



**CITY COUNCIL MEETING OF FEBRUARY 3, 2015
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL
APPROVED BY THE CITY COUNCIL ON
February 17, 2015 AS WRITTEN.**

CALL TO ORDER:

6:00 P.M.

A Mayor A. George Pradel
Councilwoman Judy Brodhead
Councilman Steve Chirico
Councilman Robert Fieseler
Councilman Paul Hinterlong - Arrived at 7:00 p.m.
Councilman Doug Krause
Councilman Joe McElroy
Councilman David Wentz

Absent

Also Present

City Manager, Doug Krieger
Deputy City Manager, Marcie Schatz
Asst. to the City Manager, Amy Emery-Graunke
Legal Director, Jill Pelka-Wilger
City Clerk, Pam LaFeber
Communications Manager, Linda LaCloche
Police Chief, Robert Marshall
Deputy Fire Chief, Richard Sander
Director of Finance, Rachel Mayer
Director of T.E.D., Bill Novack
T.E.D. Operations Manager, Allison Laff
Transportation Team Leader, Jennifer Louden
T.E.D. Project Manager, Anastasia Urban
Director of Public Works, Dick Dublinski
Director of Public Utilities-, Jim Holzapfel
Director of Public Utilities-Electric, Mark Curran

Press

Chicago Sun Times, Daily Herald, Naperville Sun

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B CLOSSED SESSION:

Krause 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; **(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; **(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. Second, Wentz.

ROLL CALL:

Ayes: Pradel, Brodhead, Chirico, Fieseler, Krause, McElroy, Wentz

Nays: None

Absent: Hinterlong

Motion declared carried.

THE MEETING RECESSED TO CLOSED SESSION AT 6:04 P.M.

CLOSED SESSION ADJOURNED AT 6:39 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, Hinterlong, Krause, McElroy, Wentz

Absent: None

C PLEDGE TO THE FLAG:

PLEDGE GIVEN

D AWARDS AND RECOGNITIONS:

D1 February Team Award

McElroy recognized Paul Felstrup, Project Manager, as the recipient of the February Employee of the Month.

D2 Chief Marshall presented Officers Jason Duffy and Jeremy Womack with the Naperville Police Department Life Saving Award for their actions on January 23, 2015.

E PUBLIC FORUM:

E1 Public Sign Up

Dick Furstenuau, Naperville, requested that speakers be permitted to sign up prior to 6:30 p.m. from their computer or smart device.

Council directed staff to add this to the list of upcoming technology initiatives.

