutional District) and Truth Lutheran Church will be built.<br>Steve Hyett, Naperville, spoke against the proposed annexation.<br>Novack said the city is not vacating the entire right-of-way and only vacating the eastern half of power lines.<br>Jerry Campbell, Naperville, spoke in favor of the proposed annexation but against the cross access cut through. | PUBLIC HEARING   |



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**J2a**      Public Hearing Continued

Novack said that the cut through will eliminate neighborhood traffic. He explained that a cross access easement can be installed, and it can be removed if it creates a traffic problem.

Council discussed traffic patterns on Royal St. George, the purpose of installing cross access points in the City, the appropriateness of installing a gate in the area, and the frequency of cut through traffic.

Mitchell responded that the Petitioner has no objection to a gate and that it is a better solution than having open cross access.

Paul Kaskela, Naperville, spoke against the proposed cross access easement.

James Adams, 1439 Cress Creek Ct., spoke against the proposed cross access easement.

Samuel Schleif, Truth Lutheran Church, spoke about the church and its mission.

Jim Ma, Naperville, spoke in favor of the proposed annexation.

Vicky Shih, Naperville, spoke in favor of the proposed annexation.

Shu-Jin Fang, Oak Brook, IL, spoke in favor of the proposed annexation.

Gallaher moved to close the public hearing at 8:48 p.m. Second, Hinterlong.

**VOICE VOTE:**      Motion declared carried.

**J2b**      Ordinance No. 16-150, Annexation Agreement

ORDINANCE NO. 16-150,  
ANNEXATION  
AGREEMENT

Hinterlong moved to pass Ordinance No. 16-150, authorizing execution of the annexation agreement. Second, Gustin.

**ROLL CALL:**

**Ayes:**      Hinterlong, Krummen, Chirico, Anderson, Brodhead, Coyne,  
                 Gallaher, Gustin

**Nays:**      None

**Absent:**     Obarski  
                 Motion declared carried.

**J2c**      Ordinance No. 16-151, annexing Mill St. and Bauer Rd.

ORDINANCE NO. 16-151,  
ANNEXING MILL ST. &  
BAUER RD

Hinterlong moved to pass Ordinance No. 16-151, annexing property located at the northwest corner of Mill Street and Bauer Road. Second, Gustin.

**ROLL CALL:**

**Ayes:**      Krummen, Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin,  
                 Hinterlong

**Nays:**      None

**Absent:**     Obarski  
                 Motion declared carried.





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**L3**      Special Events and Cultural Amenities (SECA) Grant Program Allocation

SPECIAL EVENTS AND  
CULTURAL AMENITIES  
(SECA) GRANT PROGRAM  
ALLOCATION

Mayer explained that Option B allows the Council more flexibility when contributing to the pension funds.

Council discussed adhering to a more strict payment schedule, impact on SECA and other components of the Food and Beverage Fund, and where the fund administration expenses are allocated.

Krieger discussed the ratings agency and evaluation of the pension funds.

Brodhead moved to concur with staff in Option B and pass the Ordinance amending Section 9 of Chapter 1, Title 3 of the Naperville Municipal Code revising the SECA grant program allocation of the food and beverage tax ordinance including striking the language from the ordinance requiring that the food and beverage tax contribution to the pension fund shall be in addition to the City's legally required funding obligations for the pension Funds in any given year. Second, Krummen.

**ROLL CALL:**

**Ayes:**      Krummen, Chirico, Anderson, Brodhead

**Nays:**      Coyne, Gallaher, Gustin, Hinterlong

**Absent:**     Obarski

Motion declared **not** carried.

Gallaher moved to approve Option A and pass the ordinance amending Section 9 of Chapter 1, Title 3, of the Naperville Municipal Code revising the SECA grant program allocation of the food and beverage tax ordinance. Second, Hinterlong.

Gallaher invoked Council Rules.

Hinterlong objected to the invocation of Council Rules.

**ROLL CALL to overturn invocation of Council Rules:**

**Ayes:**      Gustin, Hinterlong, Brodhead, Coyne

**Nays:**      Krummen, Chirico, Anderson, Gallaher

**Absent:**     Obarski

Motion declared **not** carried.

SECA Grant Program allocation, Option A, an ordinance amending Section 9 of Chapter 1, Title 3, of the Naperville Municipal Code revising the SECA grant program allocation of the food and beverage tax ordinance tabled to the October 4 City Council meeting.