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- N2** Resolution No. 15-002, Appointment of City Council vacancy RESOLUTION NO. 15-002,
Krause moved to adopt Resolution No. 15-002, appointment of Tom Miers
to City Council vacancy. Second, Hinterlong. APPOINTMENT OF CITY
COUNCIL VACANCY
- ROLL CALL:**
Ayes: Pradel, Brodhead, Chirico, Fieseler, Hinterlong, Krause,
 McElroy, Wentz
Nays: None
 Motion declared carried.
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- 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, Wentz.
VOICE VOTE: Motion declared carried.
- I** **CONSENT AGENDA:**
Krause moved to approve the Consent Agenda items with the exception of
item I19. Second, Hinterlong.
ROLL CALL:
Ayes: Brodhead, Chirico, Fieseler, Hinterlong, Krause, McElroy, Miers,
 Wentz, Pradel
Nays: None
 Motion declared carried.
- I1** Cash Disbursements 1/14/15 CASH DISBURSEMENTS –
Council moved to approve the 1/14/15 cash disbursements in the amount of 1/14/15
\$5,851,023.75.
- I2** Cash Disbursements – 1/21/15 CASH DISBURSEMENTS –
Council moved to approve the 1/21/15 cash disbursements in the amount of 1/21/15
\$12,058,376.81.
- I3** Regular City Council Minutes REGULAR CITY COUNCIL
Council moved to approve the Regular City Council Meeting Minutes of MINUTES
January 20, 2015.
- I4** Appointments to Boards and Commissions APPOINTMENTS TO
Council moved to approve the Mayoral appoints of Christopher Jacks to BOARDS & COMMISSIONS
the Historic Preservation Commission, and Anders Gilchrist to the Public
Utilities Advisory Board.
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- I5** Contract 12-155, Riverwalk Consultant
Council moved to approve the award of a two-year option extension to Contract 12-155, Riverwalk Consultant, to Engineering Resource Associates (ERA) for an amount not to exceed \$165,000.00.
- I6** Contract 13-107, Custodial/Janitorial
Council moved to approve the award of option year one to Contract 13-107, custodial/janitorial to Citywide Building Maintenance for city facilities and sites for an amount not to exceed \$340,856.00 and to Diverse Facility Solutions for the Central Business District for an amount not to exceed \$162,250.00 for a total award of \$503,106.00 for a one-year extension with two additional, one year extensions available.
- I7** Contract 13-127, Tree Planting
Council moved to approve the award of option year two to Contract 13-127, tree planting, to The Fields on Caton Farm, for an amount not to exceed \$276,000.00.
- I8** Contract 13-147, Biosolids Removal
Council moved to approve the award of option year one to Contract 13-147, biosolids removal, to Bio Ag Inc., for an amount not to exceed \$193,750.00 for the contract period 5/1/15 to 4/30/16.
- I9** Bid 15-165, Bulk Magnesium Hydroxide
Council moved to approve the award of Bid 15-165, bulk magnesium hydroxide, to Clear2O, Inc., for an amount not to exceed \$158,692.10 for a two year contract period.
- I10** Downtown Naperville Alliance (DNA) Summer Sculpture Program
Council moved to approve the new schedule for the DNA's annual downtown sculpture program; approve the sculpture locations.
- I11** Resolution No. 15-003, Regional Household Hazardous Waste Facility
Council moved to adopt Resolution No. 15-003, authorizing the city manager to execute the intergovernmental agreement between the City of Naperville and Will County for the operation of the regional household hazardous waste facility.
- I12** Ordinance No 15-012, St. Paddy's Day 5K and St. Patrick's Day Parade
Council moved to pass Ordinance No. 15-012, to establish temporary traffic controls and issue special event permits and amplifier permits for the St. Paddy's Day 5K Run and the St. Patrick's Day Parade on March 14, 2015.
- I13** Ordinance No. 15-013, amendment to Ordinance No. 14-155, Burlington Meadows Subdivision
Council moved to pass Ordinance No. 15-013, amending Ordinance No. 14-155, (authorizing the execution of an annexation agreement for Burlington Meadows Subdivision).
- CONTRACT 12-155,
RIVERWALK
CONSULTANT**
- CONTRACT 13-107,
CUSTODIAL/JANITORIAL**
- CONTRACT 13-127, TREE
PLANTING**
- CONTRACT 13-147,
BIOSOLIDS REMOVAL**
- BID 15-165, BULK
MAGNESIUM HYDROXIDE**
- DOWNTOWN
NAPERVILLE ALLIANCE
(DNA) SUMMER
SCULPTURE PROGRAM**
- RESOLUTION NO. 15-003,
REGIONAL HOUSEHOLD
HAZARDOUS WASTE
FACILITY**
- ORDINANCE NO 15-012,
ST. PADDY'S DAY 5K AND
ST. PATRICK'S DAY
PARADE**
- ORDINANCE NO. 15-013,
AMENDMENT TO
ORDINANCE NO. 14-155,
BURLINGTON MEADOWS
SUBDIVISION**

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- I14** Ordinance No. 15-014, TopGolf Net Height Variance, PZC 14-1-153
Council moved to pass Ordinance No. 15-014, approving a variance from Section 6-2-10:3 (accessory buildings, structures and uses of land) of the municipal code to allow the height of an accessory structure to exceed the height of the principal structure to which it is accessory.
- I15** Ordinance No. 15-015, Park District Southwest Community Park, PZC 13-1-165
Council moved to pass Ordinance No. 15-015, approving the preliminary/final plat of subdivision for Southwest Community Park for the property located on the south side of Wolf's Crossing Road, west of 248th Street.
- I16** Reggi's Resubdivision, PZC 14-1-137
REGGI'S RESUBDIVISION, PZC 14-1-137
- I16a** Ordinance No. 15-016, major change to the PUD for Bailey and Satchel's Subdivision
Council moved to pass Ordinance No. 15-016, approving a major change to the planned unit development (PUD) for Bailey and Satchel's Subdivision in order to subdivide the property into two lots and develop an approximately 7,080 square foot commercial building.
- I6b** Ordinance No. 15-017, preliminary/final plat of subdivision to subdivide Lot 6
Council moved to pass Ordinance No. 15-017, approving a preliminary/final plat of subdivision to subdivide Lot 6 in Bailey and Satchel's subdivision into two new lots to allow for the development a new commercial building.
- I17** Ordinance No. 15-018, Heatherfield Subdivision, PZC 14-1-123
Council moved to pass Ordinance No. 15-018, approving the preliminary plat of subdivision and Owner's Acknowledgement and Acceptance for Heatherfield Subdivision located at the southwest corner of 75th Street and Naper Boulevard.
- I18** North Aurora Road Underpass Improvement Project (CIP #BR005)
Council moved to authorize staff to submit a Congestion Mitigation and Air Quality (CMAQ) funding application for the North Aurora Road underpass improvement project.
- I20** Resolution No. 15-004, F.O.P. Labor Council Collective Bargaining Agreement
Council moved to adopt Resolution No. 15-004, authorizing execution of a collective bargaining agreement between the City of Naperville and the F.O.P. Labor Council covering the police detention officer employees.
- ORDINANCE NO. 15-014,
TOPGOLF NET HEIGHT
VARIANCE, PZC 14-1-153
- ORDINANCE NO. 15-015,
PARK DISTRICT
SOUTHWEST
COMMUNITY PARK, PZC
13-1-165
- ORDINANCE NO. 15-016,
MAJOR CHANGE TO THE
PUD FOR BAILEY AND
SATCHEL'S SUBDIVISION
- ORDINANCE NO. 15-017,
PRELIMINARY/FINAL
PLAT OF SUBDIVISION TO
SUBDIVIDE LOT 6
- ORDINANCE NO. 15-018,
HEATHERFIELD
SUBDIVISION, PZC 14-1-
123
- NORTH AURORA ROAD
UNDERPASS
IMPROVEMENT PROJECT
(CIP #BR005)
- RESOLUTION NO. 15-004,
F.O.P. LABOR COUNCIL
COLLECTIVE
BARGAINING
AGREEMENT

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I21 Resolution No. 15-005, I.U.O.E. Local 150 Equipment Operator Collective Bargaining Agreement

Council moved to adopt Resolution No. 15-005, authorizing execution of a collective bargaining agreement between the City of Naperville and I.U.O.E. Local 150 covering the Department of Public Works equipment operator employees.

RESOLUTION NO. 15-005,
I.U.O.E. LOCAL 150
EQUIPMENT OPERATOR
COLLECTIVE
BARGAINING
AGREEMENT

I22 Ordinance No. 15-019, Sale of baked goods from home kitchen operations

Council moved to waive the first reading and pass Ordinance No. 15-019, amending Title 4 (health and sanitation) of the Naperville Municipal Code adding Chapter 10 authorizing the direct sales of baked goods from home kitchen operations.

ORDINANCE NO. 15-019,
SALE OF BAKED GOODS
FROM HOME KITCHEN
OPERATIONS

I19 Ordinance No. 15-020, Downtown Residential Parking Restrictions

Glenn Creevy, Naperville, recommended changes to the proposed ordinance.

Council discussed snow plow efforts, the passable width of the alley, crosswalk use, the appropriateness of moving the sign.

Novack explained the options and advised against the speaker recommendations.

Louden clarified that sign placement will not be affected by Council action on No Parking Zone designation.

Chirico moved to pass Ordinance No. 15-020, to designate No Parking Zones along Eagle Street, Spring Avenue, Douglas Avenue and Franklin Avenue and to establish Douglas Avenue as a two-way stop street at Eagle Street and directed staff to partner with the speaker regarding signage. Second, Hinterlong.

ORDINANCE NO. 15-020,
DOWNTOWN
RESIDENTIAL PARKING
RESTRICTIONS

ROLL CALL:

Ayes: Chirico, Fieseler, Hinterlong, Krause, McElroy, Miers, Wentz, Pradel, Brodhead

Nays: None

Motion declared carried.

J **OLD BUSINESS:**

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

L **REPORTS AND RECOMMENDATIONS:**

L1 FY16 Social Services Grant Funding Allocation

Brodhead moved to approve the funding amounts for the FY16 Social Services Grant (SSG) Program. Second, Krause.

FY16 SOCIAL SERVICES
GRANT FUNDING
ALLOCATION

ROLL CALL:

Ayes: Fieseler, Hinterlong, Krause, McElroy, Miers, Wentz, Pradel, Brodhead, Chirico

Nays: None

Motion declared carried.