**Option 1**    Ordinance No. 16-, Revising the SECA grant program allocation

ORDINANCE NO. 16-,  
REVISING THE SECA  
GRANT PROGRAM  
ALLOCATION

**Option 2**    Ordinance No. 16-, Revising the SECA grant program & pension fund allocation

ORDINANCE NO. 16-,  
REVISING THE SECA  
GRANT PROGRAM &  
PENSION FUND  
ALLOCATION



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

**M1 Medical Insurance**

MEDICAL INSURANCE

**M1a Medical Insurance Renewal**

MEDICAL INSURANCE  
RENEWAL

Brodhead moved to approve the medical insurance renewal with Blue Cross Blue Shield of Illinois (BCBSIL) for a one-year contract for an amount expected to be \$2,875,902.00. Second, Gallaher.

**ROLL CALL:**

**Ayes:** Hinterlong, Krummen, Chirico, Anderson, Brodhead, Coyne,  
Gallaher, Gustin

**Nays:** None

**Absent:** Obarski  
Motion declared carried.

**M1b Pharmaceutical Management Services**

PHARMACEUTICAL  
MANAGEMENT SERVICES

Brodhead moved to approve the contract with CVS-Caremark for a one-year term for pharmaceutical management services. Second, Gallaher.

**ROLL CALL:**

**Ayes:** Krummen, Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin,  
Hinterlong

**Nays:** None

**Absent:** Obarski  
Motion declared carried.

**M1c Stop Loss Reinsurance Policy**

STOP LOSS REINSURANCE  
POLICY

Brodhead moved to approve the contract with OPTUM-Unimerica Insurance Company (OPTUM) for a specific stop-loss reinsurance policy for a one-year term for an amount expected to be \$312,541.00. Second, Gallaher.

**ROLL CALL:**

**Ayes:** Chirico, Anderson, Brodhead, Coyne, Gallaher, Gustin, Hinterlong,  
Krummen

**Nays:** None

**Absent:** Obarski  
Motion declared carried.

**N PETITIONS AND COMMUNICATIONS:**

**O REPORTS AND RECOMMENDATIONS:**

**O1 City Council Meeting Schedule**

CITY COUNCIL MEETING  
SCHEDULE

Anderson moved to approve the City Council Meeting Schedule for October, November and December 2016. Second, Hinterlong.

**VOICE VOTE:** Motion declared carried.



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**O2**      SECA Grant Program

SECA GRANT PROGRAM

Council discussed the scope change review and approval process, IRS definitions, and categories of non-profit organizations.

Hinterlong moved to approve Action Items 1-8 as presented at the August 22, 2016 SECA Grant Program Workshop. Second, Gallaher

**ROLL CALL:**

**Ayes:**      Anderson, Brodhead, Coyne, Gallaher, Hinterlong, Krummen,  
                 Chirico

**Nays:**      Gustin

**Absent:**     Obarski

Motion declared carried.

Hinterlong moved to approve Action Item 9. Second, Brodhead.

Gallaher made a Motion in Substitution to approve revised Action Item 9, (eliminating sub-items 2 and 3), such that Change-in-Scope requests will be recommended by the SECA Commission and determined by the City Council. Second, Krummen.

**ROLL CALL:**

**Ayes:**      Coyne, Gallaher, Gustin, Hinterlong, Krummen

**Nays:**      Chirico, Anderson, Brodhead

**Absent:**     Obarski

Motion declared carried.

**P**      **NEW BUSINESS:**

**P1**      Deputy Fire Chief Rick Sander

Chirico congratulated Rick Sander on his new position as Lombard Fire Chief and thanked him for his years of service.

**P2**      DuPage County Field Court

Krieger stated that after touring several Naperville facilities, DuPage County has declined using any of them as a new field court location.

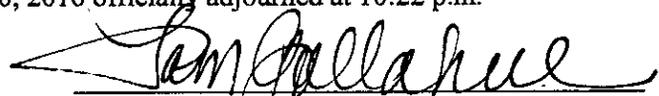
**Q**      **ADJOURNMENT:**

ADJOURNMENT

Hinterlong moved to adjourn the Regular City Council meeting of September 20, 2016 at 10:22 p.m. Second, Krummen.

**VOICE VOTE:**      Motion declared carried.

The Regular City Council Meeting of September 20, 2016 officially adjourned at 10:22 p.m.

  
\_\_\_\_\_  
PAM GALLAHUE, PH.D.  
CITY CLERK

PG: bk