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CITY COUNCIL MEETING
SCHEDULE

L2 City Council Meeting Schedule

Krause moved to approve the City Council Meeting Schedule for February, March and April 2015. Second, Wentz.

ROLL CALL:

Ayes: Hinterlong, Krause, McElroy, Miers, Wentz, Pradel, Brodhead, Chirico, Fieseler

Nays: None

Motion declared carried.

M PUBLIC HEARINGS:

M1 CDBG Program Years 2015-2019 Consolidated Plan and FY15 Annual Action Plan

M1a Program Year 2015-2019 Consolidated Plan and Program Year 2015 Annual Action Plan

Pradel opened the public hearing at 7:43 p.m.

Chirico moved to close the public hearing at 7:43 p.m. Second, Hinterlong.

VOICE VOTE: Motion declared carried.

M1b 2015-2019 Consolidated Plan and 2015 Annual Action Plan

Krause moved to approve the 2015-2019 Consolidated Plan and 2015 Annual Action Plan allocating a total of \$616,065.00 of CDBG funds. Second, Chirico.

ROLL CALL:

Ayes: Krause, McElroy, Miers, Wentz, Pradel, Brodhead, Chirico, Fieseler, Hinterlong

Nays: None

Motion declared carried.

N ORDINANCES AND RESOLUTION:

N1 Ordinance No. 15-021, City Manager Settlement Authority

Dick Furstenu, Naperville, spoke against the proposed ordinance.

Council discussed the appropriateness of the text amendment, possibly tabling the item for the new Council to consider, the transparency of the change, that the amount has been adjusted for inflation, the length of time since the last adjustment, health insurance costs, and how the authority compares to the private sector and the overall City budget.

Mayer stated the total budget is \$450M.

Council discussed how often settlements of this amount occur, what authority is given in other municipalities, that appropriate Legal, Human Resources, and departmental review occurs prior to a City Manager award, and that when a settlement is considered that is above City Manager authority it will be deliberated in open forum.

ORDINANCE NO. 15-021,
CITY MANAGER
SETTLEMENT
AUTHORITY

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N1

Ordinance No. 15-021, City Manager Settlement Authority Continued

Pelka-Wilger explained other municipalities vary City Manager authority from \$12,000-\$50,000.

Council requested a monthly report be provided and posted on the website of settlements in this monetary range, discussed that two claims in this range have been awarded in the past two years, that it is better to have an experienced Council vote on the change, and employee privacy.

Brodhead moved to table to May. Second, Fieseler

ROLL CALL:

Ayes: Brodhead, Fieseler

Nays: McElroy, Miers, Wentz, Pradel, Chirico, Hinterlong, Krause
Motion declared not carried.

Chirico moved to pass Ordinance No. 15-021, amending Section 11-6a-5-14 of the municipal code increasing the City Manager's authority to settle claims from \$25,000 to \$50,000. Second, Hinterlong.

ROLL CALL:

Ayes: Miers, Wentz, Pradel, Brodhead, Chirico, Hinterlong, McElroy

Nays: Fieseler, Krause
Motion declared carried.

NEW BUSINESS

O1

Snow Removal

Krause complimented the Department of Public Works (DPW) for their efforts during the recent snow storm. He inquired about restricting parking on Chicago Avenue and access for the Fire Department on cul-de-sacs.

Dublinski said there is significant communication between the Fire Department and DPW during storms. He said that Fire Department will notify DPW to clear areas where emergency calls have been received.

P

CLOSED SESSION:

Q

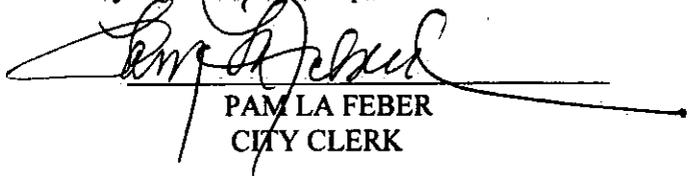
ADJOURNMENT:

ADJOURNMENT

Brodhead moved to adjourn the Regular City Council meeting of February 3, 2015 at 8:09 p.m. Second, Wentz.

VOICE VOTE: Motion declared carried.

The Regular City Council Meeting of February 3, 2015 officially adjourned at 8:09 p.m.


PAM LA FEBER
CITY CLERK

PL:bk

